



**OFFICE OF THE DISTRICT MAGISTRATE &  
MUNICIPAL COUNCIL ELECTION OFFICER & VILLAGE PANCHAYAT  
ELECTION OFFICER,  
SOUTH GOA DISTRICT**

*Magisterial Section, Room No. 435, 4th floor, Matanhy Saldanha Administrative  
Complex, South Goa District, Margao*

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No. 37/03/MUN-VP-ELN/2021/MAG/4203

**ORDER**

**Under Section 144 of the Code of Criminal Procedure of 1973.**

**To,  
The Public Generally**

**WHEREAS**, the Goa State Election Commission announced the schedule for Municipal Council Elections for Margao, Quepem, Sanguem and Mormugao Municipal Councils and Bye Election to Ward No.IV of Velim Village Panchayat in South Goa District to be held on 23<sup>rd</sup> April 2021 (Friday) and the Election Code of Conduct has come into force from 30/03/2021.

**AND WHEREAS** there is possibility of political disputes, confrontation, violence and breach of peace on the eve of the poll due to misuse of Hotels, Restaurants, Tea Shops, Paan Shops and other food shops/joints (Dhabas, Gaddas) etc., due to gathering of crowd near polling stations and Counting Centres which may create nuisance, law and order problem or may also create a situation of undue pressure or influence on the voter.

**AND WHEREAS**, as per section 26 of the Goa Municipalities Act, 1968 clearly prohibits of canvassing in or near polling stations and that no person shall, on the date or dates on which a poll is taken at any polling station, commit any of the acts within the polling station or in any public or private place within a distance of 100 meters of the polling station.

**AND WHEREAS** Sections 171-B and 171-C of the Indian Penal Code (IPC) clearly disallow attempts of bribery and undue influence on any person or voter and whoever commits offence of bribery is punishable under section 171-E of IPC and whoever commits the offence of undue influence or impersonation at an election is punishable under section 171-F of IPC.

**AND WHEREAS**, I am satisfied that the circumstances do not permit the serving, in due time, of the notices individually upon the persons against whom this order is directed and therefore, under the powers vested in me under sub section (2) of Section 144 of the Code of Criminal Procedure, 1973 I hereby pass the order ex-parte.

**NOW THEREFORE**, I, Ruchika Katyal, District Magistrate, South Goa District, in exercise of the powers vested in me under sub section (1) of section 144 of Code of Criminal Procedure, 1973 hereby issue following Prohibitory orders:

1. That all Restaurants, Bars, Tea shops, Paan shops, Eateries and other Food shops/joints (Dhabas, Gaddas) etc., situated in jurisdiction of Municipal Council areas of Margao, Quepem, Sanguem and Mormugao Municipal Councils and Bye Election to Ward No.IV of Velim Village Panchayat of South Goa District within 100 mtrs of
  - (i) The polling stations w.e.f. **06.00 hrs to 21.00 hrs on the day of poll i.e. on 23/04/2021.**
  - (ii) The counting centres w.e.f. **06.00 hrs to till end of counting of votes on 26/04/2021 at Counting Centres**

of respective Talukas in South Goa District, shall remain closed.

2. That any gathering or crowd comprising of **more than 5 persons within 100 meters of any polling stations** in the jurisdiction of Municipal Council areas of Margao, Quepem, Sanguem and Mormugao Municipal Councils, Bye Election to Ward No.IV of Velim Village Panchayat of South Goa District on the day of Poll i.e. on **23/04/2021** shall be banned.

I further direct that the above restrictions shall not apply to public servants on duty and to bonafide marriage or funeral processions.

Failure to comply with this order shall be liable for penal action under section 188 of Indian Penal Code and other relevant provisions of laws in force.

Given under my hand and seal of this office on this 21<sup>th</sup> day of April, 2021.



*Ruchika*  
21/4/2021  
( Ruchika Katyal )  
District Magistrate & MCEO/VPEO,  
South Goa District  
Margao Goa.

Copy to:

1. The Director, Government Printing Press, Panaji with a request to publish the above Order in the extra-ordinary Gazette.

2. All the Returning Officers/Assistant Returning Officers for Municipal Council Elections of Margao, Quepem, Sanguem and Mormugao Municipal Councils and Bye Election to Ward No.IV of Velim Village Panchayat in South Goa District..... **with instructions to enforce the Order.**
3. The Superintendent of Police (South) Margao-Goa with instructions to enforce the Order.
4. The Sub-Divisional Police Officer, Margao/ Vasco/ Quepem/ Ponda with instructions to enforce the Order.
5. The Director of Information and Publicity, Panaji **with a request to give wide publicity through all local dailies.**
6. The Station Director, All India Radio, Panaji for giving wide publicity.
7. The Director of Doordarshan, Panaji for giving wide publicity.
8. The DIO, NIC, Margao – Goa.... to upload it on the website.

**Copy for information to:**

1. The Goa State Election Commission, Altinho Goa.
2. The Secretary to His Excellency the Governor of Goa, Raj Bhavan, Dona-Paula, Panaji.
3. The Chief Secretary, Govt. of Goa, Secretariat, Porvorim-Goa.
4. The Addl. Secretary (Home), Govt. of Goa, Secretariat, Porvorim-Goa.
5. The Director General of Police, Panaji – Goa.
6. The Election Branch of this Collectorate.

