

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.3299 of 2018
Date of Decision: 14.02.2018

Rani Kaur and another

Vs.
The Punjab State Election Commission and others

. . . . Petitioners

... Respondents

CORAM: - HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr.Baltej Singh Sidhu, Advocate,
for the petitioners.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is filed for seeking a writ in the nature of quo-warranto to unseat respondent No.3, who has allegedly not been duly elected to the post of Sarpanch of Village Hakuwala, Tehsil Malout, District Sri Muktsar Sahib.

Learned counsel for the petitioner has vehemently argued that as per the provisions of the Punjab Panchayati Raj Act, 1994 [for short 'the Act'], the post of Sarpanch has to be filled up by way of an election. However, it is not disputed that respondent No.3 was the only candidate in fray who had been found eligible for contesting for the post of Sarpanch and therefore, was elected by the returning officer.

Learned counsel for the petitioner has not placed enough material on record of this case for this Court to make an opinion that respondent No.3 is holding the post without any legal right.

With these observations, the present petition is hereby dismissed.

14.02.2018

Vivek

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No