

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

**Civil Writ Petition No. 19828 of 2018 (O&M)
Date of Decision: 28.08.2018**

The Ropar Central Cooperative Bank Employee's
Union, H.O., Ropar through its authorized officer

..... Petitioner

Versus

Punjab State Election Commission, Punjab
and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Jimmy Singla, Advocate
for the petitioner.

Mrs. Anu Chatrath Kapur, Additional Advocate General, Punjab
for the respondents/State.

JASWANT SINGH, J. (ORAL)

The registered Union of the employees of the Ropar Central Cooperative Bank Employees has approached this Court against the act of the respondents for deputing their employees on election duty by the Additional District Electoral Officer, Rupnagar, vide impugned letter dated 17.07.2018 (**Annexure P-1**).

It was contended that as per the provision of Section 129 of the Punjab State Election Commission Act, 1994, it is only the institution covered under the definition of Local Authority are eligible to depute their staff as per the directions and not under the Cooperative Societies Act, 1961.

In compliance of the previous directions vide order dated 24.08.2018, Mr. Kamal Garg, Secretary, Punjab State Election Commission

and Mr. Sumeet Jarangal, Deputy Commissioner, Rupnagar, are present in

Court. They have tendered their unqualified apology in not being present on the previous date of hearing to assist State Counsel, Mrs. Anu Chatrath Kapur, Additional Advocate General, Punjab, and also assure the Court to be careful in future.

Learned State Counsel, on instructions from the aforesaid officers, states that the impugned letter/order dated 17.07.2018 **(P-1)** has since been withdrawn by the office of the Deputy Commissioner and also general instructions have been issued for strictly observing the provisions of Section 129 of the Punjab State Election Commission Act, 1994.

In view of the stand of the respondents-State, counsel for the petitioner concedes that nothing more survives for adjudication in the present writ petition, as the same has become infructuous.

'Dismissed as Infructuous'.

August 28, 2018

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**(JASWANT SINGH)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>