



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

**CWP-6720-2025 (O&M)
Date of decision: 10.03.2025**

Kamal Dewan

.....Petitioner

Versus

State of Haryana and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE SUDHIR SINGH
HON'BLE MRS. JUSTICE SUKHVINDER KAUR**

Present: Dr. Pankaj Nanhera, Advocate,
for the petitioner.

SUDHIR SINGH (ORAL)

By way of the present writ petition, the petitioner has sought issuance of an appropriate writ in the nature of Mandamus for declaring the inclusion of village Bayapur in the By-election of Municipal Corporation, Sonipat, held on 02.03.2025, as unconstitutional and illegal.

2. Learned counsel for the petitioner argued that earlier, village Bayapur had already been denotified/excluded from the limits of Municipal Corporation, Sonipat, vide notification dated 26.07.2018 (Annexure P-2) and a Gram Panchayat of the said village had already been elected in the year 2022. Therefore, at the time of conducting bye-election

on 02.03.2025, the same village could not be included in the limits of the Municipal Corporation, Sonipat.

3. Learned counsel for the petitioner further submits that with regard to his grievance, he has already made a representation dated 04.03.2025 (Annexure P-6) to the Election Commissioner-respondent No.2, but no action has been taken thereon till date.

4. Served with the advance copy of the petition, Mr. Samarth Sagar, Addl. A.G., Haryana, is present in Court and submits that the said representation shall be considered and decided by the competent authority, in accordance with law.

5. Without commenting on merits of the case, the present petition is disposed of with a direction to respondent No.2-Election Commission, to look into the pending representation dated 04.03.2025 (Annexure P-6) of the petitioner and pass an appropriate reasoned order thereon, in accordance with law, within a period of one week from the date of receipt of copy/ production of this order.

6. Pending application(s), if any, shall also stand disposed of.

**(SUDHIR SINGH)
JUDGE**

**(SUKHVINDER KAUR)
JUDGE**

10.03.2025

Ajay Prasher

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No