

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1215 m

DATED 29th July 1895

[Despatch Abstract.]

Petition.

Informing the voters and citizens of the Trichinopoly Municipality that their requests that the Chairman may be directed to withdraw his candidature at the ensuing election are inadmissible.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.



LOCAL & MUNICIPAL
CURRENT

The Chief Secretary
to the Government of Madras
Through the Collector of Trichinopoly.
The petition of the undersigned
voters and citizens of the
Trichinopoly Municipality.
Most Respectfully sheweth.

There are two vacancies in the
5th Ward of the Trichinopoly Municipality
and 27th July is fixed for elections.
About six nominations have been
already submitted, and the Chairman him-
self, who has got still about 18 months
term to expire, is one of the Candidates.

2. In the first place, we beg leave to
suggest that under the election rules, the
Chairman of a Municipality while in office
could be presumed to be not competent to be
nominated a Candidate for any particular
Ward, and secondly even if competent, he
cannot be permitted to exercise any of the
functions or duties which as Chairman he
is called upon to do on such occasions.

3. Under the rules the Chairman is
called upon to decide as to the validity of
nominations, hear objections, prepare a
list of valid nominations, appoint a

a polling officer, certify the ballot-box to be empty before polling, and check and record the result of voting after poll.

4. That one and the same individual should himself be the candidate and the judge of nominations is to deprive the election of its impartial character and make the interested party himself to judge of the merits and demerits of the rival, a result which could not possibly have been contemplated by His Excellency's Government.

5. The provisions fairly construed would exclude even a Ward Councillor and registered voter of the Ward from in any manner interfering with the election either as polling officer or otherwise and would require that the election be so held that the interested parties are kept in absolute secrecy of how the registered voters exercise their discretion. But if the chairman is himself a candidate and is to exercise in matter of the particular election, all the functions of the office it would enable a particular candidate to make his own arrangements, and to defeat the very object for which ballot was intended.

6. It can hardly be contended that it was the intention of the Legislature that any particular candidate might appoint the polling officer, and that he

he was to certify that the ballot-box is empty before poll for self interest would so sway his mind that it would be dangerous to trust any man with such functions; and that especially a man in power, interested in the result of election, & himself a candidate should make all arrangements, is to introduce an element of danger, uncertainty and chance of foul play, inconsistent with the free and liberal character of the elective system.

7. The motive of the chairman in offering himself as a candidate while yet there are about 18 months for his term is evidently to exclude better men and perpetuate his office and a man with such capacious desires is hardly fitted to sit in judgment over or in any way may interfere with the election.

It is therefore respectfully prayed that the chairman be directed to withdraw his candidature if he is to exercise all the functions at the ensuing election, or that the Collector of the District be requested to exercise the functions of the chairman in respect to the particular election.

We beg to be

Trichinopoly
12th July 1897

Sir
Your most obedient & humble servants
L. S. Ramachandrar B.A. B.L.
Vakil High Court.
G. S. Chellappaiah
Candidates at the ensuing election
for U. Ward

Indt on petn no 902 & 95
Local & 17.7.95 Rev Dept.

4. CURRENT

1. The Chairman is not disqualified

from standing as a candidate

(Indt 90 18 Dec 1891. No 2162 N.H.)

3. As to the other point raised,

the present rules appear to be

defective, & provide no remedy.

Rule 31 seems to be in the

Chairman whether he is

candidate or not who should

open the ballot box.

I. Andrew.

At Lull

17.7.95.

19 JUL. 95

19 JUL. 95

5112

Did not read point and a copy
of the rules sent to the
Tutor 4 Oct 95 - 111

157

Not.

The difficulty pointed out by the Collector
will be met by the provision in the Bill
to amend Act No 14, under which a
Municipal Councillor cannot stand
for election as a Councillor.

1. 2 Remack on his part at
Voting right
Candidate at the meeting for 2 days

Local & Municipal Dept.
CURRENT No. 2326

From 29-7-95
12.15 m.
The Collector of Trichinopoly

No. 902

Dated 17-7-95

Received 19-7-95

Enclosures

SUBJECT.

Forwarding with remarks petition from the voters and citizens of the Trichinopoly municipality praying that the Chairman may be directed to withdraw his candidature at the ensuing election.

order
The Petitioners' requests are inamissible.

1/11/95 W.C. 22-7-95
I am afraid that there is the only order possible under the existing law.
The Petitioners
The Collector of Trichinopoly

READ AGAIN ORDER OF GOVERNMENT, DATED
189 No MISCELLANEOUS

FURTHER PAPER, No.

of 189

ENCLOSURES.

CURRENT No

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT

STATEMENT WITH DITTO.

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INDEXED.

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.

G.O., DATED 29-7-95

No. 1215M

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[Despatch Abstract.]

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189

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

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LETTER OF GOVERNMENT

STATEMENT WITH DITTO

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