

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

**CWP No. 16941 of 2011
Date of decision:- 15.09.2011**

Gram Panchayat Madhevi

...Petitioner

Versus

The State Election Commission, Punjab and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE PERMOD KOHLI
HON'BLE MS. JUSTICE RITU BAHRI**

Present:- Mr. Pradeep Goyal, Advocate
for the petitioner.

PERMOD KOHLI J.(Oral)

This petition has been filed by the Gram Panchayat, Madhevi, District Sangrur invoking the jurisdiction under Article 226 and 227 of the Constitution of India for issuance of a writ of mandamus for a direction not to alter the voter list of Village Madhevi by including the voters of Village Jafarabad (Barakatpura).

It is alleged that 93 voters, who are residents of Village Jafarabad (Barkatpura) are being shifted from voter list of the said village to voter list of Village Madhevi. It is further alleged that even the voters of Village Jafarabad (Barkatpura) have represented not to shift their names from the voter list of Village Jafarabad (Barkatpura) to Village Madhevi. The petitioner has also made a representation (Annexure P-3) to the Election Commissioner, Punjab, Chandigarh. Apart from the various contentions, it is stated that representation of the petitioner has not been taken into consideration by the competent

authority till date. Learned counsel for the petitioner submits that the petitioner would be satisfied if the Election Commissioner, Punjab, Chandigarh is asked to decide the representation filed by the petitioner.

In view of the above submissions without going into the merits of the controversy, this petition is being disposed of at the motion stage with the direction to the Election Commissioner, Punjab, Chandigarh to decide the representation filed by the petitioner within a period of one month by passing a reasoned and speaking order. In the event the representation is rejected, the petitioner shall have the liberty to seek any remedy available under law.

**(PERMOD KOHLI)
JUDGE**

September 15, 2011
Vijay Asija

**(RITU BAHRI)
JUDGE**