

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

CWP-3570-2023

Date of Decision: April 17, 2023

FIRDOSH BEGUM

..... Petitioner

Versus

STATE OF HARYANA AND OTHERS

..... Respondents

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE RITU TAGORE**

Present: Mr. Sarfaraj Anjum Mor, Advocate for the petitioner.

Mr. Ankur Mittal, Addl. AG, Haryana and
Mr. Saurabh Mago, AAG, Haryana.

LISA GILL, J.

Prayer in this writ petition is for setting aside election to the post of Municipal Council member from Ward No. 6 held on 19.06.2022 for Nuh, District Nuh, Mewat, Haryana wherein respondent No. 7, stands elected. Various grounds have been taken in this writ petition with the primary ground being that respondent No. 7 has concealed the important fact of her joining as Shiksha Sahayak with Education Department, therefore, she was not entitled to contest the elections. Gross violation of Service Rules as well as provisions of Haryana Panchayati Raj Act is alleged.

Learned counsel for the petitioner is unable to deny that remedy available to the petitioner is to file an Election Petition challenging the election of respondent No. 7.

At this stage, it is informed by learned counsel for the petitioner that Election Petition in fact stands filed. In the given factual matrix, we find no ground whatsoever to interfere in this writ petition, at this stage.

Accordingly, present petition is dismissed. However, petitioner is at liberty to pursue the Election Petition as filed by her and take up all available pleas in accordance with law. There is no expression of any opinion on the merits of the matter.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

April 17, 2023
rts

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