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# புதுச்சேரி மாநில அரசிதழ்

## La Gazette de L'État de Poudouchéry The Gazette of Puducherry

PART - I

சிறப்பு வெளியீடு

EXTRAORDINAIRE

EXTRAORDINARY

அதிகாரம் பெற்ற  
வெளியீடு

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| No. |      | Poudouchéry | Mardi           | 28      | Mars      | 2017 (7 Chaitra 1939) |
| No. |      | Puducherry  | Tuesday         | 28th    | March     | 2017                  |

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GOVERNMENT OF PUDUCHERRY  
ELECTIONS DEPARTMENT

No. E. 81/2017-216.

Puducherry, the 22nd March 2017.

The notifications in No. 82/Pud-LA/14/2016, dated 9-3-2017 and No. 82/Pud-LA/16/2016, dated 9-3-2017 of Election Commission of India, New Delhi are published for information of the public.

**Dr. V. CANDAVELOU, I.A.S.,**  
Chief Electoral Officer.

**ELECTION COMMISSION OF INDIA**

*Nirvachan Sadan, Ashoka Road,  
New Delhi-110 001.*

*Dated 9th March, 2017  
18 Phalguna, 1938 (Saka).*

**NOTIFICATION**

No. 82/Pud-LA/14/2016:— In pursuance of section 106 (b) of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the Order of the High Court of Madras, dated 12-1-2017 in E.P. No. 14 of 2016.

(By order)

**MALAY MALICK,**  
Secretary,  
Election Commission of India.

IN THE HIGH COURT OF JUDICATURE AT MADRAS  
(ORDINARY ORIGINAL CIVIL JURISDICTION)

Thursday, the 12th day of January, 2017

The Hon'ble Mr. Justice P.N. PRAKASH

O.A. No. 41 of 2017

In

Election Petition No. 14 of 2016

**Elp. No. 14 of 2016**

S. Kumaravel,  
No. 33, Church Street,  
Kanuvapettai,  
Villianur,  
Puducherry-605 110.

... Petitioner

-Vs-

1. S.V. Sukumaran,  
No. 24, Mariamman Koil Street,  
Madagadipet, Puducherry-605 107.
2. The Returning Officer-II,  
4-Mangalam Assembly Constituency,  
Directorate of Survey and Land Records,  
Second Floor of Revenue Complex,  
Saram, Puducherry-605 013.
3. The Chief Electoral Officer,  
Office of the Chief Electoral Officer, Puducherry,  
Villianur Main Road,  
Lawsthottam, Reddiyarpalayam,  
Puducherry-605 010.

4. The Chief Election Commissioner,  
Election Commission of India,  
Nirvachan Sadan, Ashoka Road,  
New Delhi-110 001.
5. D. Alangaravelu,  
No. 21, Bharathi Nagar,  
Ariyapalayam, Villianur,  
Puducherry-605 110.
6. K. Natarajan,  
No. 2/2, East Car Street,  
Villianur, Puducherry-605 110.
7. M. Latchoumy Dite Srivaramangue,  
No. 25, Kannagi Nagar,  
Villianur, Puducherry-605 102.
8. N. Elumalai,  
No. 42, Main Road,  
Mangalam, Puducherry-605 102.
9. N. Kasinathan,  
No. 4, Angalamman Koil Street,  
Pudhu Nagar, Uruvaiyar,  
Puducherry-605 110.
10. P. Bakkiyaraj,  
No. 17, Murugan Koil Street,  
Uruvaiyarpet, Mangalam Post,  
Puducherry-605 110.
11. Dr. K.A. Magadevan,  
No. 1, Savithri Street,  
Uraviyar, Mangalam Post,  
Puducherry-605 110.
12. P. Murugan,  
No. 40, Erikkarai Street,  
Korkadu and Post,  
Puducherry-605 110.
13. J. Haridass  
No. 11, Mariamman Koil Street,  
Ariyapalayam, Villianur,  
Puducherry-605 110.
14. Sugumaran,  
No. 21, First Street,  
Sakthi Nagar, Kottaimedu,  
Villianur, Puducherry-605 110.
15. R. Balamurugan,  
No. 9, First Street,  
Kannagi Nagar, Kottaimedu,  
Villianur, Puducherry-605 110.

