

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

No. ECI/PN/48/2012

Dated: 1st June, 2012

PRESS NOTE

Subject: Biennial Elections to the Maharashtra Legislative Council from Graduates' and Teachers' Constituencies.

The term of office of 4(four) members of the Maharashtra Legislative Council, 2(two) from Graduates' and 2(two) from Teachers' Constituencies is going to expire on the dates mentioned against their names due to their retirement, as detailed below :-

Sl. No.	Name of the Members	Name of Constituency	Date of Retirement
	1.	2.	3.
1.	Dr. Deepak Sawant	Mumbai Graduates' Constituency	07.07.2012
2.	Sh. Sanjay Mukund Kelkar	Konkan Division Graduates' Constituency	07.07.2012
3.	Sh. Diliprao Shankarrao Sonawane	Nashik Division Teachers' Constituency	07.07.2012
4.	Sh.Kapil Patil	Mumbai Teachers' Constituency	07.07.2012

2. The Commission has decided to hold Biennial Elections from the above mentioned Graduates' and Teachers' Constituencies of Maharashtra Legislative Council in accordance with the following programme:-

S.No.	Event	Schedule
1.	Issue of Notification	: 8 th June, 2012 (Friday)
2.	Last date of making nominations	: 15 th June, 2012 (Friday)
3.	Scrutiny of nominations	: 16 th June, 2012 (Saturday)
4.	Last date for withdrawal of candidature	: 18 th June, 2012 (Monday)
5.	Date of Poll	: 2 nd July, 2012 (Monday)
6.	Hours of Poll	8:00 A.M. to 4:00 P.M.
7.	Counting of votes	: 4 th July, 2012 (Wednesday) at 8:00 A.M
8.	Date before which election shall be completed	: 7 th July, 2012 (Saturday)

3. The electoral rolls for the above mentioned Constituencies have been revised with reference to 01.11.2011 as the qualifying date and finally published on 28.12.2011 and 20.01.2012. However, the Hon'ble Bombay High Court in its Order, dated 09/05/2012 in PIL No. 48 of 2012 and W.P. No. 901 of 2012, directed, inter-alia, that advertisement should be issued in three leading English and Marathi Newspapers in Mumbai for seven days that the last date for receiving of applications for enrollment as voters who are not included in the roll of Graduates' Constituencies will be 15th June 2012. Accordingly, advertisements have already been published continuously for seven days, in compliance with the Court's

direction, that the last date for receiving applications for enrollment in the electoral roll will be 15th June, 2012.

4. In view of the above order passed by the Hon'ble Bombay High, the last date for making nominations has been kept as 15th June, 2012 so that application for registration in the Electoral Roll can be received by the concerned Electoral Registration Officers. It is, however, clarified that though applications for enrollment in electoral roll will be received up to 15th June, 2012, the applications received after 7th June, 2012 will not be able to be disposed of by 15th June, 2012 under section 23 (3) of the Representation of the People Act, 1950 read with rule 26 of the Registration of Electors Rules, 1960 [under section 23 (3) of the Representation of the People Act, 1950, as interpreted by the Hon'ble Supreme Court of India in Narendra Madivalapa Kheni vs Manikrao Patil & Ors in 1977, the electoral roll becomes final at 3.00 P.M. on the last date for filing nominations i.e. 3.00 P.M. on 15th June, 2012].

5. In view of the fact that the term of office of the sitting members from these Constituencies is up to 07.07.2012 only, hence the election process cannot be stretched further in order to avoid breakage of cycle of biennial retirement of Council members.

6. The Model Code of Conduct will come into force with immediate effect in the district(s) within which the above Constituencies are comprised.

(K.N. BHAR)
SECRETARY