

STATE ELECTION COMMISSION

New Administrative Building, Opp. Mantralaya, Madame Cama Road, Bombay 400 032,
Dated 27th January 1995.

Order
XX

CONSTITUTION OF INDIA.

No. SEC-1095/CR-26/95/PR—In exercise of the powers conferred by clause (1) of Article 243-K of the Constitution of India, read with sub-sections (1) (2) and (3) of section 10A of the Bombay Village Panchayat Act, 1958 (Bom. III of 1959) (hereinafter referred to as "the said Act") and rule 44 of the Bombay village Panchayats Election Rules, 1959 and of all other powers enabling me in this behalf, and supercession of Order No. SEC/VP/EL/118/94. dated the 11th October 1994 and Order No. SEC/VP/EL/236/94, dated the 25th November 1994, I, D. N. Chaudhari, State Election Commissioner, Maharashtra, hereby :—

(a) delegate the powers under section, sub-sections and clauses of the Act, and of the rules, sub-rules and clauses of the Bombay village, Panchayats election Rules, 1959 and of the Bombay Village Panchayat (Number of Members, Division into Wards and Reservation of Seats) Rules, 1966 to or, as the case may be, authorise, for the purpose of and to the extent specified in column (2) of the Schedule hereto, the Officers of the State Government as shown against each of them in column (3) of the said Schedule ; and

(b) direct that these officers shall exercise the powers subject to my superintendent, direct and control and without prejudice to the provision of sub-section (4) of section 10A of the said Act.

Schedule

PART I

The Bombay Village Panchayats Act, 1958.

Serial No. (1)	Sections Sub-sections and Clauses of the Act (2)	Officer of the State Government (3)
1	Section 10, Sub-section (1), clause (b) for division of a village into wards ...	The Collector.
2	Section 10, sub-section (2), determining the seats to be reserved for persons belonging to the Scheduled Castes, the Scheduled Tribes, Backward Class of Citizens and women.	The Collector.
3	Section 10 Sub-section (3) Publishing the names of the elected members ...	The Collector.
4	Section 12, sub-section (2) designating the officer who shall maintain a list of voters.	The Collector.
5	Section 13A, being an officer to whom notice in writing signed by a person who is elected to more than one seat in a village Panchayat, shall be addressed.	The Collector.

PART II

The Bombay Village Panchayats Election rules, 1959.**The Bombay Village Panchayats (Number of Members, Division into Wards and Reservation of Seats) Rules, 1966.**

Serial No. (1)	Rules Sub-rules and Clauses thereof (2)	Officer of the State Government (3)
(A) The Bombay village Panchayats Election rules, 1959,		
1	Rule 3, sub-rule (1), designating the officer who shall maintain the list of voters of the each ward of the village [See, sub-section (2) of section 12 of the Act].	The Collector.
2	rule 3, sub-rule (5), giving a public notice of the places where copies of the relevant list of voters are kept open for public inspection.	The Tahasildar.
3	Rule 4, determining the ward or wards in which seats shall be reserved for the Scheduled Castes, the Scheduled Tribes, Backward Class of citizens and women.	The Collector.

Serial No. (1)	Rules Sub-rules and Clauses thereof (2)	Officer of the State Government (3)
4	Rule 6, appointing the Returning Officer, one or, more Polling Officers to assist the Returning and Presiding Officer.	The Tahsildar.
5	Rule 7, Sub-rule (1) clauses (a) to (e), issue and order appointing the last date for making nominations, the date for the scrutiny of nominations, the last date for the withdrawal of candidates, the date on which and the time during which a poll shall, if necessary, be taken and the date or dates and the time and place for the counting of votes.	The Tahsildar.
6	Rule 7, sub-rule (2), giving at publish written notice Form AA. ...	The Tahsildar.
7	Rule 7, sub-rule (2A), appointing any other conspicuous public place in the village for affixing the order issued under sub-rule (1) and of the notice given under sub-rule (2).	The Tahsildar.
8	Rule 7, sub-rule (3), change of the dates, hours and place or places appointed under sub-rule (1).	The Collector.
9	Rule 7, sub-rule (4),— (a) to make an order changing any dates, ... (b) an officer to whom the copy of the order shall be sent. ...	The Tahsildar. The Collector
10	Rule 14A, the officer to whom the Returning Officer shall report the fact of the death of the candidate.	The Tahsildar.
11	Rule 31, sub-rule (2), the Officer to whom the Returning Officer shall report the circumstances of all adjournment of Poll.	The Tahsildar.
12	Rule 31 A, sub-rule (1), the officer to whom the Returning Officer shall report the error or irregularities in procedure likely, to vitiate the poll.	The Tahsildar.
13	Rule 37, publication of the names of the elected members ...	The Collector.
14	Rule 41, sub-rule (1), the officer whose previous sanction shall be necessary to destroy the ballot papers.	The Tahsildar.
15	Rule 41, sub-rule (2), subject to the previous approval of the State Election Commission, giving directions to destroy other relating to election.	The Collector.
(B) The Bombay village Panchayats (Number of members) (Division into Wards and Reservation of Seats) Rules, 1966.		
1	Rule 2A deciding, on the basis of the population in a Panchayat area, the number of members to be elected in each Panchayat.	The Collector.
2	Rule 5, sub-rules (1) and (2)— (a) publication, in Form 'A' in accordance with the provisions of this rule, the number of members of a Panchayat, the number of wards, the number of members which shall be divided, the extent of each such wards, the number of members which shall be elected from each ward and the ward or the wards in which seats are reserved for Scheduled Castes, Scheduled Tribes, Backward Class of citizens and women ; and (b) causing a general notice in 'Form B' to be affixed and announcement to be made, and considering the objections, if any, received.	The Collector. The Collector.

2. In exercising the powers as aforesaid, the officer concerned shall, send reports in respect thereof to, endorse copies of various notices, forms and communications to and, where ever necessary, obtain directions and approval of, the State Election Commissioner.

D. N. CHAUDHARI,
State Election Commissioner,
Maharashtra.