

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

(Sr. No.101)

CWP No.1201 of 2024

Date of decision: 17.01.2024

Kuldeep Kumar

..... Petitioner

Versus

U. T. Chandigarh and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL
HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present : Mr. Gaurav Garg Dhuriwala, Advocate,
Mr. R.P.S. Bara, Advocate and
Mr. Ferry Sofat, Advocate for the petitioner.

Mr. Anil Mehta, Senior Standing Counsel,
Mr. Sumeet Jain, Advocate,
Mr. Abhinav Sood, Advocate,
Mr. Nishant Indal, Advocate and
Ms. Anmol Gupta, Advocate
for respondents No.1 to 4.

Mr. Munish Bansal, Public Prosecutor and
Mr. Deepinder Brar, Addl. Public Prosecutor
for respondents No.5 & 6.

* * *

DEEPAK SIBAL, J. (Oral)

(1) Through the present petition the petitioner invokes the extra ordinary writ jurisdiction of this Court for issuance of a direction to the Deputy Commissioner, U. T., Chandigarh to ensure that free and fair elections take place to the posts of Mayor, Senior Deputy Mayor and Deputy

Mayor of the Municipal Corporation, Chandigarh, which are scheduled to be held on 18.01.2024 with a further prayer that this Court may appoint a Court Commissioner to supervise the election process.

(2) After arguing the matter for some time, learned counsel for the petitioner submits that he has express instructions from the petitioner not to press the afore prayers and that he would be satisfied if the present petition is disposed of by issuing directions to the official respondents to acknowledge acceptance of the withdrawal of candidature by Mr. Jasbir Singh for the post of Mayor, Ms. Neha for the post of Senior Deputy Mayor and Ms. Poonam for the post of Deputy Mayor as also to direct the official respondents to issue passes to the persons nominated by the contesting candidates who could then watch the proceedings of the elections as also to declare the list of eligible candidates well in time. He further prays for issuance of appropriate directions to the official respondents to also videograph the entire voting/election process.

(3) Mr. Anil Mehta, who appears for respondents No.1 to 4 submits that there is no occasion for this Court to issue the afore directions alternatively being prayed for by the petitioner as the official respondents duly acknowledge the withdrawal of candidature by Mr. Jasbir Singh, Ms. Neha and Ms. Poonam and that they shall issue passes as also publish the list of eligible candidates as per the due process, in accordance with law. Mr. Mehta further submits that like earlier, the official respondents would also be conducting videography of the entire voting/election process.

(4) Mr. Munish Bansal, who appears on behalf of respondents No.5 and 6 also assures this Court that the Chandigarh Police will leave no stone

unturned to ensure free and fair elections in the Municipal Corporation, Chandigarh which are scheduled to be held tomorrow.

(5) In the light of the afore fair stand taken by the respondents, no further orders are required to be passed.

(6) Disposed of.

(DEEPAK SIBAL)
JUDGE

17.01.2024
sunil yadav

(DEEPAK MANCHANDA)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No