

**STATE ELECTION COMMISSION, HARYANA
S.C.O. 16-17, SECTOR-20D, DAKSHIN MARG,
CHANDIGARH.**

NOTIFICATION

Dated:- 18th July,2005

No. SEC/IME/2005/6841: Whereas, consequent upon the death of Sh.Inderpal Singh S/o Sh. Waryam Singh, Member Ward No.21 of Municipal Council, Ambala City, a vacancy in Ward No.21, Municipal Council, Ambala City has occurred.

2. And whereas as per provisions contained in Section 15 of the Haryana Municipal Act, 1973 and amendments made therein from time to time, such casual vacancies are to be filled within six months of the occurrence of such vacancies.

3. Now, therefore, in exercise of powers vested under clause (1) of Article 243ZA of the Constitution of India, Section 3A of the Haryana Municipal Act, 1973 and rule 19(1) of the Haryana Municipal Election Rules, 1978 and all other powers enabling me in this behalf, I, Chander Singh, State Election Commissioner, Haryana hereby frame the following election programme for the conduct of Municipal Bye-Elections in Ward No. 21 of Municipal Council, Ambala City, District Ambala:-

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| (1) Date on which notice shall be published by the Returning Officer for inviting nominations under rule 20. | 20.07.2005 (Wednesday) |
| (2) Dates on which Nomination papers shall be presented under Rule 19(2) (i). | 26.07.2005 (Tuesday)
to
30.07.2005 (Saturday)
11.00 A.M. to 03.00 P.M. |
| (3) Dates on which the list of nomination papers received shall be posted under Rule 19(2)(ii). | 26.07.2005 (Tuesday)
to
30.07.2005 (Saturday) |
| (4) Date by which information shall be furnished by the candidate in the format prescribed, to the concerned Returning Officer that he is not | 01.08.2005 (Monday)
Before 10.00 A.M. |

suffering from any disqualification.

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| (5) Date on which the nomination papers shall be scrutinized under Rule 19 (2) (iii). | 01.082005 (Monday) |
| (6) Last date for making application for the revision of order of the authority scrutinizing the nomination papers to the Deputy Commissioner under Rule 19(2)(iv). | 04..08.2005 (Thursday) |
| (7) Last date by which the revision applications filed under Rule 19(2)(iv) shall be decided by the Deputy Commissioner under Rule 19(2)(v). | 05.08.2005 (Friday) |
| (8) Last date for withdrawal of candidature by a candidate under Rule 19(2)(vi). | 08.08.2005 (Monday)
between(11.00 AM and 03.00 PM) |
| (9) Date on which symbols shall be allotted to the contesting candidates. | 08.08.2005 (Monday)
After 3.00 P.M. onwards |
| (10) Date on which the list of contesting candidates shall be posted under Rule 19(2)(vii). | 08.08.2005 (Monday) |
| (11) Date on which list of polling stations shall be posted under Rule 19(2)(viii). | 08.08.2005 (Monday) |
| (12) Date on which the Poll, if any, shall be held under Rule 19(2)(ix). | 21.08.2005 (Sunday) |
| (13) Timing of the Poll. | Between 8.00 AM and 04.00 PM |
| (14) Date on which the votes polled shall be counted. | Immediately after the polling is closed at the Polling Station itself on the same day. |
| (15) Date on which the election Result would be declared. | Immediately after the account of ballot papers received from the Presiding Officers of the Polling Stations of the constituency (Ward) is consolidated by the Returning Officer. |

4. The Returning Officers shall publish the above election programme on 20/07/2005 by notices posted at their offices, at the office of the concerned Deputy Commissioner, at the offices of the Municipal Council and at such other

conspicuous places in the Municipal area of the Municipal Council in which the election would be held as may be determined by them in this behalf under Rule 20 of the Haryana Municipal Elections Rules, 1978.

5. The State Election Commission further directs that while supplying the nomination papers to the intending candidates, the concerned Returning Officer shall inform them in the manner prescribed in **Annexure-I** attached herewith that they should file an affidavit in **Annexure-II** attached herewith alongwith the required information under Section 8 of the Representation of the People Act, 1951 and Section 13A(1) of the Haryana Municipal Act, 1973 in the performa enclosed with Annexure-II and also another affidavit in **Annexure-III** for disclosure of information about the convictions and acquittals/ discharged of criminal offences, pending criminal cases and details of assets & liabilities and educational qualification as required under the Commission's order No. SEC/E-III/2003/8831, dated 6.10.2003. The Returning Officer shall give copies of the **Annexure II and III** referred to above, to the intending candidates alongwith a copy of nomination papers (i.e, Form-1) so that the candidate may file these affidavits alongwith the nomination papers to be submitted to the Returning Officers.

