

HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-528-2017

Date of Decision: August 17, 2017

Trident Ltd. and anotherPetitioners
Versus
Election Commission of India and othersRespondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR. JUSTICE SUDHIR MITTAL

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| 1. | To be referred to the Reporters or not? | Yes/No |
| 2. | Whether the judgment should be reported in the Digest? | Yes/No. |
| 3. | Whether Reporters of local papers may be allowed to see the judgment? | Yes/No |

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Present: Mr.Sanjeev Sharma, Sr.Advocate with
Mr.Shekhar Verma, Advocate
for the petitioners.

Mr.Namit Kumar, Advocate for respondent No.1.
Ms.Anu Pal, AAG, Punjab.

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SURYA KANT, J.

The first petitioner-Company keeps on organising 'Medical Camps' as a part of social charity/welfare activity. Some restrictions were imposed on it by the district Administration though permission to hold 3-day 'Medical Camp' from January 11, 2017 was granted to it vide Memo dated 11.01.2017. This Court vide an interim order dated 13.01.2017 directed that the activities of the medical camp will go on unfettered except that the petitioners would ensure that no political activity is encouraged.

[2] In this view of the matter, the writ petition appears to have been rendered infructuous. However, we find that the Sub Divisional Magistrate, Barnala, has made totally unsubstantial, uncalled for and

unwarranted observations in para 10 of the written statement. The mere

closeness or association of one of the Directors of the petitioner No.1-Company with a political party or a politician *per se* does not mean that the medical camp was being organised to promote the cause of the political party. The writ petition is, thus, disposed of with a clarificatory direction that so long the petitioner -Company wants to organise those medical camps, without patronizing any political party or political ideology, such camps shall be allowed to be held uninterrupted.

**(SURYA KANT)
JUDGE**

August 17, 2017
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**(SUDHIR MITTAL)
JUDGE**

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| 1. Whether speaking/reasoned ? | Yes/No |
| 2. Whether reportable ? | Yes/No |