

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 2489 of 2019
Date of Decision: 30.01.2019

NISHA DEVI

..... *Petitioner*

Vs.

THE STATE ELECTION COMMISSION, PUNJAB AND OTHERS

..... *Respondents*

**CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN
HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL**

Present: - Mr. Gursharan Singh, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

The petitioner had filed her nomination papers to contest for the post of Sarpanch of the Gram Panchayat, Village Ghot Khurd, Tehsil and District Gurdaspur and is aggrieved that her nomination papers were illegally rejected. It is not denied that the elections of the Gram Panchayat have already been concluded as the result of the election was declared on 31.12.2018.

Learned counsel for the petitioner has produced an order passed by this Court in CWP No.40513 of 2018 titled as "Ranbir Kaur and others Vs. Stated of Punjab and others" on 10.01.2019 which was disposed of with liberty to the petitioners therein to file an election petition. He prays that the present petition may also be disposed of with liberty to file the election petition.

We have heard learned counsel for the petitioner and perused the order dated 10.01.2019 passed in CWP No. 40513 of 2018, which read as under: -

*"The present writ petition cannot be entertained
in view of the availability of alternate remedy by
way of election petition.*

Disposed of as such, with liberty to the petitioners to file election petition. If the same is filed, the Election Tribunal is directed to decide it within a period of one year.”

In view of the aforesaid, the present petition is disposed of in terms of the order passed by this Court in **CWP No.40513 of 2018** titled as “**Ranbir Kaur and others** Vs. **Stated of Punjab and others**” on 10.01.2019.

(RAKESH KUMAR JAIN)
JUDGE

(ANUPINDER SINGH GREWAL)
JUDGE

30 January, 2019
Ess Kay

Whether speaking /reasoned : *Yes/No*
Whether Reportable : *Yes/No*