



தமிழ்நாடு மாநில தேர்தல் ஆணையம், சென்னை-106  
TAMIL NADU STATE ELECTION COMMISSION, CHENNAI-106.

சட்டப்பூர்வ ஆணை  
STATUTORY ORDER  
சுருக்கக் குறிப்பு  
ABSTRACT

Elections – Tamil Nadu State Election Commission – Local Body Ordinary Elections and Casual Elections – Right to information of Electors – Affidavit Revised - Notification – Issued – Amendment – Issued.

S.O.No.113/2014/TNSEC/PE-1

Dated, the 27th August, 2014

Read:


S.O.No.6/2014/TNSEC/PE-1, Dated, the 5<sup>th</sup> August, 2014.

ORDER:

The appended Notification will be published in the Tamil Nadu Government Gazette Extra-Ordinary, dated, the 27<sup>th</sup> August 2014.

Encl.: Notification

(தமிழ்நாடு மாநில தேர்தல் ஆணைய ஆணைப்படி)  
(By Order of the Tamil Nadu State Election Commission)

  
B. JOTHI NIRMALASAMY  
செயலாளர்  
Secretary

To

The Works Manager, Government Central Press, Chennai – 600 079.

(with two copies of Notification for publication in the Tamil Nadu Government Gazette Extra-Ordinary dated 27.08.2014 and send 50 copies of the Notification to this Commission)

The State Election Officer/Commissioner of Rural Development and Panchayat Raj, Chennai – 600 015.

The State Election Officer/Commissioner of Municipal Administration, Chennai – 600 005.

The State Election Officer/Director of Town Panchayats, Chennai – 600 108.

All the District Election Officers/District Collectors (Except Chennai District).

The District Election Officer/Commissioner of Chennai City Municipal Corporation, Chennai 600 003.

All the Commissioners of Municipal Corporations.

All the Regional Directors of Municipal Administration.

All the Assistant Directors of Town Panchayats.

All the Panchayat Union Commissioners  
All the Commissioners of Municipalities  
All the Executive Officers of Third Grade Municipalities  
All the Executive Officers of Town Panchayats  
All the Secretaries of District Panchayats  
All the Returning Officers (Rural and Urban)

..  
(through the District Election  
Officers/District Collectors  
concerned).

Copy to:-

The Principal Secretary to Government, Rural Development & Panchayat Raj Department,  
Chennai-600 009

The Principal Secretary to Government, Municipal Administration & Water Supply  
Department, Chennai-600 009

ME1 Section, TNSEC (for documentation).

Computer Programmer – to launch in the website  
SF/Spare.

APPENDIX  
NOTIFICATION

WHEREAS, in the S.O.No.6/2014/TNSEC/PE-1, Dt. 5.8.2014 issued and as published in *Tamil Nadu Government Gazette Extra-ordinary* No.147, in Part VI – Section 2 Dated 21.10.2013 in No. VI(2)/171(a)/2014 orders related to filing of affidavit by the contesting candidates alongwith nomination paper in respect of conduct of elections to rural and urban local bodies in the State were issued; and

Whereas, now the following amendments/errata are required to be issued in the said Statutory Order.

NOW, THEREFORE, the following amendments and errata are issued to the S.O.No.6/2014/TNSEC/PE1, Dt.5.8.2014.

AMENDMENTS

I. In the said Statutory Order, under the head ‘ORDER’, the following proviso shall be inserted after para 1:-

*“Provided that having regard to the difficulties in swearing an affidavit in a village, a candidate at the election to a Ward Member of Village Panchayat under the Tamil Nadu Panchayats Act, 1994, shall, instead of filing an Affidavit, file before the Returning Officer, a declaration with the details found in the same affidavit - Annexure-I to this order.”*

II. In Sl.No.2 of the Note found in the last page of Annexure-I of the said Statutory Order which reads as “Affidavit should be sworn before an Oath Commissioner or Magistrate of the first class or before a Notary Public” shall be read as *“Affidavit should be sworn before an Oath Commissioner or Magistrate of the first class or before a Notary Public and in the case of Election to the Village Panchayat Ward Member, a declaration with the details found in the affidavit - Annexure-I shall be filed before the Returning Officer”*.

