

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

Dated, the 29th November, 2012

No. SEC/3E-II/2012/2692:-Whereas the Government of Haryana, Development & Panchayat Department in exercise of powers conferred by sub-section(1) read with sub-section (2) of section 211 of the Haryana Panchayati Raj Act, 1994 (Haryana Act 11 of 1994) and all powers enabling it in this behalf, vide notification No.S.O.70/H.A.11/1994/S.211/2012, dated 15.11.2012 has directed that the second general election of Panches and Sarpanch of Gram Panchayat, Sambalkha, in District Kurukshetra, shall be held and made in the State of Haryana by 31st December, 2012, as specified by the State Election Commission.

2. Therefore, in exercise of the powers vested under clause (1) of Article 243K of the Constitution of India and under Rule 24 of the Haryana Panchayati Raj (Election) Rules, 1994 and all other powers enabling me in this behalf and in pursuance of provisions contained in Sub-Section(1) of Section 161 and Sub-Section(2) of Section 211 of the Haryana Panchayati Raj Act, 1994, I, Dharam Vir, State Election Commissioner, Haryana hereby prescribe the time schedule for conduct of Panchayat Bye-elections for the remaining term to fill up the seats of Panches, Sarpanches, Members of Panchayat Samitis and Zila Parishads fallen vacant due to various reasons, the detail of which is given in Annexure- "A" attached and second general election of Panches and Sarpanch of Gram Panchayat, Sambalkha, in District Kurukshetra. The time schedule as prescribed is given below:-

TIME SCHEDULE

(a)	Date on which notices shall be published by District Election Officers (Panchayat) in Form 2 or 3, as the case may be, for inviting nominations under rule 24 of the Haryana Panchayati Raj Election Rules, 1994	03.12.2012 (Monday)
(b)	Period of making nomination under rule 24(a).	04.12.2012 (Tuesday) to 06.12.2012 (Thursday) (10.00AM to 04.00 PM)
(c)	Date by which information shall be furnished by the candidate to the concerned Returning Officer (Panchayat) in the prescribed format (अनुबन्ध- 11)	07.12.2012(Friday) Before 10.00 AM
(d)	Date of Scrutiny under rule 24 (b)	07.12.2012 (Friday) From 10.00 A.M. to 04.00 P.M.
(e)	Date of Withdrawal under rule 24(c)	10.12.2012 (Monday) (Upto 04.00 PM)
(f)	Preparation of list of contesting candidates under rule 32 and allotment of symbol for elections under rule 33	10.12.2012(Monday) (immediately after the expiry of the period of withdrawal of candidature)
(g)	Date of Poll(if required) under Rule 24(d)	16.12.2012 (Sunday) (8.00AM to 4.00PM).

3. It is further directed as under:-

- a. If there is any stay order passed by any competent authority or Court against any vacancy, then the election to that seat shall not be held and a report to that effect be sent to the Commission, immediately.
- b. The District Election Officers (Panchayats), shall by notice in Form 2 or 3, as the case may be, specify the above programme i.e. (i) last date, time and place of

making nominations; (ii) the date, time and place for scrutiny of the nomination papers (iii) date and time for withdrawal of candidature (iv) preparation of list of contesting candidates and allotment of symbol (v) the date and time during which the poll will be held and (vi) the date, time and place of counting of votes in accordance with the provisions contained in sub rule (a), (b) (c), (d) and (e) of Rule 24 of the Haryana Panchayati Raj (Election) Rules, 1994 and will send a copy of the notice to the Commission by fax.

