VR

[L. & M.
9,000-8-8-96.]

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1241M

DATED 1st August 1895.

[Despatch Abstract.]

Municipal Council.

Ordering, with remark, that a fresh election be held for filling up the vacancy in the II ward of the Guntur Municipality.

BACK PAPERS.

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

FURTHER PAPERS.

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

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[7] INDEXED.

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.

G.O., DATED 1-8-95
No. 1241 M

When given for copying.

[Despatch Abstract.]

Munl. Council

Ordering with remarks, that a fresh election be held for filling up the vacancy in the II nd ward of the Guntur Municipality

Statement showing the results of the election of the Municipal Councillors held on the 15th June 1895.

Name of Municipality	Name of Ward	Date of election	No. of registered voters	No. of voters who exercised the privilege	Names of Candidates	No. of votes obtained by each	Names of candidates duly elected	Remarks
1	2	3	4	5	6	7	8	9
Guntur	II^nd ward Old Guntur	15th June 1895	148	50 *	M. Raghottamaraya Sastri garu	3		* One voted for Ch. Kanakaratnam garu who withdrew in the middle of the Poll
					P. Venkatareddy garu B.A.	46	P. Venkatareddy garu B.A.	

1-8-95
1241 ho

Municipal Office, Guntur
Dated 17th June 1895

M. Nixon
Chairman Delegate
Guntur Municipality

Hon'ble Council
Ordered [illegible] that a fresh election be held for filling up the vacancy in the II^nd ward of the Guntur Municipality

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Read again Order of Government, dated 189 , No , Miscellaneous.

Enclosures.

Current No

Statement with ditto.

Order of Government

Statement with ditto.

Papers not filed up, being meant for despatch in original (not paged).

Back Paper, No. of 189

Further Paper, No. of 189

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Copied by
Examined by

No 147

Guntur Municipal
Office 15th June 1895

From

The Chairman
Municipal Council
Guntur

To

The Collector
Kistna District
Masulipatam

Sir

I have the honor to forward herewith the ballot papers with a statement showing the results of the election of a Municipal Councillor for the second ward held this day.

50 in number

I have the honor to be
Sir
Your most obedient servant

Chairman Delegate

1/2162 M of 95

INDIA COURTFEE INDIA
½ R.
4-6-95
[illegible]
EIGHT ANNAS

C No 900
English 7/1895

To,
The Collector of the Kistna Dt,
Masulipatam.

Petition presented by the undersigned 80 voters* in the 2nd ward under rule 36 of Municipal Election Rules.

* Brahmins. 16. Parayas 5.
Banyans. 12. Goldsmiths & 12.
Mahomedans 14.
Sudras 21. Total. 80.

Respectfully sheweth,

1. By reason of a vacancy in the Guntur Municipal Council caused by the conviction of Lingamallu Venkatasubbayya on a Criminal Charge brought against him, the said Council determined upon holding fresh election for a Councillor and published a list of voters on the 6th April 1895.

For orders.
25/6

2. A meeting of the Council for the disposal of the objections under rule No. 10 of the election Rules was held on the 4th May & partly on the 18th May 1895 and according to the rule No. 13 of the Election Rules the list of voters or electors should have come into operation after 4th June 1895 taking the date of the former meeting. Hence the nomination of Candidates should have been made only subsequent to the said date (ie, 4th June 1895) there being no registered voters previous to that date. Taking the latter date (ie, 18th May the list should have come into operation only after the 18th June. Therefore the election ~~should~~ held on the 15th June must necessarily be invalid.

Wait till 1st July 95.
(vide rule no. 34 & 35 (pub...)

O.C.
Cour
24/6

P.C.
22/6.

wm
22.6.

Steps taken ... papers
50 in number

2/162 wot 95

3. The nomination of the Candidates was made between the dates 26th and 30th of May and the list was published on the 31st which list is therefore invalid and the subsequent proceedings are altogether illegal.

4. Mr. M. Subba Rao B. A. who stood one of the Candidates for the election has been pronounced disqualified by the reason above alluded to viz the absence of registered voters at the time of the nomination and publication of the list of Candidates (Vide Collector's proceedings Dis No. 711/Elecn of 95). The rest of the Candidates too are on the same ground equally disqualified for the election.

