



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

139

CWP-11313-2025 (O&M)  
Date of decision : 25.04.2025

AMANDEEP KUMAR

..... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

..... Respondents

CORAM : HON'BLE MR. JUSTICE SUDHIR SINGH  
HON'BLE MR. JUSTICE DEEPINDER SINGH NALWA

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Present :- Mr. Jashanjot Singh Uppal, Advocate  
for the petitioner.

Ms. Arundhati Kulshreshtha, AAG, Punjab.

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**SUDHIR SINGH, J. (Oral)**

Learned counsel appearing on behalf of State submits that the petitioner does not have a statutory remedy under Section 76 of Punjab State Election Commission Act, 1994. The same reads as under:-

**“76. Presentation of petition.-** (1) An election petition may be presented on one or more of the grounds specified in sub-section (1) of section 89 to the Election Tribunal by any candidate to such election or by any elector within a period of forty five days from the date of election of the returned candidate or if there are more than one returned candidates at the election and there are different dates of their election, then the later of these dates shall be taken into account for this purpose.

(2) Every election petition shall be accompanied by as many copies thereof, as there are respondents mentioned in the petition and every such copy shall be attested by the petitioner under his own signatures to be a true copy of the petition.”

2. The petitioner is directed to file an election petition before the Tribunal concerned within its competent jurisdiction. It goes without saying that the Tribunal shall take all necessary steps to dispose of the said election petition, preferably within a period of eighteen months from the date of filing of such petition.

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3. Disposed of accordingly.

**(SUDHIR SINGH)**  
**JUDGE**

**(DEEPINDER SINGH NALWA)**  
**JUDGE**

**25.04.2025**

Rimpal

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|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether Reportable :      | No  |