

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.NO. 15820 OF 2006

Dated: 31-08-2006

Between:

Sudana Gunta Satyanarayana

Petitioner

And

The Election Officer, Stage I Officer, Munipalle, Ponnur Mandal, Guntur District an another.

Respondents

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No. 15820 OF 2006

ORDER:

1. Heard the counsel.
2. The writ petition is filed for a writ of Mandamus declaring the action of the respondents in rejecting the nomination papers of the petitioner for the post of Ward Member 5 of Munepalli Grama Panchayat Ponnur Mandal, Guntur District by the 1st respondent dated 20.7.2006 as well as rejecting the appeal of the petitioner by the 2nd respondent are illegal arbitrary, violation of the provisions of the Panchayat Raj Act, 1994 as well as Article 14, 16 and 21 of the Constitution of India, consequently direct the respondents to consider the case of the petitioner to contest in the election for the post of the ward member 5 of Munepalli Grama Panchayat Ponnur Mandal, Guntur District to be held on 6.8.2006 and pass such other suitable orders.
3. The main ground raised by the petitioner is that he is only trustee and he would not fall under the disqualification and several submissions were made. It is a disputed fact which cannot be gone into at this stage. The petitioner is having a remedy by way of election petition.
4. With the above observation, the writ petition is disposed. No order as to costs.

31-07-2006

Stp