



TAMIL NADU GOVERNMENT GAZETTE

EXTRAORDINARY

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Part V—Section 4

Notifications by the Election Commission of India

NOTIFICATIONS BY THE ELECTION COMMISSION OF INDIA

REMOVAL OF DISQUALIFICATION OF A CANDIDATE CONTESTED FROM 214.VASUDEVANALLUR (SC) ASSEMBLY CONSTITUENCY IN THE GENERAL ELECTIONS TO THE TAMIL NADU LEGISLATIVE ASSEMBLY HELD IN MAY, 2006 UNDER SECTION 10-A OF THE REPRESENTATION OF THE PEOPLE ACT, 1951.

No. SRO G-16 /2009.

The following order of the Election Commission of India, Nirvachan Sadan, Ashoka Road, New Delhi-110 001, dated 4th April, 2009 [14 Chaitra, 1931 (Saka)] is published:—

Whereas, Shri D. Anand, resident of son of Daniel, 127, Karthik Cottage, SBI Colony, Courtallam Road, Melagaram- 627 818, Tankasi Taluk, Tamil Nadu who had contested the General Election to the Legislative Assembly of Tamil Nadu held in 2004 from 214. Vasudevanallur (SC) Assembly Constituency, was disqualified by the Election Commission of India, *vide* its Order No. 76/TN-LA/2007, dated 18th March, 2008 under Section 10A of the Representation of the People Act, 1951, for failure to lodge his account of election expenses as required by the said Act and the Rules and Order made thereunder; and

Whereas, the District Election Officer and District Collector, Tirunelveli District had intimated *vide* his letter No. Roc. L3/23305/2006, dated -12-2007 (date not mentioned, received in the Commission on 1-1-2008) that the candidate had not filed his account of election expenses as on the date of reporting; and

Whereas, the above said candidate was disqualified by the Commission on the basis of the above mentioned report of the District Election Officer and District Collector, Tirunelveli District for failure to lodge his accounts of election expenses at all, *vide* its Order No. 76/TN-LA/2007, dated 18th March, 2008; and

Whereas, Shri D. Anand filed an application dated 3rd February, 2009 stating that after getting notice dated 28-2-2006 he had filed his Account of election expenses on 5-7-2007 with Special Tahsildar (Election), Tirunelveli. The matter was referred to District Election Officer and Collector, Tirunelveli for his comments who in turn informed the Commission *vide* his letter No. Reg/L3/216/1/2009, dated 31-3-2009 that when a report to Election Commission of India was submitted *vide* letter No. L3/23305/2006, dated 28-12-2007, it was inadvertently omitted to report the fact that the candidate had submitted his account on 5-7-2007. The report further mentioned that the candidate has maintained day-to-day account in the register but he had not produced vouchers in support of expenses. In all he has shown an expenditure of 1, 62, 642, will below the limit prescribed; and

Now, therefore, the taking into consideration the submission made by the District Election Officer and District Collector, Tirunelveli District, the Commission in exercise of the power conferred by Section 11 of the Representation of the People Act, 1951, has decided to remove the disqualification imposed upon the above said candidate Shri D. Anand w.e.f. from 4th April, 2009 consequently the name of the said Shri D. Anand appearing at Sl. No. 30 in the Commission's Order No. 76/TN-LA/2007, dated 18-3-2008, shall be deemed to have been omitted from the said order with effect from 4th April, 2009.

(By order)

TAPAS KUMAR,
Principal Secretary,
Election Commission of India.

Secretariat,
Chennai-600 009,
13th April, 2009.

NARESH GUPTA,
Chief Electoral Officer and
Additional Chief Secretary to Government,
Public (Elections) Department.