

www.ceojk.nic.in

Fax No. 0191-2477389 (J)
01942-452654 (S)
Email: ceo-jk@nic.in

OFFICE OF THE
ELECTION AUTHORITY
UNDER PANCHAYATI RAJ ACT, 1989
(CHIEF ELECTORAL OFFICER, JAMMU & KASHMIR)
BLOCK-A OLD SECRETARIAT, SRINAGAR

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 19th April, 2011, notifying the dates for the 9th Phase of Election for Sarpanches and Panches in respect of Blocks Tangdhar, Singhpura, Sumbal, Srinagar, Khoveripora, Kishtwar, Ramban, Kathua and Marh as per the schedule given below:-

- a) 19th April, 2011 as date of issue of Gazette Notification,
- b) 26th April, 2011 last date for making Nominations,
- c) 27th April, 2011 date of Scrutiny of Nominations,
- d) 29th April, 2011 last date for withdrawal of candidature,
- e) 16th May, 2011 date of poll/counting wherever, necessary,

Whereas, the District Panchayat Election Officer (Deputy Commissioner) Baramulla vide his letter No.DPEO/2011/7139 dated 17-5-2011 has intimated that in the afternoon on the day of polling i.e., 16th May, 2011, it was observed that a mistake had taken place while printing the ballot paper in respect of Panch Constituency No.8 of Panchayat Halqa 276 Harinara Block Singhpura District Baramulla;

Whereas, the District Panchayat Election Officer (Deputy Commissioner) Baramulla has further submitted that the symbol originally allotted to one of the candidates has been printed against the name of another candidate and that the name of one of the candidates has also not been correctly recorded;

[Signature]
19/05/11.

Whereas, the District Panchayat Election Officer (Deputy Commissioner) Baramulla has further reported that while the polling for the said Panch Constituency was stopped forthwith, the polling was allowed to continue in respect of the Sarpanch Constituency;

Whereas, the District Panchayat Election Officer (Deputy Commissioner) Baramulla has recommended re-polling in Panch Constituency No.8 of Panchayat Halqa 276 Harinara Block Singhpora District Baramulla;

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 issues directions for re-poll in Panch Constituency No.8 of Panchayat Halqa 276 Harinara Block Singhpora District Baramulla on 21-05-2011 between 8:00 a.m. to 2:00 p.m. The counting of votes shall be taken up on same day at a place and time to be decided by the District Panchayat Election Officer (Deputy Commissioner) Baramulla.

19/5
(B. R Sharma) IAS
Election Authority
Under Panchayati Raj Act, 1989
(Chief Electoral Officer, J&K)
Srinagar

No.5311/CEO/PYT/Notification/2011/ 6259-64

Dated: 19-05-2011

Copy to the:-

1. Commissioner/Secretary to Government, Rural Development Department, J&K, Srinagar for information.
2. Director, Information and Publicity, J&K, Srinagar with the request to publish the notification through electronic and print media especially in Kashmir Division.
3. Divisional Commissioner, Kashmir for information.
4. State Informatics Officer, NIC, J&K, Srinagar for hosting in the website.
5. District Panchayat Election Officer (Deputy Commissioner) Baramulla for information and to circulate the above said notification to the concerned Returning Officer.
6. Principal Private Secretary to Chief Secretary, J&K, Srinagar for the kind information of Chief Secretary, J&K.

www.ceojk.nic.in

Fax No. 0191-2477389 (J)
01942-452654 (S)
Email: ceo-jk@nic.in

**OFFICE OF THE
ELECTION AUTHORITY
UNDER PANCHAYATI RAJ ACT, 1989
(CHIEF ELECTORAL OFFICER, JAMMU & KASHMIR)
BLOCK-A OLD SECRETARIAT, SRINAGAR**

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 the J&K Panchayati Raj Rules, 1996, the Election Authority (Chief Electoral Officer, J&K) had issued a Notification on 30th April, 2011, notifying the dates for the 12th Phase of Election for Sarpanches and Panches in respect of Blocks Baramulla, Kakapora, Achabal, Padder, Nagseni, Ghat Doda, Gool, Mandi and Poonch as per the schedule given below:-

