<u>ORDER</u>

No.SEC/3ME/2018/2195

Dated: 27.03.2018

The General Election of Municipal Corporation, Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No. SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide order No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the following candidates had contested the election of Municipal Corporation Rohtak but failed to submit their election expenditure account:-

Sr. No.	Name of Candidate	Ward No.
1.	Jitender	1
2.	Dharmender	1
3.	Pramila	1
4.	Baba Rammehar	1
5.	Rajbala	2

	D-mm.	-
6.	Rampyari	2
7.	Shyam Lal	2
8.	Sunita Devi	2
9.	Sumitra Kajal	2
10.	Surekha	2 3
11.	Ankit	3
12.	Ashok Kumar	3
13.	Jogender	3
14.	Rajesh	3
15.	Roshni	3
		3
16.	Lalu Ram	3
17.	Sanjay	3
18.	Sunita	3
19.	Urmila Devi	4
20.	Krishna Devi	4
21.	Pinki	4
22.	Manju Devi	4
23.	Mausami Devi	4
24.	Rajbala	4
25.	Santosh	4
26.	Sunita Devi	4
27.	Sumitra	4
28.	Sushma	4
29.	Kusum Lata	5
30.	Jaiprakash Kaushik	5
31.	Manju	6
32.	Shashi Bala	6
33.	Santosh	6
34.	Nargesh	7
35.	Neelam	7
36.		7
	Babita	
37.	Mukesh Kumari	7
38.	Reena	7
39.	Maya Devi	8
40.	Sudesh Kumari	8
41.	Jatin Kumar	10
42.	Amit	13
43.	Jyanti Jyoti	13
44.	Ved Prakash s/o Kripa Ram	13
45.	Subhash s/o Devi Singh	13
46.	Sushil Kumar	13
47.	Somnath	13
48.	Sunita	14
49.	Surksha Rani	14
50.	Suman Chauhan	15
51.	Ashok Kumar s/o Ram Chander	16
52.	Ashok Kumar s/o Wazir Singh	16
53.	Indal Singh	16
54.	Dhanjaivir	16
55.	Pankaj Singh	16
56.	Mukesh Saini	16
57.	Roopa Devi	16
58.	Sushil	16
59.	Narender	17
60.	Ankush	18
61.	Shadi Lal	18
62.	Surender Kumar	18
63.	Hanuman	18
64.	Hitender Attri	18
65.	Devender	19
66.	Manjeet	19
67.	Sanjay	19
68.	Urmila	20
69.	Chanderpati	20

70.	Neetu	20
71.	Monika	20
72.	Suresh Devi	20
73.	Sushma	20

- 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 period. They neither submitted their election expenditure statement nor responded to the show cause notice. I, had given them personal hearing on 20.03.2018 in PWD Rest House, Rohtak in the interest of justice. Sh.Inderjit Kularia, DMC, Rohtak of the Municipal Corporation, Rohtak represented the Deputy Commissioner, Rohtak. As per the report of DMC, Municipal Corporation, Rohtak, the letters for personal appearance were duly served upon them in person.
- 8. The above mentioned contesting candidates neither appeared before me nor filed any representation. Therefore, it can be concluded that they have nothing to say in the matter. Hence, they are proceeded ex-parte. The above noted candidates deserve to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, hereby order that all the above 73 candidates are disqualified under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula The March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2196-2273

1. The Principal Secretary, Haryana Government, Urban Local Bodies Department, Haryana.

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

- 2. Director, Urban Local Bodies Department, Haryana, Panchkula.
- 3. Deputy Commissioner, Mewat at Nuh.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 13D of the Haryana Municipal Act, 1973

<u>ORDER</u>

No.SEC/3ME/2018/2358

Dated: 27.03.2018

Disqualification of Sh.Ishwar Singh, contesting candidate from Ward No.3 Subject :of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the Election Commission is satisfied that a person
 - has failed to lodge an account of election expenses, within the time and in (a) the manner required by or under this Act, and
 - has no good reason or justification for the failure (b)

