

Plen
15/6/2015

By Speed Post

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

No.76/EE/GE/2014/PPEMS / 591-626

Dated: 15th June, 2015

To

The Chief Electoral Officer,
Manipur,
Imphal.

Sub: Suspension of recognition of National People's Party under para 16A of the Election Symbols (Reservation and Allotment) Order 1968.

Sir,

I am directed to forward herewith a copy of the Commission's Order No. 76/EE/GE/2014/PPEMS, dated 12th June, 2015 suspending the recognition of Nation People's Party under para 16A of the Election Symbols (Reservation and Allotment) Order 1968.

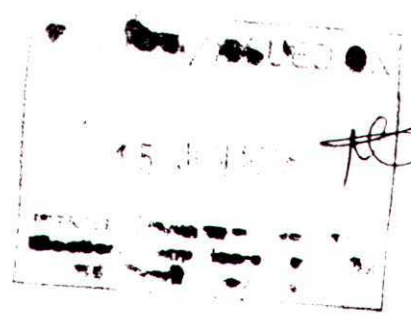
You are requested to kindly get it delivered to the Party. After delivery, an acknowledgement receipt from the party may also be sent to the Commission at the earliest.

Yours faithfully,

(MALAY MALLICK)
UNDER SECRETARY

Copy to:

1. PPS-II for information and further necessary action on its part.
2. Chief Electoral Officers of all States and UTs for information and record.
3. Guard File



ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

No.76/EE/GE/2014/PPEMS

Dated: 12th June, 2015

ORDER

Sub: Suspension of recognition of National People's Party under para 16A of the Election Symbols (Reservation and Allotment) Order 1968.

Whereas, the National People's Party (hereinafter addressed as 'the party') is a recognized state party of Meghalaya; and

Whereas, the Commission has, in pursuance of the Hon'ble Supreme Court's judgement in the case of Common Cause Vs Union of India and others (AIR-1996 SC 3081), issued instructions to all political parties from time to time, the latest being the Instruction No.76/EE/2012-PPEMS dated 21st January, 2013 (copy enclosed), to file their election expenditure statement within 75 days of assembly general elections and 90 days of Lok Sabha general elections; and

Whereas, the results of the Lok Sabha general election 2014 and elections to the Legislative Assemblies of Andhra Pradesh, Arunachal Pradesh, Odisha and Sikkim, 2014 were declared on 16th May, 2014 and the date before which the election had to be completed was 28th May, 2014; and

Whereas, as per the Commission's abovesaid instructions, the political parties were required to submit their expenditure statements in connection with the above elections by 26th August, 2014; and

Whereas, it was noticed that 'the party' had not filed its expenditure statement for Lok Sabha election 2014, although the due date for such filing had long expired; and

Whereas, the Commission had issued a reminder to the party vide letter of even number dated 22nd October, 2014 (copy enclosed) and gave a further opportunity vide letter of even number dated 28th November, 2014 (copy enclosed) to the party to submit the said statement within a fortnight ; and

Whereas, in the reminder dated 28th November 2014, the party had been given final time limit of a fortnight from the date of receipt of that letter to submit the said statement; and

Whereas, despite the said reminder given and the final opportunity granted by the Commission, as mentioned above, the expenditure statement for Lok Sabha General election 2014 has not been submitted so far by the party; and

Whereas, by the Commission's letter dated 28th November, 2014, the party was specifically informed that the said letter may be treated as a lawful direction of the Commission within the meaning of para 16A of the Election Symbols (R& A) Order 1968 (relevant extract enclosed); and

Whereas, on failure of the party to comply with the above direction, the Election Commission gave the party a notice on 17th March 2015 to showcause as to why action should not be taken against it under para 16A of the Election Symbols (Reservation and Allotment) Order 1968 for failure to follow the lawful directions and instructions of the Commission; and

Whereas, in reply to the said notice, vide letter dated 23.03.2015 it was stated by the party that it would submit its expenditure statement by 15th April 2015; and

Whereas, the expenditure statement was still not submitted by 15th April 2015; and

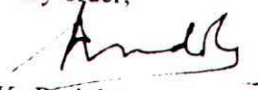
Whereas, on non-receipt of the expenditure statement as aforesaid, the Commission gave a final opportunity vide letter dated 28th April 2015 requiring the party to submit the expenditure statement, and to explain, within 15 days of the receipt of the letter as to why action under para 16A of the Election Symbols (Reservation and Allotment) Order 1968 should not be taken against the party; and

Whereas, vide the party's letter dated 5th May 2015, a request was made by it to further extend the time for submission of expenditure statement by 15th May 2015; and

Whereas, the party has again failed to honor the deadline of 15th May 2015 and has not filed the expenditure statement of the party till date;

Now, therefore, in pursuance of the provisions of para 16A of the Election Symbols (Reservation and Allotment) Order 1968, the recognition of the National People's Party which is presently recognized as a state party in Meghalaya, is being hereby suspended forthwith until further orders, and the National People's Party is directed to showcause within three week of the receipt of this order as to why the said recognition should not be withdrawn for failure to follow lawful directions and instructions of the Commission.

By order,


(S.K. Rudola)
Secretary
Election Commission of India

The President/General Secretary
National People's Party
2nd Floor,
MDU Building,
M.G. Avenue,
Imphal-795001
Manipur.