

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No. 2537 of 2021

Date of decision : 17.2.2021

Sushil Kumar Rana

.... Petitioner

versus

State of Punjab and others

... Respondents

**Coram: Hon'ble Mr. Justice Jaswant Singh
Hon'ble Mr. Justice Sant Parkash**

Present Mr. C. K. Jangra, Advocate, for the petitioner.
Mr. Avinit Avasthi, AAG Punjab for the State of Punjab

[The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual court.]

Jaswant Singh, J. (Oral)

Petitioner – Sushil Kumar Rana, who claims himself to be District President, Bhartiya Janta Party, SAS Nagar had filed the present petition for directing the official respondents / State machinery to conduct free and fair Local Bodies elections to be held on 14.2.2021.

The basis for seeking such directions was based on previous violent incidents in the State of Punjab as also the apprehension of violence by the supporters of the Ruling Party during the aforesaid elections.

Upon notice, short affidavit dated 12.2.2021 of Dr. Ravjot Grewal, IPS, SP(Rural) SAS Nagar has been filed *inter alia* detailing the steps taken by the Police to ensure conduct of free and fair elections.

At the time of resumed hearing, although it is orally submitted that in certain polling booths violence did erupt, however, in the light of disputed questions of facts and the alternative remedy of filing an election petition under Section 74 read with Section 89 of the Punjab State Election Commission Act, 1994, learned counsel for the petitioners prays for permission to withdraw the present writ petition with liberty to file election petition to agitate all the pleas raised in the present writ petition, in accordance with law.

Dismissed as withdrawn with the aforesaid liberty.

(Jaswant Singh)
Judge

17.2.2021
vs

(Sant Parkash)
Judge

Whether speaking/ reasoned	Yes/No
Whether Reportable	Yes/No