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.3 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had maintained the election expenditure register but it has been misplaced and unable to deposit it."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Ishwar Singh** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018

P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2359-2364

1. The Principal Secretary, Haryana Government, Urban Local Bodies Department, Haryana.

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

- 2. Director, Urban Local Bodies Department, Haryana, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

No.SEC/3ME/2018/2351 Dated: 27.03.2018

Subject:- Disqualification of Smt.Jyoti, contesting candidate from Ward No.2 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.2 of Municipal Corporation Rohtak but failed to submit her election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon her to explain as to why she should not be disqualified on account of non submission of election expenditure account within the period. She

"I filed the nomination and supported other candidate in the election and no expenses incurred by her."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for her failure to submit election expenditure account. Therefore, she deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Smt.Jyoti** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2352-2357

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

Dated: 27.03.2018

No.SEC/3ME/2018/2344

Subject:- Disqualification of Sh.Naveen Kumar, contesting candidate from Ward No.13 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.13 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had deposited the expenditure register and no receipt has been given to him. The MC official verified on his representation that he had not deposited the expenditure register as per record."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Naveen Kumar** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2345-2350

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

No.SEC/3ME/2018/2337

Dated: 27.03.2018

Subject:- Disqualification of Sh.Rahul, contesting candidate from Ward No.2 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.2 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had deposited the expenditure register but now there is no receipt available with him. The MC official verified on his representation that he had not deposited the expenditure register as per record."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Rahul** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2338-2343

1. The Principal Secretary, Haryana Government, Urban Local Bodies

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

- Department, Haryana.
- 2. Director, Urban Local Bodies Department, Haryana, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

No.SEC/3ME/2018/2330 Dated: 27.03.2018

Subject :- Disqualification of Sh.Rajender, contesting candidate from Ward No.13 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.13 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had deposited the expenditure register and no receipt has been given to him. The MC official verified on his representation that he had not deposited the expenditure register as per record."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Rajender** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2331-2336

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

Dated: 27.03.2018

No.SEC/3ME/2018/2323

Subject :- Disqualification of Sh.Sandeep Kumar, contesting candidate from Ward No.16 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.16 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had deposited the expenditure register and no receipt has been given to him. The MC official verified on his representation that he had not deposited the expenditure register as per record."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Sandeep Kumar** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2324-2329

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

No.SEC/3ME/2018/2316

Dated: 27.03.2018

Subject :- Disqualification of Sh.Satish Kumar, contesting candidate from Ward No.1 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.1 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had contested election as covering candidate and deposited the expenditure register but now there is no receipt available with him. The MC official verified on his representation that he had not deposited the expenditure register as per record."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Satish Kumar** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2317-2322

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

<u>ORDER</u>

No.SEC/3ME/2018/2309

Dated: 27.03.2018

Subject :- Disqualification of Smt.Sunita, contesting candidate from Ward No.19 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.19 of Municipal Corporation Rohtak but failed to submit her election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon her to explain as to why she should not be disqualified on account of non submission of election expenditure account within the period. She

"I had maintained the expenditure register but misplaced at the time of repair of house."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for her failure to submit election expenditure account. Therefore, she deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Smt.Sunita** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2310-2315

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

No.SEC/3ME/2018/2302 Dated: 27.03.2018

Subject:- Disqualification of Sh.Sunny, contesting candidate from Ward No.2 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.2 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had not deposited the election expenditure due to some family problems."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Sunny** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018

P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2303-2308

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

No.SEC/3ME/2018/2295 Dated: 27.03.2018

Subject :- Disqualification of Sh.Surender, contesting candidate from Ward No.13 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.13 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had filed my nomination and symbol was allotted but not contested the election due to some family problem. I had not spent any amount for elections so expenditure register had not maintained by me."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Surender** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2296-2301

