

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

CWP No. 24729 of 2022 (O&M)

Date of Decision: 26.10.2022

Anita and others

...Petitioners

Versus

State of Punjab and others

...Respondents

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR
HON'BLE MR. JUSTICE ARUN MONGA**

Present:- Mr. Sandeep Lather, Advocate
for the petitioners.

JAISHREE THAKUR, J.

The present writ petition has been filed by the petitioners with a limited prayer seeking direction to include their names in the voters list so that they can cast their votes in the election, which is scheduled to be held on 30.10.2022 for members of Zila Parishads and Panchayat Samities in Village Khatla (Ward No. 26 and 27), Tehsil Safidon, District Jind.

Learned counsel for the petitioners herein would contend that the petitioners being residents of the said area, they are entitled to cast their votes in the election, scheduled to be held on 30.10.2022. However, for the reasons best known, their names are not reflected in the voters list. It is submitted that in fact the petitioners, who are 19 in number, have already approached the Sub Divisional Magistrate-cum-Electoral Registration Officer (Panchayat) Safidon, by way of filing representation dated 17.10.2022 for including their names. However, as on date, the voters list has not been rectified nor their names have been included.

Notice of motion.

Mr. Tapan Kumar, DAG, Haryana, who is present in Court,

accepts notice on behalf of the respondents—State and submits that the representation so moved by the petitioners could not be considered in light of Rule 12-B of the Haryana Panchayati Raj Election Rules, 1994. It is submitted that in fact there is a regular Form 1-A which has to be filled in before voter list could be rectified and names of the petitioners could be included. As per Rule 12-B, any person whose name is not included in the ward wise list of voters finally published, such person may apply to the Deputy Commissioner-cum-District Election Officer (P) for addition/deletion/correction of his/her name in the ward wise list of voters. Since the petitioners had not applied in the required form, the representations are not being considered.

We have heard learned counsel for the parties and dispose of this petition with a direction to the respondents herein to consider the objections, if any, raised by the petitioners in terms of Rule 12-B of the Haryana Panchayati Raj Election Rules, 1994. In case, the petitioners approach the concerned authority today itself by filing their objections in Form 1-A, the same shall be decided expeditiously within the next working day. Modified voters list if any shall also be made available.

The writ petition stands disposed of accordingly.

[JAISHREE THAKUR]
JUDGE

[ARUN MONGA]
JUDGE

26.10.2022
prem

Whether speaking/reasoned : Yes
Whether Reportable : No