

असाधारण

EXTRAORDINARY

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सरकारी राजपत्र OFFICIAL GAZETTE



सत्यमेव जयते
भारत सरकार
Government of India

संघ प्रदेश दादरा एवं नगर हवेली तथा दमण एवं दीव प्रशासन

U.T. ADMINISTRATION OF DADRA & NAGAR HAVELI AND DAMAN & DIU

प्राधिकरण द्वारा प्रकाशित

PUBLISHED BY AUTHORITY

UT Administration of Dadra & Nagar Haveli and Daman & Diu
Office of the Joint Secretary (PE & ME), Collectorate,
Daman

No. 01/06/SYMBOL/2020/38

Dated : 13/10/2020

Subject : Dadra & Nagar Haveli and Daman and Diu Panchayat and Municipal Council
Election Symbol (Reservation & Allotment) Order – 2020 Symbol Order- reg

With reference to the subject cited above, the Notification No. 8-9/EC/DNH/2020 dated 13/10/2020 received from the Election Commission, Dadra and Nagar Haveli and Daman & Diu, F-Block, M.S. Apartments, K. G. Marg, New Delhi is hereby published in the Official Gazette of this U.T. Administration of Dadra & Nagar Haveli and Daman & Diu for general information.

Sd/–
(Ashish Mohan)
Joint Secretary (PE),
Daman & Diu
Daman

ELECTION COMMISSION
Dadra and Nagar Haveli and Daman and Diu,
F-Block, M.S. Apartments,
Kasturba Gandhi Marg,
New Delhi – 110 001

No. 8-9/EC/DNH/2020

Dated the 13th October, 2020

ORDER

Whereas, the superintendence, direction and control of the preparation of electoral rolls for, and the conduct of all elections to, Panchayats and Municipal Councils in the Union territory of Dadra and Nagar Haveli and Daman and Diu is vested in the Election Commission referred to in section 99 of the Dadra and Nagar Haveli and Daman and Diu Panchayat Regulation, 2012 and section 5 of the Dadra and Nagar Haveli and Daman and Diu Municipal Council Regulation 2004;

And whereas, it is necessary and expedient to provide, in the interest of purity of elections to Panchayats and Municipal Councils in the interest of the conduct of such elections in a fair and efficient manner, for the specification, reservation, choice and allotment of symbols, for the recognition of political parties in relation thereto and for matters connected therewith.

Now, therefore, in exercise of the powers conferred by section 99 of the Dadra and Nagar Haveli and Daman and Diu Panchayat Regulation 2012 and section 5(1) of the Dadra and Nagar Haveli and Daman and Diu Municipal Council Regulation, 2004, read with rule 28 of the Daman and Diu Panchayats (Election Procedure) (Amendment) Rules 2020 and rule 33 of the Daman and Diu Panchayat (Election Procedure) Rules, 1995, rule 28 of the Dadra and Nagar Haveli Panchayats (Election Procedure) (Amendment) Rules 2020 and 33 of Dadra and Nagar Haveli Panchayat (Election Procedure) Rules, 1995, rule 33 of the Daman and Diu Municipalities (Elections) Rules, 1995 and rule 32 of the Dadra and Nagar Haveli Municipal Council (Elections) Rules, 2005, and all other powers enabling it in this behalf, the Election Commission, Dadra and Nagar Haveli and Daman and Diu hereby makes the following Order :-

1. Short title, extent, application and commencement:-

- (1) This Order may be called the Dadra and Nagar Haveli and Daman and Diu Panchayat and Municipal Council Election Symbols (Reservation and Allotment) Order, 2020.

- (2) It extends to the whole of the Union territory of Dadra and Nagar Haveli and Daman and Diu and applies in relation to election in all wards of District Panchayats and Municipal Councils.
- (3) It shall come into force on the date of its publication in the Official Gazette of Dadra and Nagar Haveli and Daman and Diu.

