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## HOUSING & URBAN DEVELOPMENT DEPARTMENT

### NOTIFICATION

The 22nd August 2008

**S.R.O.No.419/2008**—Whereas, in pursuance of the provisions contained in sub-section (1) of section 41 of the Orissa Municipal Act,1950 (Orissa Act 23 of 1950) the term of office of the elected Councillors of a Municipality is five years from the date of their first meeting convened under clause (a) of sub-section (2) of section 47 there of ;

And, whereas, the first meeting of Balasore Municipality was held on the 30th September 2003 and the five year term of the said Municipality will expire on the 29th September 2008 ;

And, whereas, the Hon'ble High Court of Orissa in their order dated the 13th August 2008 passed in W.P.(C) No.9530 & 9997 of 2008, have modified the interim order passed earlier with the observation that the operation of the modified notification dated the 26th June 2008 shall remain stayed and original notification issued by the District Magistrate on 4th December 2007 shall remain operative. Further, the Hon'ble Court observed that it will be open for the State Election Commission to consider the Notification issued by the District Magistrate, Balasore and if it is found that the Notification dated the 4th December, 2007 issued by the District Magistrate was against the rules, it should issue direction to the District Magistrate to issue fresh notification ;

And, whereas, in obedience to the aforesaid order of the Hon'ble High Court, the State Election Commission considered notification dated the 4th December, 2007 and finally directed the District Magistrate, Balasore to publish the modified delimitation of wards and reservation of seats of Balasore Municipality on the 20th August 2008 ;

And, whereas, pursuant to the direction of the State Election Commission, the District Magistrate, Balasore has issued modified notification on 20th August, 2008 ;

And, whereas, it is expedient to hold general election of the Councillors for the purpose of reconstituting the said Municipality ;

And, whereas, the State Election Commission, Orissa have recommended the State Government to publish the Notification in Official Gazette under sub section (2) of section 12 of the said Act on the 22nd August, 2008, calling upon all wards of the Balasore Municipal area to elect Councillors ;

Now, therefore, in pursuance of sub-section (2) of section 12 of the said Act, the State Government do hereby call upon all wards of the Balasore Municipal area to elect councillors in accordance with the provisions of the said Act and Rules and orders made thereunder.

[No. 22748-Ele.31/07 /HUD.]

By order of the Governor

**RABI RANJAN MALLICK**

Director, Municipal Administration &  
*Ex Officio* Additional Secretary to Government