- c. Nomination papers for the election to Panches and Sarpanches of Gram Panchayats shall be filed and received at Gram Panchayat Headquarters by the Returning Officer/Assistant Returning Officer (Panchayat), nomination paper for the members of Panchayat Samitis shall be filed and received at Block Headquarter by the Returning Officer/Assistant Returning Officer (Panchayat Samiti) and for election for the members of Zila Parishad the nomination papers shall be filed and received by the Deputy Commissioner-cum-Returning Officer to the Zila Parishad or the Assistant Returning Officer of Zila Parishad. **The work of scrutiny of nomination papers should not be delegated to the concerned Assistant Returning Officer.**
- d. The Returning Officer (Panchayat) concerned shall supply copies of the prescribed forms i.e. regarding criminalization in politics, declaration of assets and liabilities, education qualification (अनुबन्ध- 11) to the contesting candidates with the nomination form. A contesting candidate for the office of Panches and Sarpanches would be required to make declaration on plain paper in the prescribed proforma annexed with the nomination paper. For the office of Members Panchayat Samitis and Zila Parishads, a candidate would be required to file an affidavit on non-judicial stamp paper/document paper (Pakka paper) duly sworn in before a 1st Class Magistrate or Notary Public or an Oath Commissioner appointed by the Hon`ble High Court or before the Sub-Divisional Officer (Civil)/ Tehsildar/Naib Tehsildar (conferred with the powers of Executive Magistrate) having jurisdiction of the area. The concerned Returning Officer (Panchayat) shall also obtain a dated receipt in the prescribed form of issuing the copies of the proformas and retain with the nomination papers.
- e. Immediately after the withdrawal of candidature, the concerned Returning Officer shall prepare a list of contesting candidates in the prescribed forms i.e. in form 6, 7, 8 and 9 (as the case may be) and shall mention the symbol allotted to the contesting candidates against his/her name at column No. 4. After the allotment of symbol, the signature of the contesting candidates or his election agent should be obtained in the relevant form as token to the fact that the candidates have been informed about the symbol allotted to him/her.

4. It is also directed that the counting for election of Panches & Sarpanches shall be done immediately after the close of poll at the all polling stations of the Panchayat concerned. For the election of Members of Panchayat Samitis and Zila Parishads, the counting shall be held on 17.12.2012 at 08.00 A.M. {except where re-poll is recommended by the District Election Officer (Panchayat)} at Block Headquarter concerned.

5. It is further that the Deputy Commissioner-cum-District Election Officer (P) shall send the names of elected persons to this Commission within a period of one week from the date of declaration of election result, in C.D. and printed form i.e. both in Hindi and English as per procedure prescribed by the State Election Commission vide its order No. S.E.C./3E-II/2011/748 dated 16.05.2011. The names received thereafter will not be considered for notification by this Commission and the **Deputy Commissioner shall be held responsible** for any consequences incurred thereof.

6. It is also further directed that the Deputy Commissioner-cum- District Election Officer (P) concerned shall send a report of the contesting candidates those who have filed and not filed their election expenditure statement within 30 days from the declaration of election result, as required under the Haryana Panchayati Raj Election Expenditure (Maintenance and Submission of Accounts) Order, 1996 issued under endst. No. SEC/3E-II/96/7675-97 dated 07.06.1996. The report in this regard must reach this Commission within 45 days after the declaration of election result.

Dated, Panchkula
the 27th November, 2012

Dharam Vir
State Election Commission, Haryana

Endst. No.SEC/3E-II/2012/2693-3014

Dated: 29 .11.2012

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

1. Chief Secretary to Govt. of Haryana, Chandigarh.
2. Financial Commissioner & Principal Secretary to Government of Haryana, Development & Panchayat Department, Chandigarh.
3. Director General, Police, Haryana, Panchkula.
4. Divisional Commissioner, Ambala, Hisar, Rohtak and Gurgaon.
5. Director, Development & Panchayat Department, Haryana, Chandigarh.
6. All Deputy Commissioners-cum-District Election Officers (Panchayat) in the State of Haryana for information and further necessary action. They are requested to ensure the compliance of the schedule notified above. It may also be ensured that date-wise compliance report reaches to the Commission by fax. They are further requested to appoint Returning Officers/Assistant Returning Officers and also publish the list of polling stations as per provisions of the Haryana Panchayati Raj Election Rules under intimation to the Commission.
7. Director, Public Relations Haryana, Chandigarh.
8. Controller, Printing and Stationery Department, Haryana, Chandigarh for publication in the Haryana Government Gazette. He is requested to supply 20 copies of the notification to this Commission for information and record.
9. All District Development and Panchayat Officers in the State of Haryana. **(Fax)**

Sd/-
(Parmal Singh)
Asstt. State Election Commissioner, Haryana
Email Id: asec.sec@hry.nic.in