



# Haryana Government Gazette

## EXTRAORDINARY

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### HARYANA GOVERNMENT

OFFICE OF THE COMMISSIONER GURDWARA ELECTIONS, HARYANA,  
PLOT NO. 9, DHL SQUARE, GROUND FLOOR, SECTOR-22, PANCHKULA

#### Notification

The 18th September, 2023

**No. CGEH/09/2023/209.**— Whereas, the superintendence, direction and control of election to the Haryana Sikh Gurdwaras Management Committee are vested in the Commissioner, Gurdwara Elections, Haryana under sub-section (1) of Section 13 of the Haryana Sikh Gurdwaras (Management) Act, 2014.

And whereas, it is necessary and expedient to provide in the interest of fairness of elections to the Haryana Sikh Gurdwaras Management Committee and in the interest of conduct of such elections, in a fair and efficient manner, for the specification, allotment, choice of symbols for the Sikh Groups/Organization and for the matters connected there with.

Now, therefore, in exercise of the powers vested under sub-section (1) of Section 13 of the Haryana Sikh Gurdwaras (Management) Act, 2014 read with sub-rule(1) of rule 18 of the Haryana Sikh Gurdwaras Management Committee (Delimitation of Wards and Election) Rule, 2023, and all other powers enabling it in this behalf, I, Justice H.S. Bhalla, Commissioner, Gurdwara Elections, Haryana, hereby notify the following order: -

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

- (1) This order may be called the Haryana Sikh Gurdwaras Management Committee Election Symbols (Allotment) Order, 2023.
- (2) It shall extend to the whole of the State of Haryana in relation to elections to the Haryana Sikh Gurdwaras Management Committee.
- (3) It shall come into force on the date of its publication in the Haryana Government gazette, which date hereinafter referred to be the date of commencement of this Order.

2. **Definitions and interpretation.** – In this order, unless the context otherwise requires. -

- (a) “Act” means the Haryana Sikh Gurdwaras (Management) Act, 2014;
- (b) “Clause” means a clause of the paragraph or sub paragraph in which the word occurs;
- (c) “Contested Election” means an election to the Haryana Sikh Gurdwaras Management Committee where a poll is taken;
- (d) “Election” means an election to fill-up a seat/seats of member/members to the Haryana Sikh Gurdwaras Management Committee in which this Order apply;
- (e) “Form” means a form appended to this Order;
- (f) “Sikh Group/Organization” means an association or body of not less than fifty Sikhs residing in the State of Haryana formed under the provisions of this Order;

- (g) "Paragraph" means a paragraph of this order;
- (h) "Rules" means the Haryana Sikh Gurdwaras Management Committee (Delimitation of Wards and Election) Rules, 2023;
- (i) "Commissioner, Gurdwara Elections" means the Commissioner, Gurdwara Elections appointed by the State Government under Section 13 of the Haryana Sikh Gurdwaras Management Act, 2014;
- (j) "sub paragraph" means a sub paragraph of the paragraph in which the word occurs;
- (k) "ward" means the ward from which the elected member of the Haryana Sikh Gurdwaras Management Committee shall be returned;
- (l) "words and expressions" used but not defined in this order but defined in the Haryana Sikh Gurdwaras (Management) Act, 2014 or the rules made there under, shall have the meaning, respectively, assigned to them in the said Act and Rules.
- (j) The Punjab General Clauses Act, 1898 (Punjab Act 1 of 1998) shall, as may be apply in relation to the interpretation of this order as it applies in relation to the interpretation of a Haryana Act;

**3. Notification of the election symbols.** – A list of the symbols under 18 *ibid* shall be published in the official gazette by Commissioner, Gurdwara Elections.

**4. Allotment of election symbols.** - In every contesting election a symbol shall be allotted to the contesting candidates in accordance with the provisions of this order and different symbols shall be allotted to the different contesting candidates at an election in the same ward.

**5. Classification of election symbols.** - For the purpose of this Order, there shall be two types of election symbols i.e. allotted symbol from the election symbols notified by the Commissioner, Gurdwara Election for the candidate's setup by the Sikh Groups/Organizations and free symbols which remains after allotment to Sikh Groups/Organizations;

**6. Choice of symbol by the candidate setup by the Sikh Groups/Organizations.** -A candidate, setup by Sikh Group/Organization at an election of member/members from any ward of the Haryana Sikh Gurdwaras Management Committee shall be allotted the same symbol by Returning Officer which has been allotted to its Sikh Group/Organization by the Commissioner, Gurdwara Elections by an order from the symbols already notified.

**7. Choice of the symbol by the other candidates.** – The election symbol shall be allotted to the other candidates on the basis of their order of preference given by them in their nomination.

Provided that no choice of election symbols shall be made by any candidate if the said election symbol has been allotted to any Sikh Group/Organization.