2. Definitions and interpretation

In this Order, unless the context otherwise requires,-

- (a) "Commission" means the Election Commission referred to in section 99 of the Dadra and Nagar Haveli and Daman and Diu Panchayat Regulation, 2012 and section 5 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
- (b) "Council" means a Municipal Council constituted or deemed to be constituted under the Dadra and Nagar Haveli and Daman and Diu Municipal Council Regulation 2004.
- (c) "Ward" means a ward of a District Panchayat or of a Municipal Council, as the case may be.
- (d) "National Party" means a party recognized by the Election Commission of India as such.
- (e) "State Party" means a party, if any, recognized by the Election Commission of India as such in Dadra and Nagar Haveli and Daman and Diu.

3. Recognition of National parties and State parties and reservation of symbols for political parties:

- (a) Political parties recognized by the Election Commission of India as National parties under the Election symbols (Reservation and Allotment) Order, 1968 are hereby recognized as such by the Commission for the purpose of elections to District Panchayats and Municipal Councils in Dadra and Nagar Haveli and Daman and Diu.

- (b) Political parties, if any, recognized by the Election Commission of India as State parties under the Election Symbols (Reservation and Allotment) Order: 1968 in Dadra and Nagar Haveli and Daman and Diu are hereby recognized as such by the Commission for the purpose of elections to District Panchayats and Municipal Councils in Dadra and Nagar Haveli and Daman and Diu.
- (c) The National parties and the State parties so recognized by the Commission shall have the very same symbols reserved respectively for them as are reserved for them by the Election Commission of India and the facsimile of those symbols, including their size and design, shall be the same as approved by the Election Commission of India.
- (d) Notwithstanding anything contained in sub-paragraph (c), the Commission may, from time to time, specify any other symbol as "free symbol" from out of the list of free symbols specified by the Election Commission of India, and the facsimile of such symbol, including its size and design, shall be the same as approved by the Election Commission of India.

4. Allotment of symbols to contesting candidates:

In every contested election, of a District Panchayat or a Municipal Council, as the case may be, a symbol shall be allotted to a contesting candidate in accordance with the provisions of this Order and different symbols shall be allotted to different contesting candidates at an election in the same ward.

5. Choice of symbols by candidates of National parties and State parties:

- (a) A candidate set up by a National party or a State party at any-election in any ward, shall choose, and shall be allotted, the symbol reserved for that party, and no other symbol.
- (b) A reserved symbol shall not be chosen by, or allotted to any candidate in any ward, other than the candidate set up by a National party or a State party for whom such symbol has been reserved even if no candidate has been set up by such National party or State party in that ward.

6. Choice of symbols by other candidates and allotment thereof.

- (a) Any candidate at an election in a ward, other than a candidate set up by a National party or a State party, shall choose and shall be allotted, in accordance with the provisions hereinafter set out, one of the symbols specified as free symbols.
- (b) Where any free symbol has been chosen by only one candidate at such election, the Returning Officer shall allot that symbol to that candidate, and to no one else.
- (c) Where the same free symbol has been chosen by more than one candidate, the Returning Officer shall decide, by lot, to which of those independent candidates that free symbol shall be allotted and allot that free symbol to the candidate on whom the lot falls, and to no one else. The other candidates, who lost out in the draw of lots shall be allotted symbols according to their second or third preferences, if such symbols are not already allotted to some other candidates.
- (d) If the symbols indicated as the second or third preference have already been allotted to some other candidates, each one of the candidates referred to in sub-paragraph (c) shall be allotted one of the free symbols not allotted to any other candidate after obtaining their preferences.
- (e) The lists of 'National Parties', 'State Parties' and 'Free Symbols' are mentioned in Table-1, Table-2, and Table-3 respectively.

7. When candidate shall be deemed to be set up by a National party or State party for the purposes of this Order :

A candidate shall be deemed to be set up by a National Party or a State Party, if and only if :-

- (a) the candidate has made a declaration to that effect in his nomination paper;
- (b) a notice in writing (as in Form -B appended to this Order) to that effect has, not later than 3.00 pm. on the last date for making nominations, been delivered to the Returning Officer of the concerned ward and to the Director of Panchayat and Municipal Election;

- (c) the said notice is signed by the President, Secretary or any other office bearer of the party duly authorised to send such notice, and
- (d) the name and specimen signature of such authorised person are communicated (as in Form A appended to this Order) to the Returning officer of the concerned ward and to the Director of Panchayat and Municipal Elections, not later than 3.00 p.m. on the last date for making nominations;

Provided that if, for sufficient reasons, the said Forms A and B cannot be delivered by any party to the Returning Officer before 3.00 on the last date for making nominations, the provisions of clause (b) and (d) of the para shall be deemed satisfied if these forms have been delivered to the Director of Panchayat and Municipal Elections by the aforesaid date and time.