- a) 30th April, 2011 as date of issue of Gazette Notification,
- b) 7th May, 2011 last date for making Nominations,
- c) 9th May, 2011 date of Scrutiny of Nominations,
- d) 11th May, 2011 last date for withdrawal of candidature,
- e) 29th May, 2011 date of poll/counting wherever, necessary,

Whereas, the District Panchayat Election Officer (Deputy Commissioner) Pulwama vide his letter No.DPEO/Pu/011/1079-80 dated 14-5-2011 has intimated that while preparing the marked copy of Electoral Roll for Panch Constituency No.8 (26-Ratnipora-VIII) of Panchayat Halqa PL-26-Ratnipora-A of Block Kakapora, all the voters belonging to said Panch Constituency have been found to be migrants, and presently putting up in the different parts of the State/country;

Whereas, under Rule 4(4) of the J&K Panchayati Raj Rules, 1996, the names of electors figuring in the electoral rolls of the Assembly Constituencies automatically form part of the electoral rolls of the corresponding constituencies in Panchayat Halqas to elect Panches, except to the extent that such names are modified or deleted in accordance with provisions of the Panchayati Raj Rules read with the instructions of the Election Authority contained in the Handbook for preparation of Electoral Rolls for Panchayat Elections or issued otherwise.

Whereas, it is implied that the names contained in the Panchayat Electoral Rolls shall be only of the permanent residents of the State who are also ordinarily resident of the Panchayat Halqa in which their names figure;

Syphar 19/5

Whereas, the J&K Panchayati Raj Act, 1989 and the J&K Panchayati Raj Rules, 1996 do not contain special provisions analogous to the provisions contained in the J&K Representation of People act, 1957, which enable the Kashmiri migrant electors to be enrolled as voters in the Electoral Rolls of the Assembly Constituencies even though they no longer "ordinarily reside" within the territorial limits of these Assembly Constituencies;

Whereas, the Electoral Rolls of Panch Constituency No.8 (26-Ratnipora-VIII) of Panchayat Halqa PL-26-Ratnipora-A of Block Kakapora, will have to be suitably marked as per the above said legal provisions;

Whereas, after the preparation of the marked copy of the Electoral Roll, as referred to above, no eligible elector will be left in the Electoral Roll of Panch Constituency No.8 (26-Ratnipora-VIII) of Panchayat Halqa PL-26-Ratnipora-A of Block Kakapora, to elect a Panch/ Sarpanch from this Panch Constituency;

Whereas, the District Panchayat Election Officer (Deputy Commissioner) Pulwama has recommended that notification under Rule 8 of the J&K Panchayati Raj Rules, 1996, in so far as it relates to the Panch Constituency No.8 (26-Ratnipora-VIII) of Panchayat Halqa PL-26-Ratnipora-A of Block Kakapora, may be rescinded;

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 30th April, 2011 issued in pursuance of Rule 8 of J&K Panchayati Raj Rules 1996 in so far as it relates to the Panch Constituency No.8 (26-Ratnipora-VIII) of Panchayat Halqa PL-26-Ratnipora-A of Block Kakapora.

19/5/11
(B. R Sharma) IAS
Election Authority
Under Panchayati Raj Act, 1989
(Chief Electoral Officer, J&K)
Srinagar

No.5311/CEO/PYT/Notification/2011/ 6265-70

Dated:19-05-2011

Copy to the:-

1. Commissioner/Secretary to Government, Rural Development Department, J&K, Srinagar for information.
2. Director, Information and Publicity, J&K, Srinagar with the request to publish the notification through electronic and print media especially in Kashmir Division.
3. Divisional Commissioner, Kashmir for information.
4. State Informatics Officer, NIC, J&K, Srinagar for hosting the notification in the website.
5. District Panchayat Election Officer (Deputy Commissioner) Pulwama for information and to circulate the above said notification to the concerned Returning Officer.
6. Principal Private Secretary to Chief Secretary, J&K, Srinagar for the kind information of Chief Secretary, J&K.