ERRATA

(I) In Annexure-I under PART-A, in item (5), the expression “I am/am not convicted of any offence(s) punishable under Section 37(1) of the Tamil Nadu Panchayats Act, 1994 in any case(s) in which a charge(s) has/have been framed by the court(s) of competent jurisdiction.” shall be read as *“I am/am not accused of any offence(s) punishable under Section 37(1) of the Tamil Nadu Panchayats Act, 1994 in any case(s) in which a charge(s) has/have been framed by the court(s) of competent jurisdiction.”*;

(II) In Annexure-I under PART-A, in item (6), the expression “I have been/have not been convicted and sentenced to imprisonment of an offence(s) other than any offence(s) referred to in Section 37(1) of the Tamil Nadu Panchayats Act, 1994 for more than two years. And I have been /have not been dismissed/disqualified under the Tamil Nadu Panchayats Act, 1994.” shall be read as *“I have been/have not been convicted and sentenced to imprisonment of an offence(s) other than any offence(s) referred to in Section 37(2) of the Tamil Nadu Panchayats Act, 1994 for more than two years. And I have been /have not been dismissed/disqualified under the Tamil Nadu Panchayats Act, 1994.”*;

(III) After 6 (d) of the Statutory Order, the para “If the deponent dismissed/disqualified from the post of ..... under the Tamil Nadu Panchayats Act,1994, he shall furnish the following information” shall be read as *“6.A. If the deponent is dismissed/disqualified from the post of*

..... under the Tamil Nadu Panchayats Act, 1994, he shall furnish the following information.”

(IV) Annexure-I under PART-B, in item (11)

(i) the expression under 3, “Number and name of the constituency and State” shall be read as “Ward No. and Name of the Local Body and District”;

(ii) the expression under 5(i), “(under Section 31(2) of the Tamil Nadu Pachayats Act, 1994” shall be read as “(under Section 37(1) of the Tamil Nadu Panchayats Act, 1994)”;

(iii) the expression under 6, “Total number of cases in which convicted/sentenced to imprisonment except for offences referred to in Section 37(1) of the Tamil Nadu Pachayats Act, 1994” shall be read as “Total number of cases in which convicted/sentenced to imprisonment except for offences referred to in Section 37(2) of the Tamil Nadu Pachayats Act, 1994”;

(V) In Annexure-I under VERIFICATION after (b), the following shall be added:- “(c) I am aware that necessary penal action shall be initiated against me under Section 177 of the Indian Penal Code (Procedure contemplated in Section 195 of Code of Criminal Procedure) by the Returning Officer, in case of false information, if any, confirmed at a later date - as ordered in the S.O.No.6/2014/TNSEC/PE1, Dated 05.08.2014 issued by the Tamil Nadu State Election Commission.”

(VI) In Annexure-II under PART-A

(i) the item Nos. “(2), (5), (6) and (7)” shall be read as “(1), (2), (3) and (4)” respectively and the item Nos. “(5)(iii)” shall be read as “5(ii)” and the item Nos. “(9), (11) and (12)” shall be read as “(8), (9) and (10)” respectively.

(ii) in item No.6 after the expression, “..... other than any offence(s) referred to Sl.No.5 above, the following expression shall be added:- “And, I have been/have not been dismissed/disqualified under the relevant Urban Acts.”

(VII) In Annexure-II, after PART-B

(i) the word “VERIFICATION” shall be read as “*VERIFICATION*”.

(ii) the items under “VERIFICATION” “(c) and (d)” shall be read as “(a) and (b)” respectively.

(iii) under “VERIFICATION” after (b), the following shall be added:- “(c) I am aware that necessary penal action shall be initiated against me under Section 177 of the Indian Penal Code (Procedure contemplated in Section 195 of Code of Criminal Procedure) by the Returning Officer, in case of false information, if any, confirmed at a later date - as ordered in the S.O.No.6/2014/TNSEC/PE1, Dated 05.08.2014 issued by the Tamil Nadu State Election Commission.”

(தமிழ்நாடு மாநில தேர்தல் ஆணைய ஆணைப்படி)  
(By Order of the Tamil Nadu State Election Commission)

  
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