

ORISSA ORDINANCE No. 2 OF 1990
THE ORISSA PANCHAYAT SAMITIS (POSTPONEMENT OF
ELECTION) ORDINANCE, 1990

(Promulgated by the Governor on the 26th January 1990, first published
in an extraordinary issue of the Orissa Gazette,
dated the 26th January 1990)

AN

ORDINANCE

TO PROVIDE FOR THE POSTPONEMENT OF ELECTIONS TO PANCHAYAT SAMITIS IN THE STATE
AND FOR MATTERS CONNECTED THEREWITH OR INCIDENTAL THERETO

WHEREAS the Legislature of the State of Orissa is not in session;

AND WHEREAS the Governor of Orissa is satisfied that circumstances exist which render it necessary for him to take immediate action to provide for the postponement of elections to Panchayat Samitis in the State;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Orissa is pleased to make and promulgate the following Ordinance in the Forty-first Year of the Republic of India :—

1. (1) This Ordinance may be called the Orissa Panchayat Samitis (Postponement of Election) Ordinance, 1990.

(2) It shall come into force at once.

2. In this Ordinance, unless the context otherwise requires,—

(a) 'Panchayat Samiti' means a Panchayat Samiti constituted under the Panchayat Samiti Act

(b) 'Panchayat Samiti Act' means the Orissa Panchayat Samiti Act, 1959;

(c) words and expressions used but not defined shall have the meanings as assigned to them respectively in the Panchayat Samiti Act.

Short title
and
commence-
ment.

Definitions.

Orissa Act 7
of 1960.

Postponement of election and consequences.

3. (1) Notwithstanding anything contained in the Panchayat Samiti Act or any notification or order issued thereunder,—

- (a) the election of members including the Chairman for reconstitution of every Panchayat Samiti of the State shall be held on any date not later than the 31st July, 1990;
- (b) during the period beginning with the date of commencement of this Ordinance and until the reconstitution of the Panchayat Samiti, the powers and duties of every Panchayat Samiti and its Chairman shall be exercised and discharged by the Sub-Collector having jurisdiction over the concerned Block.

(2) The election of members including the Chairman as referred to in clause (a) of sub-section (1) shall be held in accordance with the Panchayat Samiti Act and the rules made thereunder.

(3) The Panchayat Samiti so reconstituted shall, for all purposes, be deemed to have been constituted and be governed by the provisions of the Panchayat Samiti Act and the rules made thereunder.

SAIYID NURUL HASAN
GOVERNOR OF ORISSA

Dated the 26th January, 1990