

HONOURABLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION NO.463 OF 2020

Date: 07.01.2020

Between:

Pasula Raghupathi s/o. late Pasula Anthaiah,
Aged about 35 years, occu: Business,
r/o. 7-70, Pedda Amberpet, Hyathnagar,
Ranga Reddy District.

.....Petitioner

and

The State of Telangana, rep.by its
Prl. Secretary (MAUD), Secretariat Buildings,
Hyderabad and others.

.....Respondents



The Court made the following:

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ORDER:

Petitioner is challenging the pre-election process undertaken by the respondents in Pedda Amberpet Municipality. The main contention urged is that the Municipality has not followed arrangement of wards clockwise and voters strength in respective wards exceeding 10% maximum limit and that the social status of the voters is not correctly done and there are several mistakes.

2. With reference to the allegation of clockwise arrangement of wards, it is seen from the map filed by the petitioner at page no.19, there is no such mistake in the arrangement and having regard to the geographical alignment of wards in the Municipality, it cannot be said that exercise is not made as per the parameters of Rule 4 of the Rules notified vide G.O.Ms.No.78 Municipal Administration & Urban Development (MA) Department, dated 29.06.2019.

3. Learned counsel for petitioner placed reliance on the voters list published on 04.01.2020 to contend that variation in the voters list is exceeding and in the same writ petition paper book, petitioner also filed apportionment of voters list at page no.25 (Annexure P6). From the said statement, it is seen that variation is not exceeding 10%. As clarified by the learned standing counsel, on account of subsequent revision of the voters list and the voters have to be allotted accordingly in the said manner, there may be allotment of voters exceedingly permissible limit, but the exercise as required by Rule 5 of the Rules notified vide G.O.Ms.No.78, dated 29.06.2019 is already undertaken and, therefore, the same is not illegal. I find merit in the said contention.

4. Learned counsel for petitioner submits that on 31.12.2019 detailed representation was made pointing out wrong reflection of the social status of the voters. Learned standing counsel does not have instructions as the writ petition is moved in lunch motion. However, it is needless to observe that the representation made by the residents of Pedda Amberpet Municipality Congress Committee be verified and if there are mistakes in identification of social status of voters, the same shall be notified immediately. Writ Petition is accordingly disposed of. Pending miscellaneous petitions shall stand closed.

JUSTICE P.NAVEEN RAO

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