**8. When a candidate shall be deemed to be setup by a Sikh Groups/Organizations.** - For the purpose of an election of the member from any ward of the Haryana Sikh Gurdwaras Management Committee to which this Order applies, a candidate shall be deemed to be setup by a Sikh Groups/Organizations in any such ward of the Haryana Sikh Gurdwaras Management Committee, if, and only if-

- (a) the candidate has enclosed a declaration to that effect along with the nomination paper;
- (b) the candidate is a member of that Sikh religious group;
- (c) a notice by the Sikh religious group in writing in form 'A' and 'B' to the effect not later than 3.00 pm on the last date of making nomination will have to be delivered to the Returning Officer of the ward;
- (d) the notice in form 'A' is to be signed by the President of the Sikh Group/Organization and form 'B' be signed by any other person authorized by the President of the Sikh Group/Organization;
- (e) the name and specimen signature of such authorized person are communicated to the Returning Officer by the Sikh Group/Organization in form 'A' not later than 3.00 pm on the last date of making a nomination;
- (f) form 'A' and 'B' should be signed, in ink only, by the President and other authorized person of the Sikh Group/Organization;

**9. Substitution of a candidate setup by a Sikh Groups/Organizations.** - For the removal of any doubt, it is hereby clarified that a Sikh Group/Organization which has given a notice in form 'B' under paragraph 8 in favour of a candidate may rescind that notice and may give a revised notice in form 'B' in favour of another candidate for any ward.

Provided that the revised notice in form 'B', shall clearly indicate that the earlier notice in form 'B' has been rescinded, reaches the Returning Officer for the ward of the Haryana Sikh Gurdwaras Management Committee not later than 3.00 pm on the last date of making nominations and the revised notice in form 'B' be signed by the authorized person refer to clause (d) of paragraph 8:

Provided further that in case more than one notice in form 'B' if received by the Returning Officer in respect of two or more candidates, and the Sikh religious group failed to indicate any such notices in form 'B' that the earlier

notice or notices in form 'B' has or have been rescinded, the Returning Officer shall accept the notice in form 'B' in respect of the candidate whose nomination paper was first delivered to him, and the remaining candidate or candidates in respect of whom also notice or notices in form 'B' has or have been received by him shall not be treated as candidates setup by such Sikh Group/Organization;

**10. Formation of Sikh Group/Organization.** -A Group/Organization can be formed by not less than fifty Sikhs for the purpose of setting up of its candidates and allotment of a common symbol to contest the election of the Haryana Sikh Gurdwaras Management Committee with the condition that-

- i. Group/Organization shall be formed by not less than fifty Sikhs ;
- ii. Group/Organization shall have its office address in the State of Haryana ;
- iii. purpose of the Group/Organization is only to contest the election of the Haryana Sikh Gurdwaras Management Committee;
- iv. all members of the Group/Organization are residents of the Haryana State;
- v. The Group/Organization shall have its name;  
Provided that no Group/Organization can be formed in the name of any Sikh Guru ;
- vi. no member of the Group/Organization is involved in any criminal activity or moral turpitude ;
- vii. Group/Organization shall elect its President and Secretary;
- viii. Group/Organization shall submit its request to the Commissioner, Gurdwara Elections for the allotment of common symbol for all candidates of its Group/Organization.
- ix. request by the Group/Organization can be made at any time after publication of this Order in the official gazette of the State Government;
- x. request shall contain a copy of the proceedings of the meeting showing the purpose of the formation of Group/Organization ;
- xi. election of its President and Secretary should be mentioned in the proceeding of the meeting and they should be authorized for making correspondence with regard to this Order;
- xii. choice of election symbols shall be made only from the election symbols notified by the Commissioner, Gurdwara Elections;
- xiii. name of the Group/Organization shall not be the same, if the election symbol has already been allotted in the name of another Group/Organization;
- xiv. no request for allotment of election symbol shall be made by the Group/Organization after the start of filing of nomination; and
- xv. request shall be submitted to the Commissioner, Gurdwara Elections with an affidavit in supporting the facts mentioned in the request.

Provided that no political party registered with the Election Commission of India under Section 29 A of the Representation of the People Act, 1951, can form a group/organization for the election of Haryana Sikh Gurdwaras Management Committee under the name of its political party; and further no group/organization shall apply for common symbol under the name which is identical or nearly resemble a name of any political party in any manner.

**11. Preparation of list of validly nominated candidates.**- List of validly nominated candidate shall be prepared by the Returning Officer alphabetically in Gurmukhi script;

**12. Powers of the Commissioner, Gurdwara Elections to debar the contesting candidate or to withdraw the allotted symbol to the Sikh Group/Organization for its failure to observe to Model Code of Conduct or to follow lawful directions and instructions issued by the Commissioner, Gurdwara Elections.**- Notwithstanding anything contained in this Order if the Commissioner, Gurdwara Elections is satisfied on information in its possession that the Sikh religious group under the provision of this order has failed or has refused or is refusing or has shown or is showing defiance by its conduct or otherwise;

- (a) to observe the provision of Model Code of Conduct; or
- (b) to follow or carryout lawful direction and instructions of the Commissioner, Gurdwara Elections given from time to time with a view to furthering the conduct of free, fair and peaceful election for safeguarding the interests of the Sikhs.

the Commissioner, Gurdwara Elections may, after taking into account all the available facts and circumstances of the case and after giving the Sikh religious groups reasonable opportunity of showing cause in relation to the action purposed to be taken against it, either debar the contesting candidate or to withdraw the election symbol allotted to that religious group for such period as the Commissioner, Gurdwara Elections may deem appropriate.

