

Office of the Election Authority

Under J&K Panchayati Raj Act, 1989

(Chief Electoral Officer, J&K)

“Greater Participation for a Stronger Democracy”

Subject: OWP No. 2298/2018 titled Balinder Singh and others Vs State of J&K & Others.

ORDER No. CEO/Pyt/2018/816

DATED 11-12-2018

Whereas, the petitioner preferred the aforesaid writ petition seeking following relief:

“Commanding the respondents to decide the representation dated 11-10-2018 made by the petitioners to the respondents or making necessary correction in the name of Panchayat Juthana as ‘Juthana Upper’.”

Whereas, Hon’ble High Court has been pleased to dispose of the instant writ petition by way of an order dated 03-11-2018, the operative part of which is reproduced below:

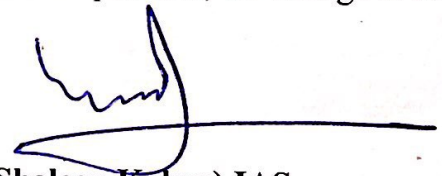
“This petition is disposed of with a direction to the respondents to consider the representation filed by the petitioner in the light of the communication dated 26-10-2018 preferably within a period of one week from the date, a certified copy of this order is made available to them.”

Whereas, the detailed election schedule for conduct of elections in the State was published on 22nd October 2018 and specifically, for elections to the said Panchayat Halqas, the Notification has been issued on 12-11-2018 for the information of the general public, with date of poll scheduled on 08-12-2018 and the poll has also taken place on the appointed day; and

Whereas, the respondents in the petition didn’t include the Chief Electoral Officer, J&K but in view of the competent authorities as prescribed by law as also commencement of the election process by way of public notification, the Director General, Rural Development Department, Jammu submitted her reports, in the current month, that reveal that no objections were received from the petitioners either at the time of bifurcation that was carried out after issuing public notice dated 22-03-2017 nor when the reservations were proposed vide public Notice dated 29-12-2017; and

Whereas, while taking note of the communication dated 26-10-2018, the Director, Rural Development Department has recommended that the names of the said Panchayat Halqas may be considered as Jothana and Jothana Lower, as has been already published in the Government Gazette, i.e. there is no change required in the present position;

Now, therefore, taking into consideration the representation of petitioners in light of communication dated 26-10-2018 and in view of the above stated factual position, no change is required to be made.



(Shaleen Kabra) IAS
Election Authority

Under J&K Panchayati Raj Act, 1989
(Chief Electoral Officer, J&K)

No. 6463/CEO/Pyt/2018/6013

Dated: 11-12-2018

Copy to:

1. Director General, Rural Development Department, Jammu for information. The petitioners may be informed suitably.