



REPRESENTATION OF THE PEOPLE (AMENDMENT) ACT, 2009

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REPRESENTATION OF THE PEOPLE (AMENDMENT) ACT, 2009

ACT No. IV OF 2009

An Act further to amend the Representation of the People Act, 1976

WHEREAS it is expedient further to amend the Representation of the People Act, 1976 (LXXXV of 1976) for the purposes hereinafter appearing;

It is hereby enacted as follows:—

1. Short title and commencement—(1) This Act may be called the Representation of the People (Amendment) Act, 2009.

(2) It shall come into force at once.

2. Amendment of section 67, Act LXXXV of 1976.—In the. Representation of the People Act, 1976 (LXXXV of 1976), in section 67, in sub-section (1A),—

(i) after the word "basis" the words "and no adjournment shall be granted to any party for more than seven days and that too on payment of costs as the Tribunal may determine" shall be inserted;

(ii) for the proviso, the following proviso shall be substituted, namely:—

"Provided also that where delay in the proceedings is occasioned by any act or omission of a returned candidate or any other person acting on his behalf, the Tribunal itself, or on application of the aggrieved party, shall after- issuance the show cause notice to The retuned candidate, within fifteen days from the date of show cause notice, may order that the returned candidate has ceased to perform the functions of his office either till the conclusion of the proceedings or for such period as the Tribunal may direct";

(iii) before the proviso, amended as aforesaid, the following new provisos shall be inserted, namely:—

"Provided that where a petition is not decided within four months, further adjournment sought by any party shall be granted only on payment of special cost of ten thousand rupees per adjournment and adjournment shall not be granted for more than three days:

Provided further that if the Tribunal itself adjourns it shall record reasons for such adjournment"; and

(iv) in sub-section (3), after the word "Court", occurring for the first time, the words "which shall be decided within thirty days" shall be inserted.
