

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

**ORDER**

No.SEC/3ME/2010/2917

Dated:-.17/08/2010

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 his election expenditure account from the date of his nomination till the declaration of result. As per orders dated 19.12.06, State Election Commission, Haryana has fixed the time limit i.e. 'within 30 days of declaration of result' to file the election expenditure with the Deputy Commissioner or any other officer prescribed by the State Election Commission, Haryana and any candidate who does not file his election expenditure account within time limit and make expenditure beyond expenditure limit fixed by the State Election Commission shall be disqualified by the State Election Commission, Haryana for three years.

2. The general elections to the Municipal Committee Narnaund, Distt Hisar were held on 20.01.2008. The Following 16 candidates failed to lodge their election expenditure account within 30 days of declaration of the results as required under Section 13D and 13E of the Haryana Municipal Act, 1973:-

<b>Sr.No.</b>	<b>Name</b>	<b>Ward No.</b>
1.	Kamlesh	1
2.	Kailasho	1
3	Pushpa Devi	1
4.	Rajo Devi	1
5.	Balbir Singh	2
6.	Mahabir Singh	5
7.	Raghubir	6
8.	Ram Mehar	7
9.	Lalbir	7
10.	Kuldeep	8
11.	Ompati	10
12.	Savitri	10
13.	Parveen	11
14.	Mantari	11
15.	Lichami	11
16.	Virender	13

3. Consequently a show cause notice was issued to all the above mentioned persons as to why they should not be disqualified under section 13 D of the Haryana Municipal Act, 1973 as they had not filed their election expenditure statement in time. None of the above said candidates have replied to the Show Cause Notice.

4. All the above 16 candidates were given an opportunity by way of personal hearing on 23/02/2010 at 11.00 A.M. at PWD Rest House, Hisar. Out of 16 candidates, one Sh.Raghubir of ward No.6 (mentioned at Sr.No.7) had expired. Only 2 candidates namely Sh.Kuldeep Singh and Sh.Om Parkash husband of Smt.Savitri at Sr. No. 10 and 12 respectively appeared before me for personal hearing.

5. Sh.Kuldeep singh, ward No.8 (mentioned at Sr.No.10) has stated that after elections, he had fallen ill and therefore, could not deposit his election expenditure account in time. However, he could not produce any evidence of

medical treatment in his favour. I do not find any merit in his averment. On behalf of Smt.Savitri, her husband Sh.Om Parkash of ward No.10 (mentioned at Sr.No.12), stated that due to birth of a girl on 22.02.2010, she was not able to attend the personal hearing. He has further stated that due to death of his father, his wife was not able to deposit her election expenditure account. He, however, presented the election expenditure account during the personal hearing which has been taken on record. After hearing, the order was kept reserved.

5. Through this order, the show cause notices issued to the persons mentioned in para 1 are being decided.

6. I have considered the matter. Only one candidate i.e. Smt.Savitri has filed statement of expenditure and that too much after the expiry of the date, for which there is no justification. The events mentioned by her husband took place much after the date 18/01/2008, by which expenditure statement was to be filed. There is no satisfactory explanation for the delay. The remaining 13 candidates have not cared to respond.

7. Hence, all the 15 candidates (except Sh.Raghubir, ward No.6) as mentioned above in para 1 are hereby disqualified under section 13 D of the Haryana Municipal Act, 1973 for a period of three years from the date of this order.

Dated , Panchkula  
the 16th August, 2010

Dharam Vir  
State Election Commissioner, Haryana

Endst.No. SEC/3ME/2010/2918-2922

Dated:-17/08/10

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

1. The Financial Commissioner and Principal Secretary, Haryana Government, Urban Local Bodies Department, Haryana.
2. Director, Urban Local Bodies Department, Haryana, Chandigarh .
3. Deputy Commissioner, Hisar.
4. Secretary, Municipal Committee, Narnaund.
5. All the concerned candidates.

Superintendent  
State Election Commission, Haryana

Endst.No.SEC/3ME/2010/2923

Dated:-17/08/10

A copy is forwarded to 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.

Superintendent  
State Election Commission, Haryana