

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

**CWP No.23401 of 2022
Date of Decision:-12.10.2022**

Bharat Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- Mr. Karan Singh, Advocate
for the petitioner.

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

RITU BAHRI, J.(Oral)

The grievance of the petitioner in the present petition is that while passing the impugned order dated 21.09.2022 (Annexure P-4) with respect to village Brijpura, reservation of SC category has been shown twice.

Counsel for the petitioner has referred to the order dated 21.09.2022 (Annexure P-4) to contend that the village at Sr. No.10 Brijpura has wrongly shown to have been reserved twice and has the population of SC category to be 34.48%, whereas the village of the petitioner at Sr. No.25 i.e. Jasat has been reserved once and has the population of 24.30% of SC category. If village Brijpura has been shown to be reserved once as it was

part of Gram Panchayat Hakdarpur then being the higher population in SC category reserved in the election also for the post of Sarpanch in SC category.

This argument of learned counsel for the petitioner is liable to be rejected as after bifurcation the village Brijpura which has earlier been reserved had to be taken into account while calculating the number of reservation of posts of Sarpanch, therefore, the post of Sarpanch has rightly has been shown reserved twice in case of Brijpura in the order dated 21.09.2022 (Annexure P-4). Since the village of the petitioner Jasat, at Sr.No.25, has been reserved only once, which has rightly been reserved, shown at Sr.No.13 at page No.34 of the paper book, having the population of 24.30%. It is not the case of the petitioner that any other village which has higher population than the petitioner's in the SC category has been left out. In the assending order there is no village which has higher population than the petitioner, which could have been reserved for SC category.

In view of the above, the petition is dismissed.

(RITU BAHRI)
JUDGE

October 12, 2022
Vijay Asija

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No