

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.14071 of 2017

Date of Decision:03.07.2017

Rajinder Pal Singh

.....Petitioner

vs.

State of Haryana and othersRespondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr. Parminder Singh, Advocate for the petitioner.

Rakesh Kumar Jain (Oral)

This petition is filed seeking quashing of the notification dated 13.6.2017 issued by the Urban Local Body Department, Haryana by which respondent No.5 has been nominated as a Member of the Municipal Committee, Nilokheri. The petitioner has alleged that respondent No.5 does not possess requisite qualification and has referred to Section 13-A (h) of the Haryana Municipal Act, 1973 (for short, 'the Act') to contend that the petitioner has not passed matriculation examination or its equivalent examination from any recognised Institution/ Board, therefore, was not eligible/ qualified to have been nominated/ elected as a Member of the Municipal Committee.

During the course of hearing, it transpires that the petitioner had not approached the concerned authorities in terms of the provision 14(f) of the Act. Accordingly, counsel for the petitioner prays to withdraw the petition in order to file a comprehensive application in terms of Section 14 (f) of the Act to the concerned authority/ State Government for seeking removal of respondent No.5. In view therefore, the present petition is hereby disposed of with aforesaid liberty to the petitioner.

July 03, 2017

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(Rakesh Kumar Jain)

Judge

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No