

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

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CWP-23287-2022

Date of Decision:-11.10.2022

Sabnam

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI

HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- Mr. Afjal Hussain, Advocate
for the petitioner.

Mr. Ankur Mittal, Addl. A. G., Haryana with
Mr. Saurabh Mago, AAG, Haryana.

RITU BAHRI, J.(Oral)

The present Civil Writ Petition has been filed under Article 226/227 of the Constitution of India of issuance of writ in the nature of certiorari quashing the impugned order dated 07.10.2022 passed by respondent No. 2 wherein the claim of the petitioner has been declined and 21.09.2022 (Annexure P-4) passed by respondent No. 2 and order dated 20.04.2021 passed by the respondent No. 1 whereby the spelling of the village name of the petitioner has been changed from Sundh to Soondh and reservation has been done for reserved category in the village Sundh, Block Taoru District Mewat, Haryana.

The petitioner has approached this Court by CWP-23200-2022 challenging the order dated 21.09.2022 whereby the name of the village has been changed to Soondh instead of Sundh and reservation done for reserved category and reservation could not be done for women. It became an unreserved seat. Because of this mistake in the spelling, the name of the village fell at serial no. 45 and it could not be reserved for women. The writ petition was disposed of by giving direction to respondent No. 2 to decide representation in one day. Pursuance of this order Annexure P-6, the impugned order Annexure P-7 was passed by

respondent No. 2 and the representation has been rejected by observing that the name of the Gram Panchayat Sudh was written in english in the notification dated 20.04.2021 and 21.09.2022 and objection was raised thereupon and there was no report about the correction of this name of this Gram Panchayat.

However, this Court had disposed of the writ petition vide order Annexure P-6 only to get the correction done as it was valid correction. In the impugned order, it is nowhere stated that the name of the village was mentioned as sudh. Since the word in the impugned order it has been observed that the name of the village was written in english.

Since the petitioner had already approached this Court by filing CWP-23200-2022 and pursuant to the order Annexure P-6, the correction ought to have been done by respondent No. 2.

Aforesaid petition was filed and disposed of on 21.09.2022 when notification for the election had not been issued. This mistake should be corrected by respondent No. 2 vide order dated 07.10.2022 and there was no bar on 07.10.2022. Direction is now being given to respondent No. 2 to do the corrections today itself.

This order should not be treated as a precedent especially keeping in view the petitioner has approached this Court earlier prior to the notification of election which was issued on 07.10.2022 and since the issue was only for correction of the spelling of the name of village.

Accordingly, present writ petition is allowed.

(RITU BAHRI)
JUDGE

October 11, 2022
Mehak

(NIDHI GUPTA)
JUDGE