

**GOA STATE ELECTION COMMISSION**

**ALTINHO, PANAJI-GOA**

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**ELECTION URGENT**

No. 4/21/GMCNSE/SEC-2019/804

Date: 19.03.2021

**NOTIFICATION**

Read Order no. No. 4/21/GMCNSE/SEC-2019/583 dated: 04/03/2021

Read Order no. No. 4/21/GMCNSE/SEC-2019/584 dated: 04/03/2021

**Sub:** Election process for five Municipal Councils viz Mormugao, Margao, Mapusa, Quepem and Sanguem,

**Whereas,** the General Elections to 11 Municipal Councils viz Mormugao, Margao, Mapusa, Bicholim, Cuncolim, Curchorem, Quepem, Canacona, Sanguem, Pernem and Valpoi in the State of Goa were scheduled to be held on **20<sup>th</sup> March, 2021**.

**And whereas,** the State Election Commission has issued a public notice in Form No. I of the intended election under Rule 4 of the Goa Municipalities (Election) Rules, 1969.

**And whereas,** the Hon'ble High Court of Bombay at Goa vide its Order no. dated:01/03/2021 for WRIT PETITION NOS. 85/2021, 86/2021, 87/2021, 88/2021, 90/2021, 91/2021, 515 of 2021 (Filing), 524/2021 (Filing) and 525/2021 (Filing), has quashed and set aside the impugned order for reservation dated 04/02/2021 in respect of Mormugao, Margao, Mapusa, Quepem and Sanguem, Municipal Councils and issued a Writ of Mandamus, to the Director and ex-officio Additional Secretary, Municipal Administrator/ Urban Development, Goa to issue fresh Notification under sub-section 1 of Section 9 r/w. Subsection 1 of Section 10 of the Goa Municipalities Act, 1968 within a period of 10 days from today, thereby ensuring inter alia, reservation for women of not less than one-third of the total number of seats reserved for direct elections to the Municipal Councils.

**And whereas,** in pursuance to the Order of the Hon'ble High Court of Bombay at Goa vide its Order no. dated:01/03/2021, the State Election Commission vide its order No. 4/21/GMCNSE/SEC-2019/502 dated: 01/03/2021 kept the election process for Mormugao, Margao, Mapusa, Quepem and Sanguem Municipal Councils in abeyance till further orders and also lifted the Model Code of Conduct with immediate effect.


**And whereas,** the Hon'ble Supreme Court of India in the **Special Leave Petition No.3937/21 dated: 04/03/2021** has stayed the impugned directions of Hon'ble High Court of Bombay at Goa dated:01/03/2021 and order of this Commission issued in pursuance to the Order of Hon'ble High Court dated:01/03/2021 vide No. 4/21/GMCNSE/SEC-2019/502 dated: 01/03/2021.



**And whereas,** in pursuance to the Order of the Hon'ble Supreme Court of India in the **Special Leave Petition No.3937/21 dated: 04/03/2021**, the State Election Commission vide its order No. 4/21/GMCNSE/SEC-2019/583 dated: 04/03/2021 resumed the election process for Mormugao, Margao, Mapusa, Quepem and Sanguem Municipal Councils from the point it was halted vide order no 4/21/GMCNSE/SEC-2019/583 dated: 04/03/2021.

**And whereas,** the Hon'ble Supreme court of India in the Special Leave Petition No. 3937/21 dated 12/03/2021 has set aside the Order for reservation of Wards dated: 04/02/2021 issued by Directorate of Municipal Administration and has struck down the notification issued by the commission vide no. No. 4/21/GMCNSE/SEC-2019/583 and No. 4/21/GMCNSE/SEC-2019/584 dated: 04/03/2021.

**Now therefore,** the Goa State Election Commission in exercise of the powers conferred upon it under Article 243ZA of the Constitution of India read with Section 10A of the Goa Municipalities Act, 1968, do hereby declare that the election process from the acceptance of Nominations till date for Mormugao, Margao, Mapusa, Quepem and Sanguem Municipal Councils to be null and void. Notifications pertaining to these Municipal Councils issued on 04/03/2021 stands withdrawn. The election certificates issued to the unopposed candidates with regards to the above referred municipal councils stands null and void. The Model Code of Conduct which was brought in force w.e.f 04/03/2021 for Mormugao, Margao, Mapusa, Quepem and Sanguem Municipal Councils stands lifted with immediate effect.

  
W.V. Ramanamurthy, IAS(Retd.)  
Commissioner  
Goa State Election Commission

To,

The Director, Government Printing Press, Panaji for publishing in the Extraordinary Official Gazette.

Copy to;

1. The Chief Secretary, Government of Goa, Secretariat, Porvorim Goa.
2. The Secretary (Urban Development), Secretariat, Porvorim Goa
3. The Collector North Goa & MCEO for General Election to 11 Municipal Council 2021.
4. The Collector South Goa & MCEO for General Election to 11 Municipal Council 2021.
5. The Director of Municipal Administration, Govt. of Goa.
6. The Returning Officers(RO) / Assistant Returning Officers(ARO) for General Election to Mormugao, Margao, Mapusa, Quepem and Sanguem, Municipal Councils
7. Guard file.