

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

**CWP-25493-2017 (O&M)
Date of Decision: February 20, 2023**

SATYAWAN @ JHANDA

..... Petitioner

Versus

STATE OF HARYANA AND OTHERS

..... Respondents

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

Present: Mr. A.S. Virk, Advocate for the petitioner.

Mr. Aman Bahri, Addl.AG, Haryana.

Mr. B.S. Rana, Senior Advocate with
Mr. Maninder Jit Singh, Advocate for respondents No. 3 and 4.

LISA GILL, J.

Present writ petition has been filed for setting aside judgment dated 30.10.2017 passed by learned Civil Judge (Junior Division), Panipat, whereby election petition filed by respondents No. 3 to 5 has been allowed and election to the post of Sarpanch, Village Kurana has been set aside. One of the grounds taken by respondents No. 3 to 5 for setting aside of election was that the petitioner had passed Prathma examination from Hindi Sahitya Sammelan, Allahabad which is not equivalent to Matriculation and is not a degree issued by a recognized Board.

Notice of motion was issued in this writ petition on 09.11.2017 and operation of impugned order dated 30.10.2017 was stayed till further orders. Petition was admitted on 07.08.2018 with interim order being made absolute.

Learned counsel for parties are unable to deny that the present petition is rendered infructuous due to efflux of time. Adjudication of the issue raised would be an academic exercise.

Writ petition is, accordingly, disposed of as infructuous with liberty to the parties to agitate the question about validity of the certificate in question/its equivalence to Matriculation, in appropriate proceedings.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

February 20, 2023

Rts

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No