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

<u>ORDER</u>

No.SEC/3ME/2018/2288 Dated: 27.03.2018

Subject :- Disqualification of Sh.Vijender, contesting candidate from Ward No.1 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.1 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had contested election as covering candidate and deposited the expenditure register but now there is no receipt available with him. The MC official verified on his representation that he had not deposited the expenditure register as per record."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Vijender** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2289-2294

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

No.SEC/3ME/2018/2281 Dated: 27.03.2018

Subject :- Disqualification of Sh.Vinod Kumar, contesting candidate from Ward No.10 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.10 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had deposited the expenditure register and no receipt has been given to him. The MC official verified on his representation that he had not deposited the expenditure register as per record."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Vinod Kumar** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2282-2287

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.

ORDER

Dated: 27.03.2018

No.SEC/3ME/2018/2274

Subject :- Disqualification of Sh.Virender Singh, contesting candidate from Ward No.9 of Municipal Corporation, Rohtak.

The General Election of Municipal Corporation Rohtak was held on 02.06.2013 and the result of the elected candidates was declared on 04.06.2013.

- 2. Section 8B of the Haryana Municipal Corporation Act, 1994, provides that every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of all expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.
- 3. Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 further provides that if the 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

- 4. In pursuance of the above provisions, the State Election Commission, Haryana vide its notification No.SEC/4ME/2013/2320, dated 02.05.2013 in exercise of powers vested under clause (i) Article 243 ZA of the Constitution of India, sub-section 3 of Section 8B of the Haryana Municipal Corporation Act, 1994 had prescribed the limit of expenditure of Rs.1,75,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Municipal Corporation, Rohtak and account of election expenses shall be filed/lodged with the Deputy Commissioner or any other officer prescribed by the Commission within 30 days from the date of declaration of the result of election.
- 5. The State Election Commissioner, Haryana in exercise of powers contained under Section 9 (1A) of the Haryana Municipal Corporation Act, 1994 authorized Secretary, State Election Commission, Haryana vide order No.SEC/1ME/2017/2017, dated 01.12.2017 and further modified vide No.SEC/1ME/2018/842, dated 28.02.2018 to decide the cases of disqualification of the candidates, who failed to lodge their account of election expenses.
- 6. As reported by the Deputy Commissioner, Rohtak, the above mentioned candidate had contested the election from Ward No.9 of Municipal Corporation Rohtak but failed to submit his election expenditure account within the prescribed time or thereafter. The Commission had served a show cause notice upon him to explain as to why he should not be disqualified on account of non submission of election expenditure account within the period. He

"I had spent Rs.500/- only for poster and campaigning on the cycle so there is no other expense made by me and did not deposite expenditure register."

- 7. After personal hearing, the order was announced.
- 8. On perusal of record of the case and after hearing of the candidate, I am satisfied that the above said candidate has failed to lodge an account of election expenditure, within the time and in the manner required by or under this Act. Moreover, above said candidate has submitted no good reason or justificiation for his failure to submit election expenditure account. Therefore, he deserves to be disqualified. Hence I, P.K.Sharma, Secretary, State Election Commission, Haryana, under Section 8D of the Haryana Municipal Corporation Act, 1994 read with Section 10 A of the Representation of People Act, 1951 hereby order that **Sh.Virender Singh** is disqualified for being chosen as, and for being a member of Municipality for a period of three years from the date of this order.
- 9. The office is directed to send a copy of this order to the candidate concerned through Deputy Commissioner, Rohtak immediately.

Dated, Panchkula the 27th March, 2018 P.K.Sharma Secretary State Election Commissioner, Haryana

Dated :- 27.03.2018

Endst. No. SEC/3ME/2018/2275-2280

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, Panchkula.
- 3. Deputy Commissioner, Rohtak.
- 4. Deputy Municipal Commissioner, Municipal Corporation, Rohtak.
- 5. Candidate concerned.
- 6. The Controller, Printing & Stationery Department, Haryana. He is requested notify in the Haryana Government Gazette as required under Section 8D of the Haryana Municipal Corporation Act, 1994.