



OFFICE OF THE
ELECTION AUTHORITY
UNDER PANCHAYATI RAJ ACT, 1989
(CHIEF ELECTORAL OFFICER, JAMMU & KASHMIR)
2ND FLOOR VIKAS BHAWAN, RAIL HEAD COMPLEX, JAMMU

NOTIFICATION

Whereas, in pursuance of Rule 7 of the J&K Panchayati Raj Rules, 1996, the Government had issued a Notification, in consultation with the Election Authority (Chief Electoral Officer, J&K), vide its SRO No.78 dated 14th March, 2011, calling upon the Panchayat Halqas in the State to elect Sarpanches and Panches on the dates to be appointed by Election Authority (Chief Electoral Officer, J&K);

Whereas, in pursuance of Rule 8 of J&K Panchayati Raj Rules, 1996, the Election Authority (Chief Electoral Officer, J&K) had issued a Notification on 29th March, 2011, notifying the dates for the 4th Phase of Election for Sarpanches and Panches in respect of Blocks Ramhal, Rohama, Wakura, Beerwah, Devsar, Mahore, Ghordi, Lohai Malhar, Bani, Duggan, Nowshera and Kalakote as per the schedule given below:-

- a) 29th March, 2011 as date of issue of Gazette Notification,
- b) 05th April, 2011 last date for making Nominations,
- c) 06th April, 2011 date of Scrutiny of Nominations,
- d) 08th April, 2011 last date for withdrawal of candidate,
- e) 25th April, 2011 date of poll/counting wherever, necessary,

Whereas, District Panchayat Election Officer (Deputy Commissioner) Reasi has intimated that two candidates namely Ahmed Din and Mohd. Amin were contesting in the Election for Sarpanch Constituency Nehoch of Block Mahore and one of them i.e., Mohd. Amin has expired;

Whereas, the District Panchayat Election Officer (Deputy Commissioner) Reasi has sought instructions for conduct of polling Sarpanch Constituency Nehoch of Block Mahore due to the death of one of the contesting candidate namely Mohd. Amin;

pharwa
22.04.11.


Whereas, Rule 22 of J&K Panchayati Raj Rules, 1996, lays down as under:-

22. Death of contesting candidate.- If a contesting candidate dies and a report of his death is received by the Presiding Officer before the commencement of the poll and the number of candidate contesting is more than one, the symbol in respect of the candidate who has died shall be deemed to have been cancelled and Presiding Officer shall order a poll to be taken accordingly.

Whereas, the report of District Panchayat Election Officer (Deputy Commissioner) Reasi reveals that due to the death of one of the contesting candidate namely Mohd. Amin, only one candidate has now been left in fray in so far as it relates to the election to Sarpanch Constituency Nehoch of Block Mahore;

Whereas, holding of election when only one contesting candidate has been left in fray due to the death of the other contesting candidate has not been envisaged under the J&K Panchayati Raj Act, 1989 read with the J&K Panchayati Raj Rules, 1996;

Now, therefore, in exercise of the powers conferred under section 36 of the J&K Panchayati Raj Act, 1989 read with rule 3 of J&K Panchayat Raj Rules, 1996, the Election Authority (Chief Electoral Officer, J&K) hereby rescinds its Notification dated 29th March, 2011 issued in pursuance of Rule 8 of J&K Panchayati Raj Rules 1996, in so far as it relates, to the Sarpanch Constituency Nehoch of Block Mahore. Fresh Notification for the conduct of election to the said Panch Constituency shall be issued in due course.


(B. R Sharma) IAS 22-04-11.
Election Authority
Under Panchayati Raj Act, 1989
(Chief Electoral Officer, J&K)
Jammu

No.5311/CEO/PYT/Notification/2011/ 5324-28.

Dated: 22-04-2011

Copy to the:-

1. Commissioner/Secretary to Government, Rural Development Department, J&K, Jammu for information.
2. Divisional Commissioner, Jammu for information.
3. Director, Information & Publicity, J&K, Jammu with the request to publish the notification through electronic and print media.
4. District Panchayat Election Officer (Deputy Commissioner) Reasi for information and to circulate the said notification to the concerned Returning Officer.
5. Principal Private Secretary to Chief Secretary, J&K, Jammu for the kind information of Worthy Chief Secretary, J&K.