

Abir Singh Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Feb-05-2013

Appellant : Abir Singh

Respondent : The State of Madhya Pradesh

Judgement :

Writ Petition No :

876. / 2013 Abir Singh versus State of MP and others 05.02.2013.

Shri Shreyas Pandit for the petitioner.

Shri Sidharth Gulati appears for respondent No.5.

Having heard learned counsel for the parties, it is seen that alleging corrupt practice in the elections held to the Mandi Committee held for Ward No.8, Maharajganj, Badamalhara, District Chhatarpur, this writ petition has been filed.

The averments made in the writ petition are with regard to grave irregularities in the election in question and use of unfair practice and corruption in the election.

If that be so, the statute itself contemplates filing an election petition and as petitioner has statutory remedy of filing an election petition, a petition directly before this Court without filing an election petition is not proper.

Accordingly, granting liberty to the petitioner to avail the remedy of filing an election petition, this petition is disposed of.

If the petitioner wants to seek any interim relief, he may move an appropriate application before the Election Tribunal and it is for the Tribunal to consider the same in accordance with law.

With the aforesaid, the petition stands disposed of.

Certified copy as per rules.

(RAJENDRA MENON) JUDGE Aks/-

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