

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

El.Recr.Pet.No.05 of 2022

Ref: El.pet.No.7 of 2022

Karam Shyam

...Petitioner/s

- Versus -

Okram Joy Singh

...Respondent/s

BEFORE
HON'BLE MR. JUSTICE MV MURALIDARAN

ORDER

10.10.2022

[1] Mr. A. Mohendro, learned counsel for the applicant represented that he has filed this El. Recrimination No.5 of 2022 seeking the prayer as follows:

(a) admit the recrimination petition and allow the recrimination petitioner to lead and adduce evidence to prove that the election of the principal respondents would have been void if he had been the returned candidate and a petition had been presented calling in questions his election;

(b) Declare that the principal Respondent would be disqualified and his election would be null and void even if this Hon'ble Court allows his prayer to declare him elected for 20-Longthabal Assembly Constituency in the 12th Manipur Legislative Assembly Election, 2022;

(c) Not to declare the Principal respondent/election petitioner as duly

elected Member in the 12th Manipur Legislative Assembly election, 2022 for 20-Longthabal Assembly Constituency in as much as the election of the principal respondent/election petitioner would have been void, in the present facts and circumstances, if he had been the returned candidate and a petition had been presented in question his election;

(d) And further be pleased to pass any other order or order(s) as Your Lordship(s) may deem fit and proper in the facts and circumstances of the case:

(e) Cost of litigation

[2] Mr. H. S Paonam, learned senior counsel for the respondent No.1 seeks time to file counter affidavit whereas Mr. H. Somarendro who appeared in person as respondent No.2 already filed counter affidavit. Since the respondent No.3 was already set ex-parte, no notice is required for the respondent No.3.

[3] Therefore, post this matter on 20.10.2022.

JUDGE

John kom