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

(Through video conferencing)

CWP No.18242 of 2021

Date of Decision: 03.03.2022

UMESH SAHANI AND ORS

.....Petitioners

Vs

AMBALA CANTONMENT BOARD AND OTHERS

.....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Mehak Sawhney, Advocate
for the petitioners.

Ms. Ranjana Shahi, Advocate
for the respondents.

RAJ MOHAN SINGH, J.(Oral)

Present petition has been filed for the issuance of an appropriate writ, order or direction in the nature of mandamus directing the respondents to decide individual claims of the petitioners under Rule 13 of Cantonment Electoral Rules, 2007 for inclusion of name in the Electoral Roll for the year 2021-22 by passing a speaking order as provided under Rule 16(4) of Cantonment Electoral Rules, 2007 before Final publication of Electoral roll as per Rule 17(2) of Cantonment Electoral Rules,

2007.

On 14.09.2021, at the time of issuance of notice of motion following order was passed by the Co-ordinate Bench of this Court:-

“This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

It is submitted that objections filed by the petitioners have not been decided till date.

Notice of motion for 15.11.2021.

Publication of the final electoral roll, if any, shall remain subject to decision of this writ petition.

September 14, 2021
ts”

(Lisa Gill)
Judge

Reply has been filed on behalf of the respondents. As per preliminary objection, the objection/claim to the electoral roll of Cantonment Board, Ambala has already been decided on 13.09.2021 by passing a speaking order.

Perusal of the aforesaid order dated 13.09.2021 would show that the effort made by the Cantonment Board, Ambala in order to serve the petitioner remained unfruitful.

Learned counsel for the respondents on instructions from the concerned quarter submits that validity of electoral roll of Cantonment Board, Ambala has already been expired on 01.03.2022. After decision of the objections raised by the

petitioner, new list has to be prepared in accordance with law.

Learned counsel for the respondents further submits that in case the petitioners come forward by way of documentary proofs at the time of preparation of new list, their cases will be considered in accordance with law. If they are found liable on the basis of documentation, their names will certainly be included in the electoral roll in accordance with law.

In view of above, the present petition is disposed of.

March 03, 2022

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No