

Office of the Election Authority

Under J&K Panchayati Raj Act, 1989

(Chief Electoral Officer, J&K)

“Greater Participation for a Stronger Democracy”

Subject: Representation of Krishen Singh S/o Gunda Singh R/o Gudpora Aripal regarding rejection of Nomination Paper.

ORDER No. CEO/Pyt/2018/723

DATED 22-11-2018

Whereas, one Krishan Singh S/o Gunda Singh had made a representation before District panchayat Election Officer (Deputy Commissioner) Pulwama regarding rejection of his nomination paper filed before the Returning Officer, Aripal, for the election of Sarpanch from Panchayat Halqa Gudpora, Block Aripal District Pulwama.

Whereas, the report of Returning Officer was forwarded to this end by District Panchayat Election Officer (Deputy Commissioner), Pulwama alongwith relevant documents; and

Whereas, concerned Returning officer in his report has stated that the said candidate on the day of scrutiny had submitted the proforma for furnishing information in terms of Section 6 (1) of J&K Panchayati Raj Act, 1989, but the form of affidavit to be duly sworn before Magistrate of 1st Class Magistrate or Oath commissioner or Public notary was not enclosed with the nomination form. Moreover, every candidate filing nomination is required to make and subscribe an oath before a prescribed authority and in a given form (FORM 4) but the oath affidavit produced by the said candidate was not in a prescribed format. Also, as per the report of the concerned Returning Officer, on the date of scrutiny, the said candidate failed to appear and when contacted on the Phone number provided by the candidate, the same was responded by some unknown person and not the candidate; and

Whereas, it is noticed that the candidate has neither appended affidavit in support of his nomination form nor sworn the oath before the prescribed authority and also on the day of scrutiny, when the said candidate did not appear, an attempt in this regard had also been made by concerned Returning officer to contact the candidate namely Krishan Singh S/o Gunda Singh, but was not responded by the said candidate; and

Whereas, the above stated deficiencies in nominations of the said candidate warrant rejection, as was done by the concerned Returning Officer;

Now, therefore, in view of the above stated factual position, the grievance projected by Krishen Singh S/o Gunda Singh R/o Gudpora, Aripal does not sustain.

(Shaleen Kabra) IAS
Election Authority

Under J&K Panchayati Raj Act, 1989
(Chief Electoral Officer, J&K)

No. 6463/CEO/Pyt/2018/3089.

Copy to:

Dated: 22-11-2018

1. District Panchayat Election Officer (Deputy Commissioner) Pulwama for information.