8. Concession to candidates set up by a State party recognised in Dadra and Nagar Haveli and Daman and Diu:

If a political party, which is recognized as a State Party by the Election Commission of India in some States, but not in Dadra and Nagar Haveli and Daman and Diu, sets up a candidate at an election in any ward, then such candidates may, to the exclusion of all other candidates in the ward, be allotted the symbol reserved for that party in the State or States in which it is recognized as a state party, notwithstanding that such symbol is not specified in the list of free symbols for Dadra and Nagar Haveli and Daman and Diu on the fulfillment of each of the following conditions, namely:-

- (a) That an application is made to the Director of Panchayat and Municipal Elections by the said party for exclusive allotment of that symbol to the candidate set up by it, not later than the third day after the publication in the Official Gazette of the notification calling the election;
- (b) That the said candidate has made a declaration in his nomination paper that he has been set up by that party at the election and that the party has also fulfilled the requirements of clauses (b), (c) and (d) of paragraph 7 in respect of such candidate; and
- (c) That in the opinion of the Director of Panchayat and Municipal Elections, there is no reasonable ground for refusing the application for such allotment.

9. Power of the Commission to issue instructions and directions:

The Commission may issue instructions and directions:-

- (a) for the clarification of any of the provisions of this order;
- (b) for the removal of any difficulty which may arise in relation to implementation of any such provision; and
- (c) in relation to any matter with respect to the reservation of political parties for which this order makes no provision or make insufficient provision and such provision is, in the opinion of the Commission, necessary for the smooth and orderly conduct of elections.

Sd/-

(Narendra Kumar)
Election Commissioner

FORM- A

(To be delivered to the Returning officer and to the Director of Panchayat and Municipal Elections not later than 3.00 p.m. on the last date for making nominations)

To

1. The Director of Panchayat and Municipal Elections,
Dadra and Nagar Haveli and Daman and Diu,
Moti Daman.
2. The Returning Officer,
Ward No.....
...../District Panchayat/Municipal Council.

Sub : General /Bye-election(s) to..... District Panchayat/Municipal Council – Allotment of Symbol(s) authorized person(s) to intimate name(s) of candidate(s)

Sir,

In pursuance of paragraph 7 (c) and (d) of the Dadra and Nagar Haveli and Daman and Diu, Panchayat and Municipal Council Election Symbols (Reservation and Allotment) Order, 2020. I hereby communicate that the following person(s) has/have been authorized by the party, which is a National party /State party, to intimate the names of the candidate(s) proposed to be set up by the party at the election(s) :

Sl.No	Name(s) of the person(s) authorised by the party to intimate the name(s) of the candidate(s)	Position held	Ward(s) in respect of which the person mentioned in column 2 has been authorised
1	2	3	4

The specimen signature(s) of the above mentioned person(s) so authorized are given below:

1. Specimen signature of Shri/Smt.....
(i) (ii) (iii)
2. Specimen signature of Shri/Smt.....
(i) (ii) (iii)
3. Specimen signature of Shri/Smt.....
(i) (ii) (iii)

Yours faithfully.

Place:

Date:

(Seal of the party)

President/Secretary
Name of the party

FORM- B

(To be delivered to the Returning officer and to the Director of Panchayat and Municipal Elections not later than 3.00 p.m. on the last date for making nominations)
Notice as to name of candidate set up by National parties/States parties

To

1. The Director of Panchayat and Municipal Elections,
Dadra and Nagar Haveli and Daman and Diu,
Moti Daman.
2. The Returning Officer,
Ward No.....
..... District Panchayat/ Municipal Council.

