



**STATE ELECTION COMMISSION, HARYANA  
NIRVACHAN SADAN, SECTOR- 17  
PANCHKULA- 134109**

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**NOTIFICATION**

24<sup>th</sup> November, 2022

No. SEC/4E-II/2022/6293 - Whereas the State Election Commission, Haryana vide its notification No. SEC/4E-II/2022/4332, dated 28.10.2022 had announced schedule for conduct of general elections for the posts of Panches and Sarpanches of all Gram Panchayats and Members of all Panchayat Samitis and Zila Parishads in four districts, namely, Faridabad, Fatehabad, Hisar and Palwal which also included the post of Sarpanch, Gram Panchayat, Parta, Block Tohana, district Fatehabad. According to this notification, notice for inviting nominations under rule 24 of the Haryana Panchayati Raj Election Rules, 1994 was published by the concerned Deputy Commissioners on 29.10.2022. Nominations were presented between 05.11.2022 to 11.11.2022, scrutiny of nominations was done by the Returning Officers concerned on 12.11.2022 and withdrawal of candidature was on 14.11.2022. Election symbols were allotted to the contesting candidates on the same day after preparation of final list of candidates who remained in fray. Polling for members, Zila Parishad and Panchayat Samitis in these four districts has been held on 22.11.2022 and polling for election for the posts of Sarpanches and Panches in these four districts is scheduled to be held on 25.11.2022.

2. Whereas, the Deputy Commissioner, Fatehabad vide his memo No.11630/Panchayat Election-2022, dated 24.11.2022 has informed that post of Sarpanch Gram Panchayat is reserved for Scheduled Caste (Women). Smt.Geeta wife of Shri Surender filed her nomination for the post of Sarpanch, Gram Panchayat, Parta and there are also six more candidates namely; Smt.Anita, Smt.Kavita, Manpreet Kaur, Mukesh, Sunita w/o Rajeev Kumar and Sunita w/o Rai Sahab.

3. The Deputy Commissioner, Fatehabad has further informed that Sh.Vikaram Singh has filed a CWP No.26831 of 2022, 'Vikram Singh versus State of Haryana and others' in the Hon'ble Punjab and Haryana High Court at Chandigarh. The Hon'ble Punjab and Haryana High Court, Chandigarh vide its order dated 23.11.2022 in the above said writ petition has directed that Smt. Geeta is restrained from participating/contesting the election for the post of Sarpanch Gram Panchayat, Parta, Tehsil Tohana, District Fatehabad.

4. The Deputy Commissioner-cum-District Election Officer (Panchayat) has further requested the State Election Commission, Haryana to

advise as what action is to be taken by his office in the matter in view of the above referred directions of the Hon'ble High Court which are reproduced below:-

“Learned counsel for the petitioner has referred to the Family Identity Card (Annexure P-1) to show that respondent No.8 – Geeta is candidate belonging to General Category. Respondent No.9-Manpreet Kaur is a Scheduled Caste candidate.

As far as respondent No.9-Manpreet Kaur is concerned, she belongs to Scheduled Caste category, but got married to a person belonging to the General category, however, she still retains her right to contest the election for the post of Sarpanch under the Scheduled Caste category. As far as respondent No.8-Geeta is concerned, as per Family Identity Card (Annexure P-1), she belongs to the General category. Therefore, she cannot contest the election for the post of Sarpanch, which is reserved for the SC category.

Notice of motion.

On the asking of the Court, Mr.Ankur Mittal, Addl. A.G., Haryana, accepts notice on behalf of respondent-State and seeks time to file reply.

Copy of this petition be supplied to learned State counsel during the course of the day.

Adjourned to 13.01.2023.

In the meantime, respondent No.8-Geeta is restrained from participating/contesting the election for the post of Sarpanch in village Parta, Tehsil Tohana, District Fatehabad.”

5. Whereas election symbols have already been allotted to the contesting candidates on the date of withdrawal of candidature i.e. on 14.11.2022 and now the polling of votes for election of Sarpanch of Gram Panchayat, Parta is to be held on 25.11.2022 as per notification issued by the State Election Commission, Haryana as referred to above.

6. In view of the above facts and circumstances of the case, I, Dhanpat Singh, State Election Commissioner, Haryana in exercise of powers enabling me under clause 1 of article 243K of the Constitution of India, sub-section (1) of section 161 and sub-section (2) of section 211 of the Haryana Panchayati Raj Act, 1994, rule 24 of the Haryana Panchayati Raj Election Rules, 1994 and all other powers enabling me in this behalf and in compliance with the directions dated 23.11.2022 of the Hon'ble High Court of Punjab and Haryana at Chandigarh passed in CWP No.26831 of 2022, hereby order as under :-

- i. the nomination paper of Smt. Geeta w/o Surender shall be rejected by the Returning Officer, which was received on 11.11.2022.
- ii. revised list of the contesting candidates shall be prepared.
- iii. election symbols already allotted to the contesting candidates shall not be disturbed.
- iv. name of Smt. Geeta shall not be written on the ballot paper and election symbol mentioned at Sr. No.3 due to fixed election symbol shall be covered with white paper.
- v. press button on ballot unit of electronic voting machine mentioned at Sr. No.3 shall be masked/ blocked with white cover provided in the ballot unit.



- vi. election for the post of Sarpanch, Gram Panchayat Parta shall be held on scheduled date i.e. on 25.11.2022.
- vii. stamp of 'Deleted' shall be marked on the election symbol mentioned at Sr. No. 3 of the tender ballot papers.
- viii. all contesting candidates including Smt.Geeta shall be informed with regard to these order.
- ix. notice with regard to deleting the name of Smt.Geeta from the list of contesting candidates shall be pasted on all the polling booths of the concerned Gram Pancahayat.


DHANPAT SINGH  
State Election Commissioner, Haryana

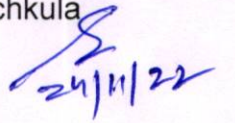
Endst.No.SEC/4E-II/2022/6294-6299

Dated: 24<sup>th</sup> November, 2022

A copy is forwarded to:-

1. The Chief Secretary to Govt. of Haryana, Chandigarh.
2. The Principal Secretary to Govt. of Haryana, Development & Panchayat Department, Chandigarh.
3. The Director, Development & Panchayats Department, Haryana, Chandigarh.
4. The Deputy Commissioner-cum-District Election Officer (Panchayat), Fatehabad. A copy of the same may be provided to all the contesting candidates including Smt. Geeta whose nomination has been rejected in compliance with the directions of the Hon'ble High Court.
5. The District Development & Panchayat Officer, Fatehabad.
6. A copy is forwarded to the Controller, Printing and Stationery, Haryana, Chandigarh for publication in the Haryana Gazette.

  
Assistant State Election Commissioner,  
For State Election Commissioner, Haryana,  
Panchkula

  
24/11/22