



COCP No.5295 of 2024 (O&M)

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

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**COCP No.5295 of 2024 (O&M)
Date of Decision: 10.02.2025**

PARDEEP KAUR**.....Petitioner****Vs****RAJ KAMAL CHAUDHARI AND ORS****....Respondents****CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA**

Present: Mr. Sourabh Singla, Advocate
for the petitioner.

Mr. Vishnav Gandhi, D.A.G., Punjab.

Mr. Ayush Sarna, Advocate
for respondent No.2.

HARKESH MANUJA, J. (Oral)

1. By way of present petition filed under Sections 10 & 12 of the Contempt of Courts Act, proceedings are sought to be initiated against the respondents on account of alleged willful non-compliance of order dated 03.10.2024 passed by this Court in CWP No.26595 of 2024. The said order reads as under:-

“Disposed of with a mandamus upon respondents Nos.3 to 5 to video-graph the proceedings relating to the process of filing of nomination including the scrutiny of nomination as well as to video-record of the complete process of polling of votes and of counting process.”

2. Reply by way of affidavit of Sh. Jagjit Singh, Secretary, State Punjab Election Commission as well as power of attorney on behalf of respondent No.2 has been filed in Court, the same is taken on record.

3. Learned counsel for the petitioner submits that in pursuance of order dated 03.10.2024 passed by the Writ Court, guidelines were even issued by the



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State Election Commission, Punjab to all the Deputy Commissioners-cum-District Election Officers, Punjab to videograph the entire election process of filing of nomination; scrutiny of nomination; polling of votes as well as the counting process, however, the same were never followed, thus, the respondents were in contempt.

4. On the other hand, learned counsel representing respondent No.2 submits that the order dated 03.10.2024 which has been relied upon by the petitioner was never based on any writ petition filed by her as the same was filed at the instance of one Sawinder Kaur in relation to the election of Gram Panchayat village Palasaur Khurd, Block Tarn Taran and thus, the respondents were not in contempt.

5. I have heard learned counsel for the parties and perused the paper book.

6. The contention raised on behalf of the respondents appears to be reasonable as the petitioner belong to village Bapraur, Teshsil Rajpura District Patiala, whereas the writ petition wherein directions were issued to video-graph the proceedings related to the process of filing of nomination; the scrutiny of nomination; process of polling of votes and counting thereof, filed at the instance of one Sawinder Kaur resident of village Palasur Khurd, Block & District Tarn Taran.

7. Though based on the order dated 03.10.2024 directions were issued by the State Election Commission to all the Deputy Commissioners-cum-District Election Officers, Punjab for complete video-graphy of entire process of filing of nomination; scrutiny of nomination; polling of votes and the counting of votes,

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however the non-compliance in this regard can at best be one of the cause to be set-up in an Election Petition.

8. In such given facts and circumstances, no case of willful disobedience of the order passed by the Writ Court is made out against the respondents. The present petition stands dismissed. Rule stands discharged.

February 10, 2025*Atik***(HARKESH MANUJA)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No