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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ EL.PET. 1/2019

SATISH KUMAR SANSI

..... Petitioner

Through: Mr. Ramesh Kumar, Mr.S. B.
Sharma, Mr.Daya Nidhi and Mr.
Milind, Advs.

versus

ELECTION COMMISSION OF INDIA & ANR

..... Respondents

Through: Mr. Sidhant Kumar, Adv. for R-1/ECI
Mr. P. R. Chopra, Adv. for R-
2/Returning Officer.

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

% **23.07.2019**

I.A..... (to be numbered)

1. Mr. Chopra, learned counsel for Returning Officer/R-2 has handed over an application for an urgent relief. Copy thereof has been served on the learned counsel for the Petitioner. Let the application to be numbered.

2. Mr. Chopra request states that in view of the filing of the present petition they are preserving the records relating to the elections held in respect of PC-05 North West Delhi Parliamentary Constituency held on 12th May, 2019 (hereinafter parliamentary constituency). He seeks a declaration that

the EVMs and VVPATs used for counting of votes, in the election to parliamentary constituency during the general elections to the Lok Sabha 2019, are no longer required for the purpose of the present petition, except for the slips in VVPATs. Further permission is sought to relocate the EVMs and VVPATs and reuse them for future elections. Mr. Chopra also clarifies that there is another Election Petition No.5/2019 titled as Rajesh Liloithia v. Hans Raj Hans & Others and a similar application is being filed in the said petition seeking the same relief. Learned counsel for the Petitioner has no objection to the prayers made in the present application. Accordingly, the same are allowed. However, it is clarified that the slips generated through these VVPATs, in the general elections to the Lok Sabha 2019, shall be preserved. Further the Applicant is permitted to relocate EVMs and VVPATs from Delhi Technological University, Shahbad Daulatpur, Delhi to MPCC, Jaunti Village, Delhi-110081.

I.A. 9546/2019

3. Application on behalf of Respondent No. 1 seeking striking out the name of Respondent No.1 from the array of parties in the present proceedings. Issue notice. Mr. Ramesh Kumar, learned counsel for the Petitioner accepts notice. He seeks and is granted two weeks time to file reply. Rejoinder, if any, be filed within two weeks thereafter.

I.A..... (to be numbered)

4. Application on behalf of Respondent No. 2 seeking striking out the name of Respondent No. 2 from the array of parties. Learned counsel for the Petitioner has a received copy thereof. Let the application be numbered.

Issue notice. Mr. Ramesh Kumar, learned counsel for the Petitioner accepts notice. He seeks and is granted two weeks to file reply. Rejoinder, if any, be filed within two weeks thereafter. Notice also be issued to Respondent Nos. 3 to 15 by all modes upon filing of process fee.

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5. Notice also be issued to Respondent Nos. 3 to 15 by all modes upon filing of process fee returnable on 16th October, 2019.

JULY 23, 2019

Pallavi

SANJEEV NARULA, J