



TAMIL NADU GOVERNMENT GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

No. 223]

CHENNAI, SATURDAY, NOVEMBER 8, 2014
Aippasi 22, Jaya, Thiruvalluvar Aandu-2045

Part II—Section 1

**Notifications or Orders of specific character or of particular interest to the public
issued by Secretariat Departments.**

NOTIFICATIONS BY THE LEGISLATIVE ASSEMBLY SECRETARIAT

LEGISLATIVE ASSEMBLY SECRETARIAT

VACANCY OF SEAT IN TAMIL NADU LEGISLATIVE ASSEMBLY DUE TO DISQUALIFICATION
UNDER SECTION 8 OF THE REPRESENTATION OF THE PEOPLE ACT, 1951 READ WITH
ARTICLE 191(1) (e) OF THE CONSTITUTION OF INDIA.

*[Letter No. 12246/2014-4, Tamil Nadu Legislative Assembly Secretariat (B.III),
8th November 2014, Aippasi 22, Jaya, Thiruvalluvar Aandu-2045.]*

No. II(1)/LAS/36(e)/2014.

Whereas Selvi J Jayalalithaa, Member of the Tamil Nadu Legislative Assembly representing 139. Srirangam Assembly Constituency, has been convicted under clause (e) of sub-section (1) of Section 13 read with sub-section (2) of Section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) by the 36th Additional Civil and Sessions Judge (Special Court for trial of criminal cases against Selvi J Jayalalithaa), Bangalore in Spl. C.C. No. 208/2004 on the 27th day of September, 2014 followed by an award of sentence of four years simple imprisonment along with a fine of Rs. 100 crores (In default to undergo further imprisonment for one year).

2. And whereas, Selvi J Jayalalithaa has further been convicted under Section 120-B, I.P.C. read with sub-section (2) of Section 13 of the Prevention of Corruption Act, 1988 followed by an award of sentence of six months simple imprisonment along with a fine of Rs. 1 lakh (In default to undergo further imprisonment for one month) and it has been ordered that the substantive sentences of imprisonment shall run concurrently.

3. And whereas, the existing provisions contained in Section 8 of the Representation of the People Act, 1951 (Act 43 of 1951) read with sub-clause (e) of Clause (1) of Article 191 of the Constitution of India provide for disqualification of a person convicted for offences referred to in the said sections;

4. And Whereas, consequent upon the conviction of Selvi J Jayalithaa, Member of the Tamil Nadu Legislative Assembly, she stands disqualified for being a Member of the Tamil Nadu Legislative Assembly from the date of conviction, *i.e.*, the 27th day of September, 2014 for the period of her sentence and shall continue to be disqualified for a further period of six years since her release in terms of the existing Section 8 of the Representation of the People Act, 1951;

5. Now, Therefore, I, Speaker of the said Assembly, for the reasons stated above, hereby declare that in accordance with sub-clause (a) of Clause (3) of Article 190 of the Constitution of India, the seat of Selvi J Jayalithaa, Member of the Tamil Nadu Legislative Assembly representing 139. Srirangam Assembly Constituency, shall be deemed to have become vacant from the date of her conviction, *i.e.* the 27th day of September, 2014.

Secretariat,
Chennai-600 009,
8th November 2014.

P. DHANAPAL,
Speaker,
Tamil Nadu Legislative Assembly.

A.M.P. JAMALUDEEN,
Secretary,
Legislative Assembly Secretariat.