



தமிழ்நாடு மாநில தேர்தல் ஆணையம்

சென்னை - 106

TAMIL NADU STATE ELECTION COMMISSION, Chennai - 106

சட்டபூர்வ ஆணை STATUTORY ORDER

சுருக்கக் குறிப்பு ABSTRACT

ELECTIONS – Ordinary Elections 2019 – Rural Local Bodies - Village Panchayat Ward Member Elections – Virudhunagar District, Aruppukottai Panchayat Union, Villipathiri Village Panchayat - Ward No(s).1, 3, 5, 6, 7 and 8 – Poll fixed on 30.12.2019 - Wrongly symbol allotted - Postponement of poll – Orders - Issued.

S.O.No.117/TNSEC/2019/PE-I

Dated the 29th December 2019

Read:

1. S.O.No.14/2019/TNSEC/EG1, Dated 6.9.2019
2. S.O.No.16/2019/TNSEC/EG1, Dated 30.9.2019
3. S.O. No. 86/2019/TNSEC/PE-I, dated the 7th December 2019.
4. From the District Election Officer/District Collector, Virudhunagar District letter Rc.No.36698/2019/ஆர்.2, Dated 28.12.2019.

ORDER:

WHEREAS the Ordinary Elections to fill up the Offices of the District Panchayat Ward Members, Panchayat Union Ward Members, Village Panchayat Presidents and Village Panchayat Ward Members in respect of Aruppukottai Panchayat Union of Virudhunagar District were *inter-alia* notified to be held in accordance with the programme of election fixed in the Notification of the Tamil Nadu State Election Commission published with the Statutory Order 3rd read above;

WHEREAS, according to the said programme of election, poll will be held on 30.12.2019;

WHEREAS, in the Tables annexed to the said notifications, the electors of the said Wards of Villipathiri Village Panchayat to elect their respective Ward Members were, *inter-alia*, called upon in accordance with the programme of elections specified thereon;

WHEREAS, as per the programme of election, the schedule for the withdrawal of candidatures on 19.12.2019;

WHEREAS, the District Election Officer/District Collector, Virudhunagar District has reported in the letter 4th read above that the said Village Panchayat has 9 Village Panchayat Ward Members and that the members in respect of Ward No(s). 2, 4 and 9 were elected unopposed;

WHEREAS, the District Election Officer/District Collector, Virudhunagar District has also reported that the elections are to be held for the remaining Wards viz., Ward No(s). 1, 3, 5, 6, 7 and 8 as per list of contesting candidates (Form 9) issued by the Assistant Returning Officer and that while allotting symbols to the candidates in fray for the respective Wards, the symbols were allotted wrongly to the candidates and not allotted in the sequences of the symbols in the list of free symbols meant for that elections under Table 2 of the Statutory Order 2nd read above

and further stated that wrong symbols were also issued to the respective candidates and election campaign process were also completed;

WHEREAS, it has also been reported by the District Election Officer/District Collector that in view of the irregularity in procedure committed by the Assistant Returning Officer in the allotment of symbols to candidates of Ward No(s).1, 3, 5, 6, 7 and 8 of the Villipathiri Village Panchayat in Aruppukottai Panchayat Union, it is not possible to complete the election to said Wards in a free and fair manner;

WHEREAS, based on the report of the District Election Officer/District Collector, Virudhunagar District, it is evident that the allotment of symbols to the candidates of the said Wards were not allotted in accordance with rule 35 of the Tamil Nadu Panchayats (Elections) Rules, 1995 and as per para 6 of the Tamil Nadu Local Bodies Symbols (Reservation and Allotment) Order, 2019 issued in Statutory Order first read above;

WHEREAS, a difficulty has thus arisen in conducting the election of the Ward Members of the Ward No(s).1, 3, 5, 6, 7 and 8 of the Villipathiri Village Panchayat in Aruppukottai Panchayat Union on 30.12.2019 with the symbols allotted to the contesting candidates; and

WHEREAS, after taking all the material circumstances into account, the Commission is satisfied that the poll for the said Wards have been vitiated due to wrong allotment of symbols to the respective candidates and the Commission has considered necessary to conduct a fresh poll in respect of Ward No(s). 1, 3, 5, 6, 7 and 8 of the Villipathiri Village Panchayat in Aruppukottai Panchayat Union in order to ensure a free and fair poll.

NOW, THEREFORE, in exercise of the powers conferred under Art. 243K of the Constitution of India read with the relevant Section of the Tamil Nadu Panchayats Act, 1994 and rule 35 of the Tamil Nadu Panchayats (Elections) Rules, 1995 and para 6 of the Tamil Nadu Local Bodies Symbols (Reservation and Allotment) Order, 2019, the Tamil Nadu State Election Commission hereby cancels the poll to be held on 30.12.2019 in respect of Ward No(s). 1, 3, 5, 6, 7 and 8 of the Villipathiri Village Panchayat in Aruppukottai Panchayat Union and orders that all the election proceedings of the Returning Officer and Assistant Returning Officer for the election of said Wards in pursuance of rules 25 to 52 of the Tamil Nadu Panchayats (Elections) Rules, 1995, so far as it relates to the above offices be held to be null and void and the process be adjourned to a later date for fresh election.

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


29/12/2019
Dr. L. SUBRAMANIAN
செயலாளர்
Secretary

To

The District Election Officer/District Collector, Virudhunagar District
The Election Observer concerned .. through District Election Officer
The Returning Officer, Village Panchayat Ward Member Election,

Villipathiri Village Panchayat, Aruppukottai Panchayat Union, Virudhunagar District

.. requested to arrange to publish copies of this order in Ward No(s).1, 3, 5, 7, 8 and 9 of Villipathiri Village Panchayat and at polling station(s) provided in the said Wards and Village Panchayat on 29.12.2019 and also by beat tom tom.

The Assistant Returning Officer concerned .. through the Panchayat Union Commissioner

Copy to:

The State Election Officer/Director of Rural Development and Panchayat Raj, Ch - 15

The Addl. Chief Secy. to Govt., Rural Development and Panchayat Raj Dept., Ch - 9.

PE-2 and ME-1/ME-2 Sections, Tamil Nadu State Election Commission .. for documentation

Computer Programmer, TNSEC .. to upload the website

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