

## **STATE ELECTION COMMISSION**

3<sup>rd</sup> Floor, Buddha Bhavan, M.G. Road, Hyderabad - 500 003.

**No. 1505/SEC-B1/2014-7**

**Date: 31.07.2014**

### **ORDER**

The State Election Commission notified direct elections to all MPTCs and ZPTCs in Khammam District on 10.3.2014 and the poll was conducted in two phases on 06.4.2014 and 11.4.2014. The counting of votes took place on 13.5.2014 and the results were declared soon after completion of counting.

The State was bifurcated and the States of Andhra Pradesh and Telangana came into existence from the Appointed Day, i.e., 02.6.2014.

A Writ Petition No. 15446 of 2014 was filed in the Hon'ble High Court by Sri B. Vijaygandhi and anr. seeking a direction from the Hon'ble Court to rework the reservation of Chairperson, Khammam Zilla Praja Parishad and Presidents of Mandal Praja Parishads in Khammam District taking into account districts and mandals existing in the Telangana State after bifurcation and also to grant an interim stay on conduct of indirect elections to the office of Chairperson of Khammam ZPP and Presidents of all MPPs in Khammam District.

The Hon'ble High Court in its interim order dtd.13.6.2014 in WPMP No.19135 of 2014 in WP No. 15446 of 2014 granted interim stay on conduct of elections to Chairperson of Khammam ZPP and Presidents of all MPPs in Khammam District. Accordingly, the indirect elections to the said offices were not included in the order issued by the Commission on 26.6.2014 for conduct of elections to the said offices in other districts in Telangana State.

The said writ petition was dismissed as 'withdrawn' and all the miscellaneous petitions pending were also dismissed by the Hon'ble High Court on the request of the Counsel of the petitioner in the said WP No. 15446 of 2014 vide its order dtd.24.7.2014.

Meanwhile, the Hon'ble President of India promulgated Ordinance No. 4 of 2014 on 29.5.2014 making an amendment to A.P. Reorganisation Act, 2014. The Ordinance came into force with effect from 29.5.2014. It provided for excluding the Mandals of Kukunoor, Velairpadu and Bhurgampadu (other than Revenue Villages of Pinapaka, Morampalli Bazar, Bhurgampad, Nagineniprolu, Krishnasagar, Tekula, Sarapaka, Iravendi, Mothepattinagar, Uppusaka, Sompalli and Nakripeta under the Polavaram Revenue Division) and Mandals of Chintoor, Kunavaram, Vararamachandrapuram and Bhadrachalam (other than Revenue Village of Bhadrachalam under Bhadrachalam Revenue Division) from Khammam District.

Keeping in view the above said legal and administrative developments, the State Election Commission decided to conduct indirect elections to Khammam Zilla Praja Parishad so that the newly elected ZPTC Members forming part of Khammam ZPP can elect the Chairperson and Vice-Chairperson and also the Members (Co-opted) as prescribed under relevant rules and the new body can start functioning to address the needs, concerns and requirements of the public in Khammam District.

Now, therefore, the State Election Commission, hereby, directs the Collector and District Election Authority of Khammam District to conduct election of Members (Co-opted), Chairperson and Vice-Chairperson of Khammam Zilla Praja Parishads in accordance with the

procedure laid down in the Andhra Pradesh Conduct of Election of Member (Co-opted), President and Vice-President of Mandal Praja Parishad and Members (Co-opted), Chairperson and Vice-Chairperson of Zilla Praja Parishad Rules, 2006, and specifies the schedule for the elections to the said offices in the Annexure appended to this order.

The Members of ZPTC elected from the five Mandals excluded completely from Khammam district and two Members of ZPTC elected from Bhurgampadu and Bhadrachalam Mandals which were excluded partly from Khammam district are not entitled to participate in the indirect elections now being held for Khammam ZPP in pursuance of this order for the following reasons.

