

STATE ELECTION COMMISSION

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Secretary

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Lr.No.1344/SEC-B1/2014

Date: 19.5.2014

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

Sir/Madam,

Sub: Fourth Ordinary Elections to MPTCs/ZPTCs, 2014 – 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 – Advance action to be taken for strict compliance of statutory provisions - Reg.

The State Election Commission issued Notification on 10.03.2014 for conduct of Fourth Ordinary elections to **MPTCs/ZPTCs, 2014**. The counting of votes and declaration of results was completed on 13.05.2014 complying with the directions of the Hon'ble Supreme Court of India. In respect of a few MPTCs/ZPTCs, the election process was re-notified due to various reasons and it will be completed on 19.05.2014.

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 MPTCs/ZPTCs 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.

- 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.

(PTO)

The MPDOs and the Collectors and District Election Authorities are required to attend to this statutory process as provided under Rules 100 to 103 of A.P.P.R. (Conduct of Elections) Rules, 2006.

The Collectors & District Election Authorities are, therefore, requested to alert all the contested candidates in the recently held MPTC/ZPTC elections about this statutory requirement and also give wide publicity through press and electronic media so as to enable them to comply with this requirement. Simultaneously, all the MPDOs may be directed to pursue this matter with the contested candidates within their jurisdiction to see that all the contested candidates 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 may be furnished to the Commission on this statutory work in the Annexures appended to this letter.

Yours faithfully,
Sd/- Navin Mittal
Secretary

Encl: Annexure 1A & 1B.

Copy to:
All the Chief Executive Officers of Zilla Praja Parishads.
All the MDPOs through Collector & DEAs concerned.

// Attested //


Joint Secretary

ANNEXURE – 1(A)

Name of the District:

List of ZPTC candidates who have furnished the accounts of election expenditure within a stipulated time of 45 days.

Sl.No.	Name of the Mandal	Name of the ZPTC	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

ANNEXURE – 1(B)

Name of the District:

List of MPTC candidates who have furnished the accounts of election expenditure within a stipulated time of 45 days.

Sl.No.	Name of the Mandal	Name of the MPTC	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

