

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-37336-2019 (O & M)

Date of decision: 20.12.2019

Gurbachan Kaur

.... Petitioner(s)

V/s

State of Punjab and ors.

...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA
HON'BLE MR. JUSTICE KARAMJIT SINGH**

Present: Mr. Nitesh Singhi, Advocate, for the petitioner.

Mr. I.P.S. Doabia, Addl.A.G., Punjab.

RAJAN GUPTA, J. (Oral)

Notice of motion.

On the asking of the court, Mr. I.P.S. Doabia, Addl.A.G., Punjab, who is present in court, accepts notice on behalf of the State. At the outset learned State counsel has apprised the court that the nomination papers were rejected by Returning Officer-Harpreet Singh. Election petition preferred by the petitioner is now pending before the SDM-Anand Sagar Sharma, who is vested with the powers of Election Tribunal, who is not the same officer as the Returning Officer. The apprehension of the petitioner is, thus, misplaced.

Faced with this situation, learned counsel for the petitioner submits that he may be allowed to withdraw this petition with liberty to raise his plea before the Election Tribunal.

Dismissed as withdrawn with aforesaid liberty.

**(RAJAN GUPTA)
JUDGE**

**(KARAMJIT SINGH)
JUDGE**

December 20, 2019

sukhpreet

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No