

STATE ELECTION COMMISSION, HARYANA
NIRVACHAN SADAN, PLOT NO. 2, SECTOR 17
PANCHKULA

ORDER

No.SEC/3ME/2013/3249

Dated:-17.06.2013

As per provisions contained in Section 13 D and 13 E of Haryana Municipal Act, 1973, every contesting candidate of Municipal Committee has to maintain an account of his election expenses from the date of his nomination till the declaration of result. The State Election Commission, Haryana, vide its notification No. SEC/4ME/2006/9706, dated 19.12.06 has fixed the time limit of 30 days from the date of declaration of the result of the election for filing/lodging account of election expenses with the Deputy Commissioner or any other officer prescribed by the Commission. The election expenditure limit of Rs.35,000/- for the contesting candidate of the Municipal Committee has been prescribed by the Commission vide notification No. SEC/3ME/2003/10216, dated 24/10/2003. If a candidate does not file his election expenditure statement within the prescribed time limit or makes expenditure beyond prescribed expenditure limit, he could be disqualified by the State Election Commission, Haryana for a period of three years.

2. The General Elections to Municipal Committee, Safidon District Jind were held on 20.05.2010 and the results were declared on the same day. Therefore, election expenses account were to be filed by 19.06.2010. The following twenty four candidates failed to lodge account of their election expenses within 30 days of declaration of the result:-

Sr. No.	Name of candidate	Ward No.
1	Sh. Hardwari Lal	1
2	Smt. Geeta	5
3	Smt. Banso Devi	5
4	Sh. Sube Singh	6
5	Sh. Satish Kumar	7
6	Sh. Jai Kishan	8
7	Smt. Bhago Devi	10
8	Smt. Anita	11
9	Smt. Manju	11
10	Smt. Rina	13
11	Sh. Krishan	13

12	Sh. Dasa Ram	13
13	Sh. Rajpal	13
14	Sh. Ram Mehar	13
15	Sh. Sube Singh	13
16	Sh. Surender	13
17	Sh. Ashok Kumar	14
18	Sh. Krishan Dutt	14
19	Sh. Joginder	14
20	Sh. Pritam	14
21	Sh. Rajesh	14
22	Sh. Virender	14
23	Sh. Ashok	15
24	Smt. Munni Devi	15

A show cause notice was served upon them to explain as to why they should not be disqualified on account of non submission of election expenses account within the prescribed time. Three candidates mentioned at Sr. No. 6, 7 and 18 had already submitted their expenditure registers to the Commission on 11.04.2012 by the Secretary, Municipal Committee, Safidon. Undersigned had also given them personal hearing on 28.01.2013 in the court room of Deputy Commissioner, Jind. Sh. Dalbir Singh, HCS, Sub Divisional Officer (Civil), Jind represented the Deputy Commissioner during the hearing.

3. During hearing, three candidates at Sr No. 8, 9 and 24 appeared for personal hearing and had stated the following:

- i) Two candidates at Sr. No. 8 and 9 stated that they had submitted expenditure details to the officer concerned. They had tendered a photocopy of the receipt thereof.
- ii) one candidate at Sr. No. 24 stated that she had contested the election from Ward No.15 of the Committee, but did not make any statement nor had submitted any election expenditure register during the hearing.

4. The candidates mentioned at Sr. No. 1, 2, 3, 4, 5, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22 and 23 were neither present nor had submitted any reply to the Commission. The candidate at Sr. No. 24 was present, but did not make any statement.

5. After personal hearing, the order was reserved. Vide this order, the show cause notices are being decided.

6. From perusal of the records and on the submissions made during the hearing, three candidates at Sr. No. 6, 7 and 18 have deposited their election expenditure statement within the prescribed time.

7. As regards two candidates at Sr. No. 8 and 9, Deputy Commissioner should be asked to clarify whether these candidates have submitted expenditure statement/ account with the district/ municipal authorities or his office. The decision about these candidates may be taken after the report received.

8. Remaining 19 candidates at Sr. No. 1, 2, 3, 4, 5, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23 and 24 of para 2, who have not submitted statement of expenditure so far, deserve to be disqualified as per rules and the instructions thereof. Accordingly, they are disqualified for a period of three years with immediate effect.

9. The office is directed to send a copy of this order to all concerned and also get it notified in the Haryana Government Gazette.

Dated , Panchkula
the 14th June, 2013

DHARAM VIR
State Election Commissioner, Haryana

Endst.No. SEC/3ME/2013/3250-3278

Dated:-17.06.2013

A copy is forwarded to the following for information and necessary action:-

1. The Principal Secretary, Haryana Government, Urban Local Bodies Department, Haryana.
2. Director, Urban Local Bodies Department, Haryana, Chandigarh .
3. Deputy Commissioner, Jind with the request to clarify whether the candidates mentioned at Sr. No. 8 and 9 have submitted expenditure statement/ account with the district/ municipal authorities or his office. The decision about these candidates may be taken after the report received.
4. Secretary, Municipal Committee, Safidon, District Jind.
5. All the concerned candidates.
6. The Controller, Printing & Stationery Department, Haryana with the request to notify these orders in the Haryana Govt. Gazette and supply five copies of this publication to the Commission.

(Subhash Mehta)
Secretary
State Election Commission, Haryana.