

CWP no.23674 of 2018 (O&M) 1

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

CWP no.23674 of 2018 (O&M)

Date of Decision : 18.09.2018

Jaswinder Singh

....Petitioner(s)

Versus

Chief Electoral Officer and others

...Respondent(s)

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE MAHABIR SINGH SINDHU**

Present : Mr. P.P.S.Bajwa, Advocate for the petitioner(s)

MAHESH GROVER, J.(ORAL)

Learned counsel for the petitioner contends that no objection certificate was issued to him which he appended alongwith his documents at the time of filing his nomination papers which has been rejected on the ground that no objection certificate was not on record.

It is also stated that although the petitioner has remedy of filing election petition but the question of fact of the certificate not being on record has to be established in view of strong refutation by the petitioner who insists that the documents were complete in all respects and the certificate was on record.

In view of the above when the petitioner would have remedy of filing election petition against the alleged wrongful rejection of his nomination paper, we would decline interference in this regard but at the same time since the dispute of facts has been raised and a representation made to the respondent-State Election Commission, we dispose of the

instant petition with a direction to the said respondent to look into the grievance of the petitioner as expeditiously as possible.

Disposed of.

(Mahesh Grover)
Judge

18.09.2018
rekha
Whether speaking/reasoned
Whether reportable

(Mahabir Singh Sindhu)
Judge
Yes/No
Yes/No