Sub : General /Bye-election(s) to.....Setting up of candidate(s)

Sir,

In pursuance of paragraph 7 (b) of the Dadra and Nagar Haveli and Daman and Diu Panchayat and Municipal Council Election Symbols (Reservation and Allotment) Order, 2020, I hereby give notice that the following person(s) has/have been set up by Party, which is a National party /State party, as its candidate(s) at the ensuing general/bye-election(s) from the ward noted against each:

Name of the Constituency	Name of the approved candidate	Father's /Husband's name of the candidate	Postal address of the candidate	Name of the substitute candidate who will step in, if the candidate's nomination is rejected or he/she withdraws from the contest	Father's /Husband's name of the substitute candidate	Postal address of the substitute candidate
1	2	3	4	5	6	7

Place:
Date:

(Seal of the party)

Yours faithfully.

President/Secretary
Name of the party

TABLE-1
NATIONAL PARTIES

Sl. No.	Name of the Party	Symbol reserved	Address
1.	All India Trinmool Congress	Flowers & Grass	30-B, Harish Chatterjee Street, Kolkata-700026 (West Bengal)
2.	Bahujan Samaj Party	Elephant (In all States/UTs except in the State of Assam, where its candidates will have to choose a symbol from out of the list of free symbols specified by the Commission)	4, Gurudwara Rakabganj Road, New Delhi-110 001
3.	Bharatiya Janata Party	Lotus	6-A, Deen Dayal Upadhayaya Marg, New Delhi-110002.
4.	Communist Party of India	Ears of Corn and Sickle	Ajoy Bhawan, Kotla Marg, New Delhi -110 002
5.	Communist Party of India (Marxist)	Hammer, Sickle and Star	A.K. Gopalan Bhawan, 27-29, Bhai Vir Singh Marg (Gole Market), New Delhi - 110 001.
6.	Indian National Congress	Hand	24, Akbar Road, New Delhi - 110001
7.	Nationalist Congress Party	Clock	Bungalow No.1, Canning Lane (Ravi Shankar Shukla Lane), Near Ferozeshah Road, New Delhi-110001

TABLE-2
LIST OF STATE PARTIES

NIL

TABLE-3
LIST OF FREE SYMBOLS

Sl.No.	Symbol	Pictorial representation of the Symbol
1.	Air Conditioner	As approved by the Election Commission of India
2.	Almirah	-do-
3.	Apple (In all States and Union Territories except in the States of, Assam, Manipur, Meghalaya, Mizoram, Nagaland, Sikkim, Tripura, Puducherry, Tamil Nadu, Kerala & Karnataka)	-do-
4.	Auto-Rikshaw (In all States and Union Territories except in the States of Andhra Pradesh and Telangana)	-do-
5.	Balloon	-do-
6.	Bangles	-do-
7.	Basket containing fruits (In all States and Union Territories except in the States of Tamil Nadu)	-do-
8.	Bat	-do-
9.	Battery Torch	-do-
10.	Bead Necklace	-do-
11.	Bench	-do-
12.	Binoculars	-do-
13.	Black Board	-do-
14.	Bottle	-do-
15.	Box	-do-
16.	Brush	-do-
17.	Bucket	-do-
18.	Camera	-do-
19.	Chain	-do-
20.	Chappals	-do-
21.	Chess Board	-do-
22.	Chimney	-do-
23.	Coat	-do-
24.	Coconut Farm	-do-
25.	Cot (In all States and Union Territories except in the States of Kerala)	-do-
26.	Crane	-do-
27.	Cup & Saucer	-do-
28.	Diamond	-do-
29.	Dish Antenna	-do-
30.	Door Bell	-do-
31.	Door Handle (In all States and Union Territories except in the States of Uttar Pradesh and Uttarakhand)	-do-
32.	Dumbbells	-do-
33.	Ear Rings (In all States and Union Territories except in the States of Tamil Nadu, Puducherry, Kerala and Karnataka)	-do-
34.	Electric Pole	-do-

Sl.No.	Symbol	Pictorial representation of the Symbol
35.	Flute	-do-
36.	Football (In all States and Union Territories except in the States of Arunachal Pradesh, Assam, Manipur, Meghalaya, Mizoram, Nagaland, Sikkim and Tripura)	-do-
37.	Fountain	-do-
38.	Mike	-do-
39.	Pants	-do-
40.	Petrol Pump	-do-
41.	Pineapple	-do-
42.	Pressure Cooker	-do-
43.	Ring	-do-
44.	Road Roller	
45.	School Bag	-do-
46.	Scissors	-do-