



TAMIL NADU GOVERNMENT GAZETTE

EXTRAORDINARY

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Part VI—Section 2

**Notifications or Orders of interest to a section of the public
issued by Heads of Departments, etc.**

NOTIFICATIONS BY HEADS OF DEPARTMENTS, ETC.

TAMIL NADU STATE ELECTION COMMISSION, CHENNAI-600 106.

[ELECTIONS—CASUAL ELECTION TO RURAL LOCAL BODIES—FEBRUARY 2009—ARIYALUR DISTRICT—CONTESTED CANDIDATES—ACCOUNT OF ELECTION EXPENSES—FAILURE TO LODGE—SHOW CAUSE NOTICE ISSUED—DISQUALIFICATION—ORDERED.]

(S.O. No. 12/2010/TNSEC/PE-2.)

READ:

1. S.O. No. 59/2006/TNSEC/PE, dated the 4th September 2006.
2. S.O. No. 60/2006/TNSEC/PE, dated the 4th September 2006.
3. From the District Election Officer/District Collector, Ariyalur District Lr. No. PD4/1551/09, dated 28th May 2009 and 5th August 2009.
4. Show Cause Notice issued as per Tamil Nadu State Election Commission's Lr.No.3116/09/PE2, dated 20th August 2009.
5. From the District Election Officer/District Collector, Ariyalur District Lr. No. PD4/3556/09, dated 15th September 2009
6. From the District Election Officer/District Collector, Ariyalur District Lr. No. PD4/5138/09, dated 3rd March 2010.

No.VI(2)/153(a)/2010.

Whereas, in the Notification issued with the S.O. first and second read above, this Commission directed that all the contesting candidates in the elections listed therein shall lodge a true copy of their election expenses kept by them or by their respective election agent under sub-rule (1) of Rule 120 of the Tamil Nadu Panchayats (Elections) Rules, 1995, in the format prescribed therefor under sub-rule (2) of rule 120 of the said Rules with the Officers mentioned therein, within one month from the date of declaration of the result of the elections;

2. Whereas, this Commission conducted Casual election to Rural Local Bodies during February 2009;

3. Whereas, the District Election Officer/District Collector, Ariyalur District, in his letter/s third read above reported that Thiru D. Manimaran, contested in the said Casual Election for the Office of Panchayat Union Ward Member (Ward No. 12) of Ariyalur Panchayat Union, Ariyalur District, failed to lodge copies of his account of election expenses as directed by this Commission;

4. Whereas, based on the report of the said District Election Officer/District Collector, a show cause notice was issued in the reference fourth read above to the said contested candidate who failed to lodge a true copy of the account of election expenses in the Casual Election held during the month of February 2009, through the District Election Officer/District Collector, Ariyalur District calling for explanation within 20 days of the receipt of the said Notice, as to why action should not be taken against him as per sub-section (4) of Section 37 of the Tamil Nadu Panchayats Act, 1994 (Tamil Nadu Act 21 of 1994);

5. Whereas, the said District Election Officer/District Collector, Ariyalur District in his letter fifth read above, has now reported that out of the **three** contested candidates, Thiru D. Manimaran, has neither submitted explanations nor lodged the account of election expenses inspite of the show cause notice issued to him; and

6. Whereas, in view of the said report of the District Election Officer/District Collector, Ariyalur District, the Tamil Nadu State Election Commission is satisfied that the one candidate Thiru. D. Manimaran, son of Durairaj, Anna Nagar, Namakkal Post, Ariyalur Taluk, Ariyalur District, has failed to lodge an account of election expenses as required by or under the said Act and Rules and have no good reason or justification for such failure.

7. Now, therefore, in exercise of the powers conferred by sub-section (4) of Section 37 of the Tamil Nadu Panchayats Act, 1994 (Tamil Nadu Act 21 of 1994), the Tamil Nadu State Election Commission hereby declares that the candidate Thiru D. Manimaran, son of Durairaj, Anna Nagar, Namakkal Post, Ariyalur Taluk, Ariyalur District, shall be disqualified, for being elected for a period of three years from the date of this Order.

(By Order of the Tamil Nadu State Election Commission)

Chennai-600 106,
20th April 2010.

V.M. XAVIER CHRISO NAYAGAM,
Secretary,
Tamil Nadu State Election Commission.