



The Arunachal Pradesh Gazette

EXTRAORDINARY

PUBLISHED BY AUTHORITY

No. 253, Vol. XXIV, Naharlagun, Wednesday, July 12, 2017 Asadha 21, 1939 (Saka)

OFFICE OF THE CHIEF ELECTORAL OFFICER
ARUNACHAL PRADESH
ITANAGAR

The 12th July, 2017

No.EN/LEG/43/2017.—The Notification issued by Election Commission of India, Nirvachan Sadan, Ashoka Road, New Delhi, dated 12th July, 2017, is reproduced below for general information.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi – 110001

Dated : 12th July, 2017
21 Ashadha, 1939 (Saka)

NOTIFICATION

No.100/ARUN-LA/01/2017(Bye):—Whereas, the Election Commission, vide its Notification No.100/ARUN-LA/01/2017, dated 5th July, 2017, published in the Gazette of Government of Arunachal Pradesh on 5th July, 2017, has called the bye-election to fill the vacant seat of 12-Pakke Kessang (ST) Assembly Constituency of Arunachal Pradesh Legislative Assembly, and , *inter-alia*, fixed:-

- the 12th July, 2017 as the last date for making nominations,
- the 13th July, 2017 as the date of scrutiny of nominations,
- the 15th July, 2017 as the last date for the withdrawal of candidatures,
- the 29th July, 2017 as the date of poll, if necessary, be taken,
- the 5th August, 2017 as the date before which election shall be completed; and

Whereas, the Chief Electoral Officer, Arunachal Pradesh vide letter dated 6th July, 2017 has reported that due to Heavy Rainfall, Landslides at many places and washing away of various formations, the Road Communication has been badly affected; that the EVMs and VVPATs could not be transported to the said Assembly Constituency under the prevailing weather conditions, and also the restoration of road communication was likely to take at least four days if the weather holds; and

Whereas, the Chief Electoral Officer vide letter dated 10th July, 2017 has reported further that out of twenty six polling-stations in the Constituency, only nine polling stations are accessible at the moment; that access to the foot-march polling stations is also very difficult due to disruption of the porter tracks; and that a few polling stations are under water and sending polling teams and material to the remotest polling stations would be impossible task in the prevailing conditions; and

Whereas, the Chief Electoral Officer vide letter dated 11th July, 2017 has informed that till date no nomination papers have been filed by any of the aspiring candidates; and

Whereas, the Chief Secretary, Arunachal Pradesh vide his letter dated 11th July, 2017 has also reported that under the current difficult Climatic Conditions, the Conduct of Poll as per the Schedule may not be possible as Movement and Retrieval of Polling Teams are likely to be adversely affected; and

Whereas, the Election Commission has considered the said reports of the Chief Electoral Officer and the report of the Chief Secretary, Arunachal Pradesh and also reviewed all the factors for conduct of bye-election, and is satisfied that under the prevailing conditions, transportation of polling parties and election material, maintenance of polling stations and participation of all stake holders in the said bye-election including political parties, aspiring candidates and electors, is not possible for ensuring fair and smooth election;

Now, therefore, the Election Commission is of the view that under the prevailing difficult weather conditions, it is not possible to hold the Bye-Election from the said Assembly Constituency as per the Schedule fixed vide notification dated 5th July, 2017. The Election Commission, therefore, in exercise of its powers under Article 324 of the Constitution of India, read with Sections 150 and 30 of the Representation of the People Act, 1951, and Section 21 of the General Clauses Act, 1897, hereby Rescinds the said Notification dated 5th July, 2017 calling Bye-Election to 12- Pakke - Kessang (ST) Assembly Constituency of the Legislative Assembly of Arunachal Pradesh and thus all proceedings taken so far in pursuance of the said Notification are declared as null and void.

By order,

S.B .JOSHI
SECRETARY

Kaling Tayeng
Chief Electoral Officer,
Arunachal Pradesh,
Itanagar.