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W.P(C)No. 130 OF 2004
ITEM No.55

Court No. 1

SECTION PIL

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Writ Petition(Civil) No.130/2004

SATYA NARAYAN PRASAD

Petitioner (s)

VERSUS

ELECTION COMMISSION OF INDIA & ANR.

Respondent (s)

(With Appln(s). for ex-Parte stay)

Date : 19/07/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE DR. JUSTICE AR. LAKSHMANAN
HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner (s)

In-Person

For Respondent (s)

UPON hearing counsel the Court made the following

O R D E R

The challenge in this petition is laid to the allotment of symbol 'Lotus' to one of the national political parties by the Election Commission of India. The petitioner appearing in person has relied on "India 2003" an annual publication of the Publication Division of the Government of India which records 'Lotus' as a national flower. The petitioner submits that 'Lotus' is considered as a sacred flower and occupies a place of significance in the Indian art, culture and mythology and it should not be allotted as a symbol to any political party. We do not find any such restriction having been incorporated in the symbol. Moreover, we find 'Lotus' having been a symbol of a political party for more than two decades and several elections having already been fought at the national and State level by that political party on this symbol. The writ petition is devoid of any merits and is dismissed.

(Ajay Kr. Jain)

(Radha R. Bhatia)

Court Master

Court Master