



ABSTRACT

Town Panchayats - Kuhalur Town Panchayat - Erode District - Removal of Chairman under section 40-A (12) of Tamil Nadu District Municipalities Act, 1920 - Notification issued.

Municipal Administration and Water Supply (TP.II) Department

G.O.(D) No. 159

Dated: 07/04/2010

24, Panguni,
Thiruvalluvar Andu 2041
Read

1. From the Assistant Director of Town Panchayats (I/c), Erode zone Letter No. 59280/2009/13, dated 16.11.2009.
2. From the Director of Town Panchayats Lr. No. 22377/2010/2, dated 29.01.2010.

ORDER:

On 15.10.2009, four councillors of Kuhalur Town Panchayat, Erode District presented a notice of 'No Confidence Motion' duly signed by twelve councillors, out of the 15 total councillors against Thiru. N.R. Subramaniam, Chairman of Kuhalur Town Panchayat, Erode District to the Assistant Director of Town Panchayats, Erode Zone in person. The Assistant Director of Town Panchayats, Erode Zone by following the procedures laid down in section 40-A of the Tamil Nadu District Municipalities Act, 1920 (Tamil Nadu Act V of 1920) served his letter dated 16.10.2009 to all the 15 councillors including the Chairman stating that the special meeting will be conducted at 11.00 A.M on 05.11.2009.

2. Accordingly, as scheduled, a special meeting was conducted in the Office of the Kuhalur Town Panchayat by the Assistant Director of Town Panchayats, Erode Zone on 5th November, 2009 by 11.00 A.M. and 13 councillors attended the meeting. When the motion was put to vote 12 councillors have voted in support of the 'No Confidence Motion' against the Chairman of Kuhalur Town Panchayat.

3. Therefore, the Assistant Director of Town Panchayats, Erode Zone, has informed to the Director of Town Panchayats that 'No Confidence Motion' was declared and passed since four-fifth of the sanctioned strength of the Council have voted in favour of the motion with reference to section 40-A (12) of Tamil Nadu District Municipalities Act, 1920 (Tamil Nadu Act V of 1920). In the circumstances, the Director of Town Panchayats has sent relevant documents regarding the removal of Thiru. N.R. Subramaniam, Chairman, Kuhalur Town Panchayat, Erode District to the Government for suitable further action.

4. The Government have examined the proposal of the Director of Town Panchayats, with reference to the provisions of sub-section (12) of section 40-A of the said

Act, and decided to remove Thiru. N.R. Subramaniam, Chairman, Kuhalur Town Panchayat, Erode District from the Office of the Chairman of the said Town Panchayat. Accordingly, the following Notification shall be published in the Tamil Nadu Government Gazette, Extra-ordinary dated the 7th April, 2010.

NOTIFICATION

Whereas, a written notice of intention to make a motion expressing want of confidence in Thiru. N.R. Subramaniam, Chairman, Kuhalur Town Panchayat, Erode District, signed by twelve councillors, out of the sanctioned strength of the fifteen councillors of the said Town Panchayat council together with a copy of the motion proposed to be made have been delivered to the Assistant Director of Town Panchayats, Erode Zone in person by four councillors under the provisions of sub-section (2) of section 40-A of the Tamil Nadu District Municipalities Act, 1920 (Tamil Nadu Act V of 1920);

And, Whereas, the said motion expressing want of confidence in Thiru. N.R. Subramaniam, Chairman of the said Town Panchayat has been carried out with the support of twelve councillors out of the sanctioned strength of the fifteen councillors in the special meeting convened by the Assistant Director of Town Panchayats, Erode Zone, on 5th November 2009, after following the procedures specified in section 40-A of the said Act;

Now, therefore, in exercise of the powers conferred by sub-section (12) of section 40-A of the Tamil Nadu District Municipalities Act, 1920 (Tamil Nadu Act V of 1920), the Governor of Tamil Nadu hereby removes Thiru. N.R. Subramaniam, Chairman, Kuhalur Town Panchayat, Erode District, from the Office of Chairman of the said Town Panchayat.

(By Order of the Governor)

NIRANJAN MARDI
Secretary to Government.

To:

The Works Manager, Government Central Press, Chennai-79.

(To Publish the Notification in the TNGG Extra-Ordinary)

Thiru. N.R. Subramaniam, Chairman, Kuhalur Town Panchayat,

Erode Zone -- Through Assistant Director of Town Panchayats, Erode Zone.

The Director of Town Panchayats, Chennai-108.

The Assistant Director of Town Panchayats, Erode Zone.

The District Collector, Erode District.

Copy to:

The Private Secretary to Secretary, M.A.&W.S. Department, Chennai-9.

The M.A.&W.S.(OPII) Department, Chennai-9.

The Law Department, Chennai - 9.

SF/SCs

// Forwarded by Order //

Section Officer.



Municipal Administration and Water Supply Department

CERTIFICATE

I authorize the publication of the Notification appended with G.O.(D).No.159, Municipal Administration and Water Supply (TP.2) Department, dated: 07.4.2010 by issuing an Extra-ordinary Gazette on 07.4.2010. Having taken into consideration the extra cost and double handling involved in the issue of an Extra-ordinary Gazette, I have come to the conclusion that the material under notification cannot be delayed by a week for publication in the ordinary Gazette and the issue of Extraordinary Gazette is essential.

**(NIRANJAN MARDI)
SECRETARY TO GOVERNMENT.**