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ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

Dated: 10th April, 2017
20 Chaitra, 1939 (S)

NOTIFICATION

No.100/ECI/TERR/NOR-I/J&K-HP/2017(2): Whereas, the Election Commission has, by its Notification No. 100/ECI/TERR/NOR-I/J&K-HP/2017(2), dated 17th March, 2017, issued under sub-section (1) of section 149 of the Representation of the People Act, 1951, called upon the 3-Anantnag Parliamentary Constituency in the State of Jammu and Kashmir to elect a member to the House of the People, before 16th April, 2017, to fill the casual vacancy in the said House caused by the resignation of Ms. Mehbooba Mufti on 4th July, 2016; and

Whereas, the Election Commission has, by its said Notification dated 17th March, 2017, also appointed, under section 30 of the above Act, the various dates for the filing of nominations, scrutiny of nominations, withdrawal of candidatures, and has also, inter alia, appointed 12th April, 2017, as the date on which a poll shall be taken, if necessary, in the said Parliamentary Constituency; and

Whereas, a report has been received from the State Administration of Jammu and Kashmir on 10th April, 2017, that the law and order situation prevailing

in the said 3-Anantnag Parliamentary Constituency is not conducive to the holding of free and fair poll in the constituency on 12th April, 2017, as scheduled; and

Whereas, the State Administration has, in its said report, also expressed apprehension that there may be violent attempts by some miscreant elements to thwart the polling process in the constituency in view of the violent incidents that have taken place in some parts of the 2-Srinagar Parliamentary Constituency, where the poll was taken on the 9th April, 2017, resulting in some casualties and loss of life; and

Whereas, the State Administration has, in its said report, further recommended that the poll scheduled to be taken on the 12th April, 2017 in 3-Anantnag Parliamentary Constituency may be deferred for the time being; and

Whereas, the Election Commission, having considered the above report of the State Administration and also taking into account inputs received by it from various sources, including the reports from the Chief Electoral Officer of the State, Divisional Commissioner of the South Kashmir, Returning Officer of the constituency and other election authorities concerned, decided that the poll scheduled to be taken on 12th April, 2017 in the said 3-Anantnag Parliamentary Constituency may be deferred from the time being and that it shall be taken on 25th May, 2017, by which time the Commission expects the law and order situation in the constituency to improve and become conducive to the holding of free and fair election;


Now, therefore, the Election Commission, in exercise of the powers conferred by Article 324 of the Constitution read with sections 30 and 153 of the Representation of the People Act, 1951 and further read with section 21 of the General Clauses Act, 1897, hereby makes the following amendments to its

Notification No. 100/ECI/TERR/NOR-I/J&K-HP/2017(2) dated 17th March, 2017, referred to above, namely:-

In Clause (B), for sub-clauses (iv) and (v), the following sub-clauses shall be substituted:-

- “iv. the 25th May, 2017 (Thursday), as the date on which a poll shall be taken; and
- v. the 1st June, 2017 (Thursday), as the date before which the election shall be completed; and”.

By Order,


(STANDHOPE YUHLUNG)
PRINCIPAL SECRETARY
ELECTION COMMISSION OF INDIA