

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP No.32116 of 2018  
DATE OF DECISION : 15<sup>th</sup> DECEMBER, 2018

Shanti & others

.... Petitioners

Versus

Punjab State Election Commissioner, Punjab and others

.... Respondents

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI  
HON'BLE MR. JUSTICE HARNARESH SINGH GILL

\* \* \* \*

Present : Mr. Sukhdev Singh Khokher, Advocate for the petitioners.

\* \* \* \*

**A. B. CHAUDHARI, J. (Oral)**

Heard. Rule returnable forthwith.

Mr. H. S. Grewal, Additional Advocate General, Punjab,  
accepts notice on behalf of the State.

Heard forthwith with consent of counsel for the rival parties.

It is not in dispute that the grievance made by the petitioner in this writ petition has not been adjudicated by the competent authority, despite the judgment of the Division Bench of this Court in the case of *Punjab Pradesh Congress Committee Versus State of Punjab and others*, in *CWP No.8290 of 2013* passed on 13.06.2013.

In our opinion, since the elections of the Gram Panchayat is to be held in the near future and the mandate of the aforesaid judgment is that the authority must adjudicate upon the grievances/representation of the concerned party(ies), we think it would be appropriate for the authority to decide the grievances/representation by passing a speaking order after granting opportunity of hearing.

In that view of the matter, we direct respondent No.2 to hear and decide the representation by treating this petition as a representation by passing a speaking order. Needless to say that the contesting parties in the present petition would also be heard by respondent No.2. The decision shall be given, in accordance with law within a period of one week from today.

Copy of this order and complete copy of this petition shall be placed before respondent No.2 by the petitioners.

The Rule stands disposed of with the direction as aforesaid.

**(A. B. CHAUDHARI)**  
**JUDGE**

**15<sup>th</sup> December, 2018**  
*‘raj’*

**(HARNARESH SINGH GILL)**  
**JUDGE**

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|-----------------------------------|------------|-----------|
| <i>Whether speaking/reasoned:</i> | <i>Yes</i> | <i>No</i> |
| <i>Whether Reportable:</i>        | <i>Yes</i> | <i>No</i> |