

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

ORDER

No.SEC/2E-II/2017/2180

Dated: 03.08.2017

The General Elections of Zila Parishad, Karnal were held in January, 2016 and the results of the elected candidates were declared on 28.01.2016.

2. As per provisions contained in the Haryana Panchyati Raj Election Expenditure (Maintenance and Submission of Accounts) Order, 1996, every candidate contesting election to the post of Member of Zila Parishad shall have to maintain day to day election expenditure account in accordance with the procedure laid down in paras 4, 5 and 6 of these orders and shall have to lodge his account of election expenses within 30 days from the date of declaration of result of the election in the prescribed format with the Deputy Commissioner-cum-District Election Officer(Panchayat) or any other officer as specified by the Commission. The total of the expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.

3. Para 11 of these orders provides that if the State Election Commission is satisfied that a person --

- (a) has failed to lodge an account of election expenses, within the time and in the manner required by or under this Act, and
- (b) has no good reason or justification for the failure the State Election Commission shall, by order published in the Official Gazettee, declare him to be disqualified and may such person shall be disqualified for a period of three years from the date of the order.

4. The Commission, vide its notification No. SEC/2E-II/2015/5782, dated 03.06.2015 prescribed the limit of expenditure of Rs. 2,00,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Member Zila Parishad.

5. As reported by the Deputy Commissioner-cum-District Election Officer, Karnal through his letter No. 633/Panchayat, dated 24.01.2017 the 154 contesting candidates of Zila Parishad, Karnal failed to submit their election expenditure statement within the prescribed time. The Commission had served a show cause notice upon them to explain as to why they should not be disqualified on account of non submission of

election expenditure account within the prescribed period. I had given an opportunity of personal hearing to 20 candidates in my office chamber on 28.06.2017 in the interest of justice. Sh.Dalel Singh, Assistant represented the Deputy Commissioner, Karnal.

6. The candidates mentioned below appeared in person and had submitted their submissions explaining the reasons for non submission of their election expenditure statement:-

क्रम सं०	सर्व श्री/श्रीमति	गांव का नाम	वार्ड नं०
1.	नीरु पुण्डीर	सालवन	25
2.	पदमा रानी	सालवन	25
3.	मीनाक्षी शर्मा	सालवन	25
4.	रम्मी देवी	मोर माजरा	25
5.	सुनील दत्त	अमुपुर	08
6.	उषा देवी	अमुपुर	18
7.	पूनम	मूनक	21

During the course of personal hearing, the above mentioned seven candidates had submitted their election expenditure statement. Expenditure statements submitted by the above candidates have been got examined and found to be within the expenditure limit prescribed by the Commission. I have gone through the submissions made by them and the facts available on the record. Taking a lenient view, I order to accept election expenditure statement of the above mentioned seven candidates.

7. The following candidates did neither respond to the show cause notice nor appeared before me:-

क्रम सं०	सर्व श्री/श्रीमति	गांव का नाम	वार्ड नं०
1.	अमनदीपकौर	अरझाना	24
2.	गीता देवी	असन्ध वार्ड नं.08	24
3.	प्रोमिला	जयसिंहपुरा	24
4.	मुकेश देवी	फफझाना	24
5.	सीमा	पोपड़ा	24
6.	कमलेश	सालवन	25
7.	मोना रानी	पाढ़ा	25
8.	राखी दुहन	मोली	25
9.	सरोज बाला	बल्ला	25
10.	बलविन्द्र सिंह	भैणीखुर्द	06

Therefore, it can be concluded that the above mentioned ten candidates have nothing to say in the matter. Hence, they deserve to be disqualified. I, Dr. Dalip Singh, State Election Commissioner, Haryana, in exercise of powers vested under Article 243K of the Constitution of India and Section 212 of the Haryana Panchayati Raj Act, 1994 and all other powers enabling in this behalf hereby order that the ten candidates mentioned in para 7 be disqualified for being chosen as, and for being a member of Panchayats i.e. Gram Panchayat, Panchayat Samiti and Zila Parishad for a period of three years from the date of this order.

8. Sh.Surinder Singh, a candidate Ward No.17 and Smt.Nirmala Devi and Sneh Lata, candidates from Ward No.25 responded to the show cause notice but they did neither submit expenditure register nor appear for personal hearing. Another opportunity given. I order to call them for personal hearing on 23.08.2017.

9. I further direct that a copy of this order be sent to all the candidates mentioned in para 6 and 7 above through Deputy Commissioner-cum-District Election Officer, Karnal.

10. I further direct that a copy of this order be hosted on website of the Commission www.secharyana.gov.in.

Dated, Panchkula
the 28th July, 2017


Dr. DALIP SINGH
State Election Commissioner, Haryana

Endst. No. SEC/2E-II/2017/2181-87

Dated : 03.08.2017

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

1. The Additional Chief Secretary to Government, Haryana, Development & Panchayats, Chandigarh.
2. Director, Panchayat Department, Haryana, Chandigarh.
3. Deputy Commissioner-cum-District Election Officer(P), Karnal.
4. District Development & Panchayat Officer, Karnal.
5. Chief Executive Officer, Zila Parishad, Karnal.
6. Candidate concerned.
7. The Controller, Printing & Stationery Department, Haryana. He is requested to notify in the Haryana Government Gazette.


(P.K.Sharma)
Secretary

State Election Commission, Haryana

CC:

PS/SEC
✓ IT Cell.