5. No person though qualified for election as Councillor under rule 5 can become a Candidate for election unless he is duly nominated by at least two electors under rule 18 of the Election Rules and at the time of the nomination and publication of the list of Candidates there being no list of registered voters as above shown it is submitted that the want of nomination by duly registered voters is a disqualification for which an objection may be taken after the election under Rule 36 of the Election Rules; the clause (b) of which rule specially refers to the qualification of Candidates as distinguished from that of a person qualified for election as Councillor

6. The undersigned and several other voters in the ward No. 2 of Guntur have been put to serious loss and inconvenience by reason that M. Subba Rao who is the only resident graduate of the ward being disqualified to be a candidate, and the one now elected is not living in the ward.

Therefore the petitioners take objection against the validity of the election ~~of the~~ held on the 15th June under Rule 31 and humbly pray that your honour will be pleased to institute an enquiry under Rule 6 ground (b) of the Election Rules to declare the election proceedings illegal and recommend to the Government to order fresh election.

We beg to remain
Respected Sir
Your honour's most obedient servants

Guntur
22-6-95

1 Machiraju Subba Rao B.A.
Elector

2 Kotamraju Venkata Krishnayya
3 Pollari Anand Rao
4 [illegible]
(Manager. E.C. Office Guntur)
5 V. Venkatanarasu
6 Hanumantha Rao
7 S. Sooriananarayana Rao
8 [illegible]
9 [illegible]
10 [illegible]
11 [illegible]
12 [illegible]

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79 [illegible]
80 [illegible]

2162 M

Kistna Collector's Office,
Masulipatam,
30th June 1895.

Local & Municipal Dept.
CURRENT No. 2162 M

From
J. N. Atkinson Esquire,
Collector,
Kistna District.

To
The Chief Secretary to Government,
Local and Municipal Department,
Madras.

Sir,

Under No. 37 of the Municipal Election rules, I have the honor to forward herewith the Guntur Municipal Chairman's letter No. 147, dated 13th June 1895, reporting the results of an election held on that day for a Councillor for ward No. II. A petition has been filed before me by 80 electors impeaching ~~electors~~ the validity of the election. This petition is also forwarded herewith.

2. Lists of voters and of persons qualified to be elected were drawn up under rule 7 of the Rules on 6th April 1895. for the Conduct of elections and the meeting to Consider the

Pet. says 4th –

objections thereon was first held on 5th May 1895 and adjourned to 18th May 1895. The list of persons qualified to be elected was published on 31st May 1895. Under rule No 14, 13 + 14 the lists of electors and of persons qualified to be elected could not have come into operation before one month from the date of the meeting, i.e. 5th June 1895 at earliest, and the publication of the lists on 31st May was therefore irregular.

3. The name of M.R.Ry P. Venkata Reddi garu, B.A., who is now elected having been included in the list of persons qualified to be elected, which was ~~—~~ published on 31st May, he was, at the time the election was held, not "qualified as a candidate" (Rule 36 b).

4. In these circumstances, I think that the election is void on preliminary point of law. It may therefore be set aside and a fresh election ordered.

I have the honor to be,
Sir,
Your most obedient Servant,

E. S. Lloyd
for Collector.

2162 M

The Collector,
Kistna District

The Chief Secretary to Government,
Local and Municipal
Department
Madras

d 30th June 1895.

6 JUL 95

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6 JUL 95

Enclosures 3

C No.

Subject

sting Government to set aside
lection of a Councillor for
Guntur Municipality and
der a fresh election under
circumstances reported

C.S.
Misc:

Order

1.8.95 No. 1041 mis

The Government agrees with the Collector in considering that the election of M. R. Ry: P. Venkata Reddi garu was not valid. A fresh election should be held as soon as possible.

V.R. 20/7/95

2. The attention of the Council will again be drawn to G.O. dated 11th Aug. 93., No. 1046. M

W 24.7.95.

30/7/95

Note. This is the G.O. warning councils that if they don't trouble to work the election rules properly the elective privilege will be withdrawn. This Council has been warned once in G.O. 442. M. / 14.3.95

W 24.7.95

The Collector of Kistna
Chairman M.C. Guntur.

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189

READ AGAIN G.O., No. 189 , DATED

CURRENT NO.

ENCLOSURES TO C. NO.

ORDER OF GOVERNMENT .. .. .. A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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