6. The State Election Commission further directs that on receipt of the nomination papers, if a candidate does not file any of the two affidavits in **Annexure-II** or **Annexure-III** or both these affidavits, then the concerned Returning Officer shall issue a notice as in **Annexure-IV** to the person delivering the nomination paper that the candidate should file the affidavit(s) immediately and positively before 10.00 A.M. of the date of scrutiny of nominations failing which the nomination papers of the candidate shall be rejected.

7. The State Election Commission further directs that on receiving the nomination papers under sub-rule (1) of Rule 20 of the Haryana Municipal Elections Rules, 1978, the Returning Officers shall inform the person or persons

delivering the same, in the format as in **Annexure-V** annexed to this notification, the date, time and place fixed for the scrutiny of the nomination papers and shall enter on the nomination paper its serial number and sign thereon a certificate stating the date on which and the hours at which the nomination papers have been delivered to him and shall as soon as may be thereafter cause to be affixed in some conspicuous places in their offices, the notices of the nominations containing description similar to those contained in the nomination papers, both of the candidates and proposer.

8 The State Election Commission also directs that the information furnished by each candidate in the Affidavit in Annexure-II and III of the Commission's instructions No. SEC/ME/2003/9268-86 dated 15/10/2003 shall be disseminated by the concerned Returning Officers by displaying a copy of the affidavit on the notice board of his office and also by making copies thereof available to all the other candidates on demand and to the representatives of the Print and Electronic media. If any rival candidate furnishes information to the contrary, by means of duly sworn affidavit, then such affidavit of the rival candidate shall also be disseminated alongwith the affidavit of the candidate concerned in the manner said above.

9 The State Election Commission further directs that immediately after the expiry of the period within which candidatures may be withdrawn under Rule 28 of the Haryana Municipal Elections Rules, 1978, the concerned Returning Officers shall prepare in Hindi the lists of contesting candidates, that is to say, lists of candidates who have been included in the lists of validly nominated candidates, and those who have not withdrawn their candidatures within the prescribed period. The lists shall be caused to be posted at the some conspicuous place, in the office of the Returning Officer or at the Municipal Council office.

10. The State Election Commission further directs that the concerned Returning Officer or the Assistant Returning Officer as the case may be, shall at every stage prepare the notices of the nominations containing descriptions similar to those contained in the nomination papers both of the candidates and the proposers, the lists of candidates whose nomination papers have been rejected, the list of validly nominated candidates, the notices of withdrawal of candidatures and the lists of contesting candidates and affix the same at some conspicuous places, at the notice board of their offices and at the office of the Municipal Council and shall submit one copy thereof to the State Election Commission directly at every stage and one copy through the concerned Deputy Commissioner.

11. The State Election Commission further directs that the counting of votes polled at the elections to the seat of Member of Municipal Council shall be taken up at the respective polling stations on the date of Poll immediately after the close of the poll. The details (account) of the ballot papers polled at each polling station shall be prepared on Form 7 by the Presiding Officer and forwarded to the Returning Officer for consolidation of accounted ballot papers on Form 8 mentioning therein the total number of valid votes polled in favour of each candidate on each polling station and declare the candidate who is found to have been obtained largest number of votes elected as Member from the ward.

12. The State Election Commission further directs that after the declaration of result of elections under Rule 62, the Returning Officers shall forthwith post a copy of return (i.e. Form 8 - Consolidation of account of the counted ballot papers) in a conspicuous place at his office and send with a copy thereof to the concerned Deputy Commissioners, who shall immediately forward the names of the elected candidates to the State Election Commissioner, Haryana for notifying the same in official gazette. The Deputy Commissioners shall ensure that the names and other

particulars of the elected candidate should be the same as are recorded in the nomination paper.

Dated Chandigarh
The 12th July,2005

CHANDER SINGH
State Election Commissioner,
Haryana.

Endst.No.SEC/1ME/2005/6842-44

Dated:- 18.07.2005

A copy is forwarded to the following for information and immediate compliance of above orders :-

1. The Financial Commissioner & Principal Secretary to Govt. Haryana, Urban Development Department, Haryana Chandigarh
2. The Deputy Commissioner, Ambala.
3. Director, Urban Development Department, Haryana, Chandigarh .

(Parmal Singh)
Superintendent,
For State Election Commissioner,
Haryana

Endst.No.SEC/1ME/2005/6845

Dated :- 18.07.2005

A copy is forwarded to the Controller, Printing & Stationery Department Haryana for publication in the Haryana Government Gazette(Extra – Ordinary) dated 18.07.2005 positively.

2. He is requested to supply 10 copies of the Gazette containing the said notification as soon as it is published in the Gazette.

(Parmal Singh)
Superintendent,
For State Election Commissioner,
Haryana