

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Election Petition No. 5/2024

Purushottam Lal S/o Shri Charansingh

-----Petitioner

Versus

Sanjana W/o Shri Kaptan and Ors.

-----Respondents

For Petitioner(s)	:	Petitioner in person
For Respondent(s)	:	Mr. R.D. Meena Mr. Ravi Chirania

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

02/01/2025

1. Having heard the petitioner in person and counsel for respondents No.1, 2 and 6 and from perusal of the rival pleadings of the parties, following issues do arises in the instant election petition for adjudication by this Court:-

(i) Whether facts and grounds or any of the ground enumerated in sub para (1) to (15) of Para 5 of the Election Petition attract the grounds envisaged under Section 100(1)(b), 100(1)(d)(i) and 100(1)(d)(iv) of the Representation of People Act, 1951 and violation of Rule 4-A of the Conduct of Election Rules, 1961, which entail either for rejection of nomination form of respondent No.1- Returning Candidate or to declare her election of Member of Parliament for Constituency- Bharatpur-09 dated 04.06.2024 as void? (*Petitioner*)

(ii) Whether as per facts and grounds enumerated in Paras 6 to 9 of the Election Petition, the nomination form of respondents No.2 to 5 were improperly accepted by the Returning Officer and their nomination forms are liable to be rejected or their candidate to contest the Election-2024 for Member of Parliament of Constituency Bharatpur-09 is liable to be cancelled? (*Petitioner*)

(iii) Whether Election Petition has been filed in violation of Section 81 and 83 of the Representation of People Act, 1951 read with Rule 94-A of the Conduct of

Election Rules, 1961, hence, liable to be dismissed?
(Respondent No.1)

(iv) Whether if issues No.1 to 3 are decided in favour of the petitioner, petitioner is entitled to be declared as unopposed elected Member of Parliament for Constituency Bharatpur-09 for Elections-2024?

(v) Relief?

2. Petitioner so also counsel appearing on behalf of respondents do admit that the issues framed hereinabove, squarely cover all contentious points involved in the instant Election Petition.

3. Let this Election Petition be listed on 16.01.2025 in supplementary list.

4. In the meanwhile, parties are at liberty to produce list of witnesses and documents, if so desire.

(SUDESH BANSAL),J