

STATE ELECTION COMMISSION

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Secretary

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Lr.No.1781/SEC-B2/2013

Date: 08.08.2013

To

All the Collectors & District Election Authorities
(except Hyderabad).

Sir/Madam,

Sub: Fourth Ordinary Elections to Gram Panchayats 2013 – Statutory requirement cast on all contested candidates (elected and defeated) to submit Election Expenditure Returns within 45 days from the date of declaration of results – Follow up action to be taken – Reg.

Ref: SEC Notification No.757/SEC-B2/2013, dated 03.7.2013.

The State Election Commission issued Notification in the reference cited for conduct of Fourth Ordinary elections to Gram Panchayats in 3 Phases. The results were declared on 23.7.2013, 27.7.2013 and 31.7.2013 respectively. However, in respect of a few Gram Panchayats, the election process was altered and rescheduled to 03.8.2013, 08.8.2013 and 13.8.2013. A period of 45 days from the date of declaration of results is due to expire for majority of the Gram Panchayats on **06.9.2013, 09.9.2013 and 12.9.2013.**

Section 230B of the A.P. Panchayat Raj Act, 1994 and rule 100(2) of APPR (Conduct of Elections) Rules, 2006 stipulate that every contested candidate (elected as well as defeated) in the Gram Panchayat elections shall lodge a copy of his/her account of election expenses within 45 days from the date of declaration of results with the District Election Authority through Mandal Parishad Development Officer concerned. The date of submission of the return in the office of the MPDO shall be deemed to be the date of filing of return under section 230B of the APPR Act, 1994.

The contested candidates who fail to lodge account of election expenses within 45 days from the date of declaration of results are liable for disqualification and cessation under section 19B of APPR Act, 1994 as shown below.

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- 1) Elected candidate shall cease to hold office and also disqualified from contesting any election held for any office under the APPR Act for a period of 3 years from the date of order issued by the Commission.
- 2) Defeated candidate shall be disqualified from contesting any election held for any office under the APPR Act for a period of 3 years from the date of order issued by the Commission.

The Collectors and District Election Authorities are requested to alert all the contested candidates about this statutory requirement and also give wide publicity through press and electronic media so as to enable them to comply with the statutory requirement. Simultaneously, all the MPDOs may be directed to give a notice to all the contested candidates in the recently held Gram Panchayat elections drawing their attention to the provisions mentioned above and also requesting them to file account of election expenses before the deadline to avoid disqualification / cessation of office, as the case may be.

Action taken in the matter may be reported to the Commission. Information relating to candidates who already filed returns may be sent in the format enclosed as Annexure. The Commission will conduct a video conference to review this item among others in due course.

Yours faithfully,
Sd/- Navin Mittal
Secretary

Encl: Annexure.

Copy to:
All the District Panchayat Officers.
All the MDPOs through Collector & DEAs concerned.

// Attested //


Joint Secretary

ANNEXURE

List of contesting candidates who have furnished the accounts of election expenditure

Sl.No.	Name of the Mandal	Name of the GP	Name of the office (Sarpanch / Ward Members)	Name of the candidate who rendered final returns of election expenditure	Total expenditure incurred	Date of submission of Final return	Remarks (Please specify whether the expenditure incurred is within the ceiling limits and / or if there are any complaints action taken thereon.)
1	2	3	4	5	6	7	8

