



தமிழ்நாடு மாநில தேர்தல் ஆணையம், சென்னை – 106.
TAMIL NADU STATE ELECTION COMMISSION,
CHENNAI- 600 106.

சட்டபூர்வ ஆணை
STATUTORY ORDER

சுருக்கக் குறிப்பு
ABSTRACT

ELECTIONS – Casual Elections to Urban Local Bodies – September 2014 – Tiruppur District – Contested candidates – failed to lodge account of election expenses – Show cause notices issued – failed to submit explanation and accounts – Disqualification Orders issued.

S.O. No.12/EE2/ 2017/ TNSEC

Dated, the 14th July, 2017

Read:

1. S.O.No.39/2011/TNSEC/EE, dated, the 15th September 2011.
2. S.O.No.38/2011/TNSEC/EE, dated, the 15th September 2011.
3. S.O.No.110/2014/TNSEC/ME1, dated, the 27th August 2014.
4. From the District Election Officer / District Collector, Tiruppur Lr..Rc.No: 10687/ 2014/வி.4, dated 09.02.2015.
5. Show cause notice issued by the Tamil Nadu State Election Commission Rc.No.8217/2014/ME2, dated 08.07.2016.
6. From the District Election Officer / District Collector, Tiruppur Lr. Rc. No: 3024/ LE1/ 2016, dated: 02.06.2017.

ORDER:

WHEREAS, in the Notification issued in the Statutory Order first read above, by invoking sub-rule (3) of the rule 116 of the Tamil Nadu Town Panchayats, Third Grade Municipalities, Municipalities and Corporations (Elections) Rules, 2006, the Commission directed that all the contesting candidates in the elections listed therein shall lodge a true copy of their accounts of election expenses kept by them or by their respective election agent under sub-rule (1) of rule 116 of the said Rules with the officers mentioned therein, within thirty days from the date of declaration of the result of the elections;

2. WHEREAS, in the Notification issued with the Statutory Order second read above, this Commission prescribed a format for the said purpose by invoking sub-rule (2) of the rule 116 of the said Rules;

3. WHEREAS, this Commission conducted Casual elections to the urban local bodies during September, 2014 as notified in the Statutory Order third read above;

4. WHEREAS, the District Election Officer/District Collector, Tiruppur, in his letter fourth read above reported that 2 candidates contested in the said casual Elections for the post of Councillor in the Tiruppur Corporation, had failed to lodge copies of their account of election expenses as directed by this Commission;

5. WHEREAS, based on the report of the said District Election Officer/District Collector, Tiruppur, show cause notices were issued in the reference fifth read above to each of the 2 contested candidate, who failed to lodge a true copy of the account of election expenses within the time, in the Casual Elections held during the month of September, 2014, through the District Election Officer/District Collector, Tiruppur calling for explanation within 21 days of the receipt of the said notice, as to why action should not be taken against him as per sub-section (6) of Section 58 of the Coimbatore City Municipal Corporation Act, 1981 (Tamil Nadu Act 25 of 1981) read with Section 8 of the Tiruppur City Municipal Corporation Act, 2008 (Tamil Nadu Act 7 of 2008).

6. WHEREAS, the said District Election Officer / District Collector, Tiruppur in his letters sixth read above, has now reported that the show cause notices were served to the each candidates on 18.07.2016 and 11.08.2016 respectively; but, the said 2 contested candidates have neither submitted their explanations nor lodged the account of election expenses in the prescribed proforma even after lapse of specified time limit till a date; and

7. WHEREAS, in view of the said report of the District Election Officer/District Collector, Tiruppur, the Tamil Nadu State Election Commission is satisfied that 2 candidates listed in column (3) of the Table below against the contested election mentioned in the corresponding entry in column (2) thereof, have failed to lodge their account of election expenses as required by or under the said Act and have no good reason or justification for the failure;

8. NOW, THEREFORE, in exercise of the powers conferred by sub-section (6) of section 58 of the Coimbatore City Municipal Corporation Act, 1981 (Tamil Nadu Act 25 of 1981), read with Section 8 of the Tiruppur City Municipal Corporation Act 2008, the Tamil Nadu State Election Commission hereby declares that the candidates listed in column (3) of the Table below against the contested election mentioned in the corresponding entry in column (2) thereof, shall be disqualified, for being elected as a Councillor for a period of three years from the date of this Order.

THE TABLE
TIRUPPUR DISTRICT

Sl. No.	Casual Election contested	Name of the candidate with Address
1.	Tiruppur City Municipal Corporation Corporation Councillor Ward No. 45	Thiru.M.Mohammed Gaus, Broker Street, Tiruppur.
2.	Tiruppur City Municipal Corporation Corporation Councillor Ward No.22	Thiru.R.Gunasekaran, No.27, Renganathapuram, 3-rd Street, Tiruppur-7.

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

T S Rajasekar

T.S. RAJASEKAR
செயலாளர்
Secretary

To

- 1] The Works Manager, Government Central Press, Chennai – 600 079.
(To publish the Statutory Order in an Extra-ordinary issue of the Tamil Nadu Government Gazette on 18.07.2017 without fail and supply 25 copies of Gazette to this Commission).
- 2] The concerned contested candidates.
.. through the District Election Officer/ District Collector, Tiruppur.
- 3] The District Election Officer/ District Collector, Tiruppur.
- 4] The Returning Officer and Corporation Commissioner, Tiruppur.

Copy to:-

- 1] The State Election Officer / Commissioner of Municipal Administration, Chennai-5.
- 2] The Principal Secretary to Government, Municipal Administration & Water Supply (Election) Department, Chennai-9.
- 3] The Computer Programmer, Tamil Nadu State Election Commission, Chennai-106.
– to upload in the website.