

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

CR-7609-2023 (O&M)

Date of Decision: 10.01.2024

JASBIR SINGH CHOUHAN

..... PETITIONER

VS

MOHIN AND OTHERS

..... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Dr. Rishi Pal Singh, Advocate for the petitioner.

GURBIR SINGH, J. (ORAL)

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1. This petition is filed under Article 227 of the Constitution of India with a prayer for setting aside the impugned order dated 23.12.2022 (Annexure P-1) passed by learned Additional Civil Judge (Sr.Div) Assandh District Karnal whereby application for recounting of votes from EVM has been declined with a further prayer that application for recounting of votes be decided afresh and to decide the election petition within 6 months.

2. After arguing for sometime, learned counsel for the petitioner inter alia submits that election petition was filed in the year March 2022 and service is already complete but respondent No.3 has not yet filed the written statement due to which there is a delay in disposal of the petition. The purpose of delaying the disposal of election petition is to result it infructuous. He further submits that he would be satisfied, if the direction be given to the Tribunal to decide the election petition within a stipulated time bound manner.

3. Without commenting anything on the merits of the case, present petition is disposed of with a direction to the learned Election tribunal to make all endeavors to complete the evidence of the parties preferably within a period of six months from the next date fixed and dispose of the petition.
4. In the meantime, respondent No.3 shall file the written statement on the date fixed before the Tribunal.
5. Petition stands disposed of.

10.01.2024
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(GURBIR SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>