Provided that if a symbol of a contesting candidate setup by Sikh religious group has been withdrawn, he can contest election on a free symbol.

**13. Power of the Commissioner, Gurdwara Elections.** -The Commissioner, Gurdwara Elections, may issue instructions and directions;

- (a) for the clarification of any of the provision of this Order;
- (b) for the removal of any difficulty which may arise in relation to the implementation of any such provision;

**FORM A**

**COMMUNICATION WITH REGARD TO AUTHORISED PERSONS TO INTIMATE NAMES OF CANDIDATES SET UP BY SIKH GROUPS/ORGANIZATIONS.**

[See Paragraph8]

To

The Returning Officer,  
Ward No. -----,  
Haryana Sikh Gurdwars Management Committee.

Subject: General/bye elections of the Haryana Sikh Gurdwaras Management Committee - Allotment of Symbols-  
Authorization of persons to intimate names of candidates.

Sir,

In pursuance of the the Haryana Sikh Gurdwaras Management Committee Election Symbols (Allotment) Order, 2023, I hereby communicate that the following person(s) has/have been authorized by our Group/Organization to intimate the names of the candidates proposed to be setup by the Group/Organization at the election cited above.

Name of person authorized to send notice	Name of office held in the Group/Organization	No. and name of ward in respect of which he/she has been authorized.
1	2	3
1.		
2.		
3.		
4.		
5.		

2. The specimen signatures of the above mentioned person(s) so authorized are given below:-

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

Yours faithfully,

Place:

Date:

President/Secretary  
Sikh Groups/Organizations  
(Seal)

N.B.

1. This must be delivered to the Returning Officer not later than 3.00 pm on the last date for making nominations.
2. Form must be signed in ink by the office bearer(s) mentioned above.
3. No facsimile signature or signature by means of rubber stamp, etc. of any office bearer shall be accepted.
4. No form transmitted by fax shall be accepted.

**FORM B****NOTICE AS TO NAME OF CANDIDATE SET UP BY THE SIKH GROUPS/ORGANIZATIONS**

(See Paragraph 8)

To

The Returning Officer for the member from  
Ward No. \_\_\_\_\_ of the Haryana,  
Sikh Gurdwaras Management Committee.

Subject: General / bye elections to Haryana Sikh Gurdwaras Management Committee from Ward  
No. \_\_\_\_\_ -Setting up of candidate.

Sir/Madam,

In pursuance of the Haryana Sikh Gurdwaras Management Committee Election Symbols (Allotment) Order, 2023, I hereby give notice on behalf of \_\_\_\_\_ (name of Sikh Group/Organization)

- (i) That the person whose particulars are furnished in columns (2) to (4) below is the approved candidate of the----- (name of Sikh Group/Organization) above named, and
- (ii) The person whose particulars are mentioned in columns (5) to (7) below is the substituted candidate of our Sikh Group/Organization, who will set up on the approved candidate's nominating being rejected on scrutiny or on his withdrawing from the contest, if the substitute candidate is still a contesting candidate, at the ensuing general/bye election from this ward;

Ward No. and name of the ward	Name of the approved candidate	Father's/Mother's/Husband's name of approved candidate	Postal address of approved candidate	Name of the substitute candidate who step-in or the approved candidate's nomination being rejected on scrutiny or on his withdrawing from the contest if substituted candidate is still a contesting candidate	Father's/Mother's/Husband's name of substituted candidate	Postal address of substituted candidate
1	2	3	4	5	6	7

2. The notice in Form "B" given earlier in favour of Shri/Smt./Sushri \_\_\_\_\_ as our Sikh Group/Organization approved candidate/Shri/Smt./Sushri \_\_\_\_\_ as Sikh Group/Organization's substituted candidate is hereby rescinded.

3. It is certified that each of the candidates whose name is mentioned above is a member of this Sikh Group/Organization and his name is duly borne on the rolls of members of this Sikh Group/Organization.

Yours faithfully,

Place:

Authorised person of the Sikh Group/Organization)

Date:

(Seal of the Sikh Group/Organization)

**N.B.**

1. This must be delivered to the Returning Officer not later than 3.00 pm on the last date for making nominations.
2. Form must be signed in ink by the office bearer(s) mentioned above. No facsimile signature or signature by means of rubber stamp, etc. of any office bearer shall be accepted.
3. No form transmitted by fax shall be accepted.
4. Para 2 of the Form must be scored off, if not applicable or must be properly filed, if applicable.

Justice H.S. Bhalla  
Commissioner, Gurdwara Elections,  
Haryana