

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**CWP-4058-2022****Date of decision:15.07.2022****Neha Sharma****....Petitioner****V/s.****Election Commission of India and others****....Respondents****CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA****Present: None for the petitioner.****Mr. Namit Kumar, Advocate
for the respondent-Election Commission of India.************Ritu Bahri, J. (Oral)**

The petitioner is seeking issuance of a writ in the nature of mandamus directing respondents No. 1 and 2 to take action against respondent No. 3 to 5 for deleting her name from the voter list of Punjab Assembly Election 2022 Constituency Dera Bassi.

As per para No. 8 of the written statement dated 12.04.2022 filed on behalf of respondents No. 1 to 4, it is stated that Form No. 7 for deletion of votes of Smt. Neha Sharma w/o Parul Sharma and Smt. Kanta Sharma w/o Sh. Balkrishan were submitted online on 21.12.2020. The said forms having reference nos. OFX873023362 and OKV969325874 (Annexures R-3 and R-4) were forwarded to Smt. Promila, Booth level Officer (BLO), Booth No. 69 (Modern Enclave) on 06.01.2021 for verification on "Garuda App". After verification, the said forms were submitted to the office of Electoral Registration Officer (ERO) on 06.01.2021. As per the verification report of BLO, these voters had shifted. The said forms

were accepted on the basis of the report of BLO. Since the enrolment process was over on 28.01.2022. No action could be taken for inclusion of petitioner's name and her mother-in-law's name in the electoral roll. Vide letter dated 02.03.2022 (Annexure R-5), a recommendation was sent from ERO to District Election Officer (DEO), SAS Nagar to initiate an action against respondent No. 5-Promila, BLO, Booth No. 69. Thereafter, a show cause notice dated 04.03.2022 (Annexure R-6) was issued to her by DEO for showing negligence in her duty. Now the General Elections to the Legislative Assembly of Punjab is over now. However, the petitioner can get her name added in the voter list by filing fresh form for inclusion of her name as voter.

Since the appropriate action has already been taken against the defaulting BLO, this petition is disposed of by giving liberty to the petitioner to file fresh form to the Electoral Officer in due course of time, which will be proceeded in accordance with law.

(RITU BAHRI)
JUDGE

(ASHOK KUMAR VERMA)
JUDGE

15.07.2022
Divyanshi

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No