

**IN THE HIGH COURT OF MANIPUR  
AT IMPHAL**

**El.Recr.Pet. No. 1 of 2022**

Thangjam Arunkumar.

***...Petitioner***

**- Versus -**

Okram Henry Singh & 2 Ors.

***...Respondents***

**B E F O R E  
HON'BLE MR. JUSTICE AHANTHEM BIMOL SINGH**

**ORDER**

**27-06-2023**

Heard Mr. B.R. Sharma, learned counsel appearing for the petitioner; Mr. Ajoy Pebam, learned counsel appearing for respondent No. 1 and Mr. A. Priyokumar, learned counsel appearing for respondent No. 2. None appeared for respondent No. 3.

After hearing the submissions advanced by the learned counsel appearing for the parties and after careful examination of the material available on record, the following issues are framed for determination:–

- 1.** Whether the Form 26 Affidavit dated 07-02-2022 submitted by the Respondent No. 1 before the Returning Officer, 15-Wangkhei Assembly Constituency has failed to disclose material particulars viz. bank details, details of movable and immovable assets of his spouse namely Mrs. Victoria Quiyo alias Victoria Okram at the relevant Paras No. (4), (7A), (7B), (8), (9), (9A) of Part A and under Part B Para (11)7(b), (11)8, (11)9 and (11)10 of the said Form-26 Affidavit or not?

- 2.** Whether the Respondent No. 1 failed to disclose material particulars viz. Permanent Account No. and bank details, details of movable and immovable assets of his spouse namely Mrs. Richest Rani Laishram at the relevant Paras No. (4), (7A), (7B), (8), (9), (9A) of Part A and under Part B Para (11)7(b), (11)8, (11)9 and (11)10 of the Form 26 Affidavit filed by him in connection with the 12<sup>th</sup> Manipur Legislative Assembly Election, 2022 or not?
- 3.** Whether the Respondent No. 1 has failed to disclose the description of offences as required to be disclosed against each criminal cases at Para 5(ii)(d) of the Part A of the Form 26 Affidavit dated 07-02-2022 submitted by him before the Returning Officer, 15-Wangkhei Assembly Constituency or not?
- 4.** Whether the Respondent No. 1 has failed to disclose the very fact that Mrs. Richest Rani Laishram is also known as Laxmi Laishram at para 4 of part A of his Form 26 Affidavit dated 07-02-2022 submitted by him before the Returning Officer, 15-Wangkhei Assembly Constituency in the 12<sup>th</sup> Manipur Legislative Assembly Election, 2022 or not?
- 5.** Whether Smt. Richest Rani Laishram is lawfully wedded wife of respondent No. 1 or not?
- 6.** Whether respondent No. 1 failed to disclose the material particular, viz., Permanent Account Number of Smt. Richest Rani Laishram in Column No. 2/Row 3 of para 4 of Part A of the Form 26 Affidavit filed by respondent No. 1 in connection with the 12<sup>th</sup> Manipur Legislative Assembly Election, 2022 or not?

- 7.** Whether respondent No. 1 failed to disclose his two residential properties, viz., (i) House No. 142 under 4-Mantripukhri East and (ii) House No. 80-A under 38-Khurai Ahongei Leikai at Para 7B(ii) of Part-A of the Form 26 Affidavit filed by him in connection with the 12<sup>th</sup> Manipur Legislative Assembly Election, 2022 or not?
- 8.** Whether respondent No. 1 failed to disclose the property/revenue taxes due payable in respect of agricultural lands, viz., (i) under Patta No. 463/749, Dag No. 38 of Village No. 06-Kontha Ahallup and (ii) under Patta No. 181 (Old)/102 (New), Dag No. 17 of Village No. 06-Kontha Ahallup at para (8)(vi) of part A and at para (11)9 of Part B of the affidavit in Form 26 filed by him in connection with the 12<sup>th</sup> Manipur Legislative Assembly Election, 2022 or not?
- 9.** Whether the Maruti Gypsy bearing registration No. MNO1G9009 mentioned by the petitioner at Part A para 7(A)(vi) in his Form 26 Affidavit was purchased or inherited by him or not?
- 10.** Whether respondent No. 1 disclosed in his Form 26 Affidavit dated 07-02-2022 that his spouse, namely Mrs. Victoria Quiyo alias Victoria Okram has been living separately since 2018 and not on talking terms with the respondent No. 1 or not?
- 11.** Whether there is any cause of action for filing election recrimination petition and whether election recrimination petition is maintainable or not?
- 12.** Whether the petitioner is entitled to the reliefs claimed by him in the present election recrimination petition or not?

The counsel appearing for the parties seek two weeks' time for filing list of witnesses and list of documents to be relied on by them.

Registry is directed to place the record of this case before the appointed Commissioner for examination of witnesses and for taking evidence on the convenient date to be fixed by the appointed Commissioner.

Registry is further directed to provide a Stenographer and Judicial Assistant to assist the appointed Commissioner.

The appointed Commissioner is directed to complete the examination of witnesses and taking of evidence as early as possible and submit a report thereafter.

**JUDGE**

*Victoria*