Order

Dt. 21.04.2014

The District Election Officer (P) –cum- Dy. Commissioner, Sahebganj had reported that Sh. Dinesh Chandra Singh (hereinafter called “Opposite Party”) one of the candidates for the post of Member of Zila Parishad, Sahebganj in Panchayat Elections, 2010 had submitted his election expenditures statement within the stipulated time of 30 days but the election expenditure was Rs. 4,517/- in excess of the permissible limit of Rs. 75,000/- fixed by the State Election Commission vide Notification No. 804 dated 28.07.2005. The excess expenditure was also violation of direction issued by the State Election Commission for Monitoring of Election Expenditure where in it was clearly mentioned in para 1.3 that excess of election expenditures beyond the permissible limit shall be deemed to be corrupt practice under Section 77(3) and 123(6) of R.P Act 1951 read with Section 68A of JPR Act, 2001.

A notice was issued to the Opposite Party vide letter no. 507 dated 19.03.14 to file show cause along with written arguments, if any, before the State Election Commission, Jharkhand and appear on 21.04.2014 at 11:00 AM in the office of the State Election Commissioner, Jharkhand, Ranchi. The Opposite Party appeared personally and filed a show cause on 21.04.2014 stating therein that actual cost of various election items of expenditure varied from village to village and due to difference in estimation of item wise costs and actual cost incurred during his election campaign, the actual expenditure exceeded the permissible limit by Rs. 4517/- for which he has sincere regrets. Keeping in view the fact that in spite of loosing the election, the candidate showed good faith by filing his election expenditure statement on time which a large number of unsuccessful candidates in Panchayat Elections have not done, the apology of the opposite party is accepted as bona fide and the case is closed with a warning to abide by the provisions of election laws and directions of the State Election Commission in future.

Dictated & corrected by
State Election Commissioner, Jharkhand
Ranchi, Jharkhand, Ranchi

The 21st April, 2014.