16. P. Murugesan,  
No. 30/1, Melandai Street,  
Kizhur, Puducherry-605 110. ... Respondents

**OA. No. 41 of 2017**

1. The Chief Electoral Officer,  
Office of the Chief Electoral Officer, Puducherry,  
Villianur Main Road, Lawsthottam,  
Reddiarpalayam, Puducherry-605 010.
2. The Returning Officer -II,  
4-Mangalam Assembly Constituency  
Directorate of Survey and Land Records,  
Second Floor of Revenue Complex,  
Saram, Puducherry-605 013. ... Applicants/Respondents 3 and 2

-Vs-

1. S. Kumaravel,  
No. 33, Church Street,  
Kanuvapettai, Villianur,  
Puducherry-605 110. ... 1st Respondent/Election Petitioner
2. S.V. Sukumaran,  
No. 24, Mariamman Koil Street,  
Madagadipet, Puducherry-605 107.
3. D. Alangaravelu,  
No. 21, Bharathi Nagar,  
Ariyapalayam, Villianur,  
Puducherry-605 110.
4. K. Natarajan,  
No. 2/2, East Car Street,  
Villianur, Puducherry-605 110.
5. M. Latchoumy Dite Srivaramangue,  
No. 25, Kannagi Nagar,  
Villianur, Puducherry-605 102.
6. N. Elumalai,  
No. 42, Main Road,  
Mangalam, Puducherry-605 102.
7. N. Kasinathan,  
No. 4, Angalamman Koil Street,  
Pudhu Nagar, Uruvaiyar,  
Puducherry-605 110.
8. P. Bakkiyaraj,  
No. 17, Murugan Koil Street,  
Uruvaiyarpet, Mangalam Post,  
Puducherry-605 110.

9. Dr. K.A. Magadevan,  
No. 1, Savithri Street,  
Uruvaiyar, Mangalam Post,  
Puducherry-605 110.
10. P. Murugan,  
No. 40, Erikkarai Street,  
Korkadu and Post,  
Puducherry-605 110.
11. J. Haridass,  
No. 11, Mariamman Koil Street,  
Ariyapalayam, Villianur,  
Puducherry-605 110.
12. Sugumaran,  
No. 21, First Street,  
Sakthi Nagar, Kottaimedu,  
Villianur, Puducherry-605 110.
13. R. Balamurugan,  
No. 9, First Street,  
Kannagi Nagar, Kottaimedu,  
Villianur, Puducherry-605 110.
14. P. Murugesan,  
No. 30/1, Melandai Street,  
Kizhur, Puducherry-605 110. ... Respondents/Respondents

This Original Application praying that this Hon'ble Court be pleased to permit the Applicants to release the Electronic Voting Machines used for the elections in No. 4, Mangalam Assembly Constituency, Puducherry, challenged in the above Election petition No. 14/2016 for the use of the Election Commission of India.

The Original Application coming on this day before this Court for hearing in the presence of Mr. Niranjan Rajagopalan for M/s. G.R. Associates, Advocates for the Applicants/Respondents 2 and 3, and Mr. S. Sathiaseelan, Advocate for the 1st respondent/Election petitioner and Mr. Sathiamoorthy, Advocate for the 2nd respondent herein; and upon reading the Judge's Summon and Affidavit of Dr. V. Candavelou filed herein, this Court made the following order:

In this application, the Election Commission is seeking permission of this Court to release the Electronic Voting Machines which were used for the elections in No. 4, Mangalam Assembly Constituency, Puducherry, which is the subject matter of the present Election petition. The learned Counsel for the Election petitioner stated that he has no objection for releasing the EVMs.

The dispute in this Election Petition is not with regard to counting of votes, but, with regard to the alleged improper filling of nomination papers.

Under such circumstances, this Court is of the view that no useful purpose would be served by keeping the EVMs in fact till the disposal of this Election petition.

Accordingly, this petition is allowed and the EVMs relating to No. 4, Mangalam Assembly Constituency, Puducherry are hereby directed to be released for the use of the Election Commission of India.

Witness the Hon'ble Thiru Sanjay Kishan Kaul, the Chief Justice,  
High Court at Madras aforesaid, this the 12th day of January 2017.

*Sd/-*

ASSISTANT REGISTRAR (O.S. II)

// Certified to be True Copy//

Dated this the 6th day of February 2017

COURT OFFICER (O.S.)

From 25th day of September, 2008 the Registry is issuing certified copies  
of the Orders/Judgments/Decrees in this format.

Cns – 18-1-2017

OA. No. 41 of 2017

in

ELP. No. 14 of 2016

ORDER

Dated : 12-1-2017

The Hon'ble Mr. Justice P.B. PRAKASH

For approval : 27-1-2017

Approved on : 30-1-2017

*Copy to:*

The Returning Officer-II,  
4-Mangalam Assembly Constituency (S.C.),  
Second Floor of Revenue Complex,  
Office of the Deputy Collector (Revenue) South,  
Villianur, Puducherry-605 110.

**ELECTION COMMISSION OF INDIA**

*Nirvachan Sadan, Ashoka Road,  
New Delhi-110 001.*

*Dated 9th March, 2017  
18 Phalguna, 1938 (Saka).*

**NOTIFICATION**

No. 82/Pud-LA/16/2016:— In pursuance of section 106 (b) of the  
Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby  
publishes the Order of the High Court of Madras, dated 6-1-2017 in E.P. No. 16 of 2016.

