

W.P(C)No. 134 OF 2004
ITEM No.6

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.134/2004(For Preliminary Hearing)

N. GOPALAKRISHNAN

Petitioner (s)

VERSUS

CHIEF ELECTION COMMISSIONER & ANR.

Respondent (s)

(With appln. for interim relief)

Date : 08/04/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner (s)In person.

For Respondent (s)

UPON hearing petnr. in-person the Court made the following
O R D E R

We do not find any substance in the argument of the petitioner that Section 78A(1) of the Representation of the People Act is ultra vires. Even if it is held to be ultra vires, the petitioner does not gain anything by striking down of that provision. Section 78A(1) of the Act only provides for giving of the copies of electoral roll to the recognised political parties and that is a valid piece of legislation. The writ petition is dismissed.

(D.P. WALIA)
COURT MASTER

(JANKI BHATIA)
COURT MASTER