

4816

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL & CONSTITUTIONAL JURISDICTION  
NOTICE OF MOTION NO. 30 1996

In

WRIT PETITION NO. 14 of 1995

SWATANTRA PARTY )  
(MAHARASHTRA) )  
through its General Secretary )  
Shri L.R.Sampat, having their )  
registered Office at Saason )  
Building, 143, M.G.Road, )  
Bombay 400 023. )  
Shri S.V. Raju, )  
Citizen of India )  
Editor, 'Freedom First' )  
4th floor, Maneckji Wadia )  
Building 127, M.G.Road, )  
Bombay 400 001. )

...Petitioner

Versus

1. UNION OF INDIA )  
having its office at )  
Legal Department, Aayakar )  
Bhavan, Maharshi Karve )  
Road, Bombay. )

2. CHIEF ELECTION COMMISSIONER )  
OF INDIA )  
having its office at )  
Nirvachan Sadan, Ashok Road, )  
New Delhi 110 001. )
3. The Secretary )  
Election Commission of )  
India )  
having its office at Nirvachan )  
Sadan, Ashok Road, )  
New Delhi 110 001. ) .. Respondents

TAKE NOTICE THAT the Petitioner will move the  
Hon'ble High Court before ~~Hon'ble Division Bench~~ *Shri Justice M.B. Shah, CJ & Hon'ble*  
~~Shri Justice A.V. Savarkar~~ *Coram: Agarwal & Majithia JJ on Friday the 22nd*  
~~September, 1995 at 2.45 P.M.~~ *on 25th day of*  
~~January 1996 at 11.00 A.M.~~  
the Petitioner will be heard for following reliefs :

- A) This Hon'ble High Court be pleased to  
direct the Respondent No. 1 and 2 to grant  
provisional registration as Political  
Party as per the provisions of  
Representation of People Act without  
insisting on compliance of Section 29-A  
of the said Act.
- B) In the alternative, this Hon'ble High  
Court be pleased to GRANT INTERIM STAY  
to the provisions of Section 29-A of  
Representation of People Act and restrain  
the Respondents from insisting on  
compliance of Section 29-A of the Act.

- c) In the alternative, this Hon'ble Court be pleased  
FIX A DATE OF FINAL HEARING before 30th October,  
1995 and decide the Writ Petition No. 14 of 1995  
as the earliest.
- D) To pass such other and further Orders as this  
Hon'ble High Court deems fit on the facts and in the  
circumstances of the case.

THIS NOTICE OF MOTION Is )  
taken out at the instance of )  
the Petitioners by Mr. Rajiv )  
Patil, Advocate on this )  
day of September, 1995. )

ADVOCATE FOR PETITIONERS

TO;

1. Chief Election Commissioner of India.
2. The Secretary, Election Commission

Nirvachan Sadan, Ashok Road, New Delhi 110 001

N.B. The Affidavit of Mr. L.R. Sampat, the General  
Secretary of the Petitioner shall be relied upon as  
Affidavit-in-support of Notice of Motion.

Please take notice that His-L Their Lordship Mr.  
Justice G.D. Kamat and Datar JJ on 14.12.1995 has  
granted Leave under Rule 141-142 of the High Court  
of Judicature at Bombay (o.S.) 1908/<sup>Leave</sup>granted to the  
Petitioner to take out a Notice of Motion in terms of  
Draft Notice of Motion handed in Notice of Motion  
returnable on 8.1.96, Respondent 1,2,3 waive Service.  
Further Order Passed By His Lordship Mr. <sup>Their</sup> Justice <sup>M. B. Shah, Chief</sup>  
<sup>A.V. Sawant</sup> G.D. Kamat and Datar JJ on 18.1.1996, Notice of Motion  
extended on one weeks.

MISC. MATTER

HIGH COURT

O. O. C. J.

NOTICE OF MOTION NO. 30 OF 1996

In

WRIT PETITION NO. 14 of 1995

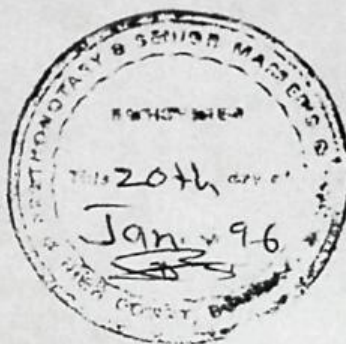
SWATANTRA PARTY (MAHARASHTRA)

AND ANOTHER

..Petitioners

Vs

Union of India & Ors. .. Respondents



NOTICE OF MOTION

Dated this 20th day of January 1996

Rajiv Patil  
Advocate for the Petitioner