(By order)

**MALAY MALLICK,**  
Secretary,  
Election Commission of India.

IN THE HIGH COURT OF JUDICATURE AT MADRAS  
(ORDINARY ORIGINAL CIVIL JURISDICTION)

Friday, the 6th day of January, 2017

The Hon'ble Mr. Justice V. BHARATHIDASAN

Election Petition No. 16 of 2016

**Elp. No. 16 of 2016**

Om Sakthi Sekar,  
S/o. Subramani,  
35, Nethaji Subash Chandra Bose Street,  
Kosapalayam,  
Puducherry-605 013.

... Petitioner

-Vs-

1. A. John Kumar,  
S/o. Anthonisamy,  
No. 28, Savari Padayatchi Street,  
Nellithope,  
Puducherry-605 005.
2. Elangovan,  
S/o. Kothandaraman,  
No. 10, 4th Cross Road,  
Sellaperumal Koil Street,  
Kuyavarpalayam,  
Puducherry-605 013.
3. D. Balaji,  
S/o. Damodaran,  
No. 84, Lenin Street,  
Kuyarvarpalayam,  
Puducherry-605 013.
4. K. Purushothaman,  
S/o. Kaliyaperumal,  
No. 21, Ammapet,  
Nettapakkam, Puducherry.
5. N. Mohan @ Veeraiyan,  
S/o. Natarajan,  
No. 34, 1st Main Cross Road,  
Velmurugan Nagar,  
Kuyavarpalayam,  
Puducherry-605 013.
6. U. Chitra,  
W/o. Ulaganathan,  
Pavanar Nagar, Boomianpet,  
Puducherry-605 005.

7. P. Ramarajan,  
S/o. Periyathambi,  
41, Nallandumestri Street,  
Karamanikuppam,  
Puducherry-605 013.
  8. D. Arokiaraj,  
S/o. Duraimariyadass,  
No. 66, First Cross Street,  
Kasthuriba Nagar,  
Nellithope, Puducherry-605 005.
  9. B. Radhakrishnan,  
S/o. Balasundaram,  
No. 4, Arulpadayatchi Street,  
Nellithope, Puducherry-605 005.
  10. M. Manimaran,  
S/o. M. Mani,  
No. 1, Subramaniam Koil Street,  
Kosapalayam, Puducherry-605 013.
  11. F. John Paul,  
S/o. Francis John,  
Pallavan Street, JVS Nagar,  
Nellithope, Puducherry-605 005.
  12. The Returning Officer,  
No. 17, Nellithope Assembly Constituency,  
Puducherry.
  13. The Chief Electoral Officer,  
Villianur Road, Reddiarpalayam,  
Puducherry-605 010.
- ... Respondents

The Election petition praying that this Hon'ble Court be pleased to  
(i) Declare that the Election of the 1st respondent in No. 17, Nellithope Assembly Constituency in Puducherry held on 16-5-2016, for which results were declared on 19-5-2016 as *null and void*.

(ii) Direct the respondents to pay the cost of Election petition.

The above Election petition coming on this day before this Court for hearing in the presence of Mr. C. Jagadish, Advocate for the Election Petitioner, Mr. V.T. Gopalan, Senior Counsel for M/s. S. Sathiaseelan, B. Bala Vijayan, Advocates for the 1st respondent and Mr. Niranjana Rajagopalan, Advocate for the respondent 12 and 13 herein and upon reading the petition and affidavit of Omsakthi Sekar filed herein and this Court having observed that the returned candidate had already resigned from the post, nothing remains to adjudicate in this Election Petition, It is ordered:

That the Election petition No. 16 of 2016 be and is hereby dismissed as having become infructuous.

Witness the Hon'ble Thiru Sanjay Kishan Kaul, the Chief Justice,  
High Court at Madras aforesaid, this the 6th day of January, 2017.

*Sd/-*

ASSISTANT REGISTRAR,  
Original Side-II.

// Certified to be True Copy//

Dated this the 6th day of February 2017

COURT OFFICER (O.S.)

From 25th day of September, 2008 the Registry is issuing certified copies  
of the Orders/Judgments/Decrees in this format.

Cns – 23-1-2016

ELP. No. 16 of 2016

DECREETAL ORDER

Dated : 6-1-2017

The Hon'ble Mr. Justice K. BHARATHIDASAN

For approval : 24-1-2017

Approved on : 30-1-2017

*Copy to:*

1. The Returning Officer,  
No. 17, Nellithope Assembly Constituency,  
Puducherry.
  2. The Chief Electoral Officer,  
Villianur Road, Reddiyarpalayam,  
Puducherry-605 010.
- The Sub-Assistant Registrar,  
Original Side Section,  
High Court, Madras.