

CWP-1476-2021

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

(PROCEEDINGS THROUGH V.C.)

CWP-1476-2021

Date of Decision: 25.01.2021

Karamjit Kaur

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH  
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: Mr. Naveen Batra, Advocate,  
for the petitioner.

Mr. S.P.S. Tinna, Addl.A.G., Punjab  
for the respondents.

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AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner, who is a woman, has approached this Court with a grievance that Ward No.13, where she resides, has been reserved for women category, which was earlier also reserved for the said category itself and thus, the same was required to be kept for open category following the principle of rotation. Therefore, it being in violation of the provisions of Article 243 (C) of the Constitution of India, which is *para materia* of Section 6 of the Punjab Municipal Corporation Act, 1976, the present action of the respondents cannot sustain being violative of the said provisions.

Learned counsel for the respondents, on the other hand, has asserted that there are total 19 wards, out of which 50% wards have to be

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kept reserved for women in the light of the amendment to the Punjab Municipal Act, 1911, which now provides for 50% reservation for women. All wards with odd numbers have been reserved for the women category and since that being the position of ward number 30 has been so reserved for women. As regards ward number No.7, which is also an odd number, the said ward has been kept reserved for the members of the Backward Class category which has the maximum number of population of the said category. Apart from this, no other ward with odd number has been reserved for the open category.

In the light of the above assertions of the counsel for the State, we do not find any ground to interfere in the present writ petition as we agree with the contentions as has been raised by him. The writ petition, therefore, stands dismissed.

**(AUGUSTINE GEORGE MASIH)**  
**JUDGE**

**(ASHOK KUMAR VERMA)**  
**JUDGE**

**25.01.2021**

*Harish*

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