1. Kukunoor and Velairpad Mandals were completely included in West Godavari district in Andhra Pradesh State.
2. Chintoor, Kunavaram and Vararamachandrapuram Mandals now form part of East Godavari district in Andhra Pradesh State. The ZPTC Members elected from these 3 Mandals are to be considered as Members of East Godavari ZPP.
3. 12 Revenue Villages in the erstwhile Bhurgampadu Mandal mentioned above were retained in Khammam district and the remaining 6 Revenue villages were tagged on to West Godavari district in Andhra Pradesh State by Ordinance No. 4 of 2014. Similarly, in the erstwhile Bhadrachalam Mandal, Bhadrachalam Revenue Village was retained in Khammam district of Telangana State and the remaining 70 Revenue Villages were tagged on to East Godavari District in Andhra Pradesh State by Ordinance No. 4 of 2014. In such cases where a Mandal is delimited dividing it between two States, the concerned State Government (Andhra Pradesh and Telangana) have to take necessary action as provided under Section 148 of A.P. Panchayat Raj Act, 1994 and Andhra Pradesh Districts (Formation) Act, 1974 to reconstitute new Mandals for the portion falling within their respective States or tag them on to the adjoining Mandals. Till such time, action as contemplated above is completed, the delimited portions of erstwhile Bhurgampadu and Bhadrachalam Mandals falling in the two States cannot be considered as separate Mandals in their respective States and under Section 178, only a Mandal so constituted in a district can become a ZPTC.

**SD/- P. RAMAKANTH REDDY**  
**STATE ELECTION COMMISSIONER**

To

The Collector & District Election Authority, Khammam District.

Copy to:

The Principal Secretary to Government, PR & RD Department, Telangana State.

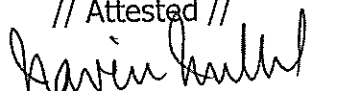
The Secretary to Government, PR & RD Department, Andhra Pradesh State.

The Commissioner, PR & RE, Telangana State.

The Commissioner, PR & RE, Andhra Pradesh State.

The Chief Executive Officer, ZPP, Khammam.

// Attested //

  
**SECRETARY**

**ANNEXURE**

**(Election schedule for conduct of election to Members (Co-opted), Chairperson, Vice-Chairperson of Khammam Zilla Praja Parishad)**

1.	Notice to be given in Form-VI by the District Collector, calling for special meetings for conduct of election of Members (Co-opted), Chairperson and Vice-Chairperson of Khammam Zilla Praja Parishad.	<b>On or before 03.08.2014</b>
2.	Date and Time of special meeting and schedule to elect Members (Co-Opted):	
	a) Receipt of Nominations	<b>Before 10.00 AM on 07.08.2014</b>
	b) Scrutiny of Nominations	<b>After 10.00 AM but before 12.00 Noon on 07.08.2014</b>
	c) Publication of list of validly nominated candidates	<b>At 12.00 Noon on 07.08.2014</b>
	d) Time for withdrawal of candidature	<b>Before 1.00 PM on 07.08.2014</b>
	e) Special Meeting for administration of Oath and conduct of election of Members (Co-opted)	<b>At 1.00 PM on 07.08.2014</b>
	f) Publication of Results	<b>Immediately after completion of election</b>
3.	Date and time for Special Meeting for the election of Chairperson and Vice-Chairperson of Zilla Praja Parishad	<b>At 3.00 PM on 07.08.2014</b>

**SD/- P. RAMAKANTH REDDY  
STATE ELECTION COMMISSIONER**

- Note : 1.** If for any reason the election of Members (Co-opted) is not held on the said date, the special meeting for election of Chairperson and Vice-Chairperson of Zilla Praja Parishad shall not be convened and the matter shall be reported to State Election Commission immediately.
- 2.** After completion of election of Members (Co-opted), if for any reason the election of Chairperson and Vice-Chairperson of Zilla Praja Parishad is not held on the date fixed above i.e., 07.08.2014, it shall be held at 3.00 PM on the next day, i.e., 08.08.2014 whether or not it is observed as holiday by the Zilla Praja Parishad concerned.

// Attested //  
  
**SECRETARY**

