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HOUSING & URBAN DEVELOPMENT DEPARTMENT

NOTIFICATION

The 23rd November, 2016

S.R.O. No. 565/2016— Whereas, the term of the office of the Councillors of the Municipal Council, Kendrapara would expire on dated the 25th of November, as the first meeting of the said Council was held on dated the 26th November, 2011;

And, whereas, the order dated the 2nd April, 2016 passed by the Appellate Authority i.e. the Minister, Housing and Urban Development Department in respect of reservation of seats of Kendrapara Municipality for the ensuing general election 2016 was challenged in W.P. (C) No. 9137 of 2016 in the Orissa High Court;

And, whereas, the Hon'ble High Court by their interim order dated the 25th May, 2016 passed in Misc. Case No. 8432 of 2016 arising out of the said case W.P. (C) in the matter of Muktar Khan Vrs. State of Odisha and others have directed that the action taken by the authority in pursuant to the order dated the 2nd April, 2016 shall not be given effect to till 23rd June, 2016;

And, whereas, as intimated by the office of Advocate General, Odisha the said Writ Petition was taken up for hearing on 24th June, 2016 by the Hon'ble Orissa High Court and as per the Lordship's direction said interim order shall have to be continued;

And, whereas, although necessary steps for vacation of the interim order have been taken by the State Government, no intimation as regards vacation of the interim order dated the 25th May, 2016 has been received by this Department in the meantime;

And, whereas, the State Election Commission has intimated that it would not be feasible on their part to hold election to Kendrapara Municipality before the expiry of the tenure and asked to take steps as per the provisions provided in sub-section(5) of Section 401 of the Odisha Municipal Act, 1950;

Now, therefore, in exercise of the powers conferred by sub-section (5) of Section 401 of the Odisha Municipal Act, 1950 (Odisha Act, 23 of 1950), the State Government do hereby appoint the Sub-Collector, Kendrapara as Administrator to exercise the powers and discharge the duties of the Kendrapara Municipality and its Chairperson during the interval period between the expiry of the term of the office of the Councillors of the said Municipality till the date of the first meeting of the newly elected Councillors.

[No. 27449–Ele-166/2016/HUD.]

By the Order of Governor

SISIR KUMAR RATH
Special Secretary to Government