



**OFFICE OF THE DISTRICT MAGISTRATE & DISTRICT ELECTION
OFFICER,
SOUTH GOA DISTRICT**

*Magisterial Section, Room No. 435, 4th floor, Matanhy Saldanha Administrative
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No.38/1/2024/LS ELEC-2024/CLO./MAG/XII म.०.१३७९

ORDER

UNDER SECTION 144 OF CRIMINAL PROCEDURE CODE, 1973.

WHEREAS, the Polling for General Election to Lok Sabha 2024 for 02-South Goa Parliamentary Constituency is scheduled to be held on 07/05/2024;

AND WHEREAS, it is essential to conduct the General Election to Lok Sabha 2024 in free and fair manner and to maintain public peace, order and tranquillity as per provisions of Law and Model Code of Conduct as applicable with effect from 16/03/2024;

AND WHEREAS, the Under Secretary Finance (R&C), Department of Revenue (Revenue & Control), Secretariat, Porvorim – Goa vide Notification no. dated 22/04/2024 has informed that in exercise of the power conferred by Sub-Rule (4) of Rule 99 of the Goa Excise Duty Rules, 1964, the Government of Goa has directed that all licensed premises “for the sale of liquor” shall be closed in the State of Goa from 06:00 pm of 05/05/2024 till midnight of 07/05/2024 (Tuesday) and 04/06/2024 (Tuesday) on account of Polling and Counting of votes respectively for the General Elections to Lok Sabha 2024;

AND WHEREAS, political disputes, confrontation and violence may happen on the eve of the Poll day due to misuse of Hotels, Restaurants, Tea Shops, Pan Shops and other food shops (Dhabas, Gaddas) etc. while carrying out door to door campaigning or intimidation of voters or influencing voters and due to gathering of any crowd at such places within the vicinity of 200 mts. of the Polling Station which may create nuisance and Law and Order problems;



AND WHEREAS, under section 126 of the Representation of People Act 1951, no public meetings, processions, musical concert or rally or any kind of propagation of any election matter for campaigning or electioneering is to be allowed in the last 48 hours from the hours of close of Poll i.e. from 18:00 hours on 05/05/2024;

AND WHEREAS, Sections 171-B and 171-C of IPC clearly disallow and penalise any attempt of Bribery and undue influence and Section 171-H of IPC penalizes any attempt for illegal payments for promoting election of any Candidate;

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, Asvin Chandru A., IAS, District Magistrate and District Election Officer, South Goa District, Margao, in exercise of the powers vested in me under provision of Section 144 of Cr.P.C. 1973, do hereby order that:

From 18:00 hours of 05/05/2024 to 22:00 hours of 07/05/2024 in the jurisdiction of South Goa District, Margao – Goa.

- a) There shall be ban on unlawful assembly as per section 141 of IPC and any procession or rally shall be prohibited to prevent any nuisance and law and order problem.
- b) No loud speaker shall be permitted to be used for the purpose of elections.
- c) Vehicles permitted to all Contesting Candidates by the Returning Officers for campaigning shall not ply on roads to avoid any distribution of money or gifts or liquor and to prevent any nuisance and law and order problems except vehicles authorised by the Returning Officers on the day of Poll.




- d) All private vehicles shall be checked in dignified manner as per rules to avoid their misuse for distribution of money or gifts or liquor and for causing any nuisance also to avoid any harassment to private persons.
- e) No liquor shops, hotels, restaurants, clubs and other establishments selling/serving liquor, should be permitted to sell/serve liquor to anyone whatsoever, on the aforesaid days; and on timings mentioned therein.
- f) Non – proprietary clubs, star hotels, restaurants, etc. and hotels run by anyone even if they are issued different categories of licenses for possession and supply of liquor shall also not be permitted to sell/serve liquor on these days, and on timings mentioned therein.

However, the above order shall not apply to Officers authorised on Election Duty by the District Election Officer, South Goa District or the State Government including the Polling Officials, Magistrates, Police Officials and Government Staff.

Failure to comply shall result in cancellation of licenses and the owner or offender shall be liable for penal action under section 188 of Indian Penal Code, 1908, Section 30 of the Excise Duty Act, 1964 and under other relevant provisions of laws in force.

Given under my hand and seal of this office, this 01th day of May, 2024.




(**Asvin Chandru A., IAS**)
District Magistrate &
District Election Officer,
South Goa District,
Margao Goa.

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

Copy to:

1. All the Contesting Candidates in 02 – South Goa Parliamentary Constituency *under the jurisdiction of the District Election Office, South Goa District, Margao – Goa.*
2. All the owners of Hotels, Restaurants, bars, Tea Shops, pan Shops and other Food Shops (Dhabas, Gaddas) etc. *within the vicinity of 200 mts of all the*

Polling Stations of 20 Assembly Constituencies under the jurisdiction of District Election Office, South Goa District, Margao.

3. All Citizens of South Goa District ... ***Through Publication in the press.***
4. The Superintendent of Police, South Goa District/North Goa District, Panaji – Goa.
5. The Under Secretary (Home), Home Department (General), Secretariat, Porvorim.
6. The Sub – Divisional Magistrate, Salcete-I/II/ Quepem/ Sanguem/ Dharbandora/ Canacona/ Ponda/ Mormugao – Goa.
7. The Sub – Divisional Police Officer, Quepem/ Vasco/ Ponda/ Margao/ Canacona – Goa .

Copy submitted to:

- 1) The P.A. to the Chief Electoral Officer, Altinho, Panaji – Goa.
- 2) The P.A. to the Director General of Police, Panaji – Goa.
- 3) All Assistant Returning Officers in 02-South Goa Parliamentary Constituency.
- 4) The P.A. to the District Election Officer and Deputy Commissioner, Uttar Kannada Karwar, Karnataka... ***w.r.t. letter no.GEN/ELN/CR-14/2023-24 dated 30/03/2024.***
- 5) The Deputy Commissioner of Excise, Uttara Kannada, District Karwar, Karnataka.
- 6) The DYSE, Karwar, Karnataka.
- 7) The Joint Secretary (Home), Govt. of Goa, Secretariat, Porvorim-Goa.
- 8) The Election Branch of this Collectorate.

The Director of Information and Publicity, Panaji – Goa, ***to give wide publicity as a news item.***

The Editors:

- a) O Herald, Panaji – Goa.
- b) Navhind Times, Panaji – Goa.
- c) Gomantak Times, Panaji – Goa.
- d) Tarun Bharat, Panaji – Goa.
- e) Gomantak, Panaji – Goa.
- f) Lokmat – Goa.
- g) Goan Varta – Goa.
- h) Times of India – Goa.
- i) Pudhari – Goa.

For favour of publishing a report in their esteemed daily.

