

**GOVERNMENT OF PUDUCHERRY
IN THE COURT OF THE DISTRICT MAGISTRATE AT PUDUCHERRY**

**Present: P. Jawahar, IAS.,
District Magistrate, Puducherry**

ORDER UNDER SECTION 144 Cr.P.C. | 1088

Sub: DM, Puducherry – General Elections to Puducherry Legislative Assembly – 2016 – Restrictions to assemblage of five or more Persons after 11.00 PM – Prohibitory orders u/s 144 of the Cr.P.C. 1973 – Orders – Issued – Reg.

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WHEREAS, the Election Commission of India has announced on 04.03.2016 that General Election to the Puducherry Legislative Assembly will be held on 16.05.2016 and consequent to this announcement of the Election schedule, the Model Code of Conduct has come into force;

AND WHEREAS, as per the instruction of the Election Commission of India no political parties / functionaries shall campaign after 10.00 PM; However, it has been brought to my knowledge that political functionaries are campaigning even after the permissible time limit i.e., beyond 10.00 PM;

AND WHEREAS, political campaigning beyond the permissible time may cause unnecessary disturbance to the general public and may also likely cause breach of peace and threat to public tranquility that might affect the peaceful conduct of General Assembly Elections in the District of Puducherry comprising regions of Puducherry, Mahe and Yanam.

AND WHEREAS, it has come to my notice that certain criminal and antisocial elements look for soft targets, particularly during odd hours which may endanger human life and safety and danger to their property and it is felt that immediate action is necessary in this regard to prevent such danger to human life, safety and disturbance to public tranquility.


AND WHEREAS in my opinion, there is sufficient ground for proceeding under section 144 of the Code of Criminal Procedure, 1973, to prohibit the action mentioned in pre-paras, which is detrimental to public peace and tranquility and pose threat to peaceful conduct of free and fair elections;

AND WHEREAS this ban shall not be applicable to purely religious functions and marriages, for which, however, prior exemption order shall have to be obtained;

sp/w

NOW THEREFORE, I, P. JAWAHAR, IAS, District Magistrate, Puducherry, after going through the material evidences laid before me and after satisfying myself of the need for prohibition of certain activities, do hereby direct that no person shall engage in any type of election campaign or canvassing of votes after 10.00 PM and further prohibit the assemblage of five or more persons in public streets, alleys or thoroughfares or in public places and and also prohibit the shouting of slogans and acting in any other manner detrimental to public peace and tranquility in entire Puducherry District after 11.00 PM from the date of this Order which shall remain in force till the completion of General Elections to the Puducherry Legislative Assembly.

At Puducherry, Dated 05 day of MAY' 2016


(P. JAWAHAR, IAS)
DISTRICT MAGISTRATE

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To

The Director of Stationery & Printing, Puducherry - for publishing the order in an extra-ordinary issue of State Gazette immediately.

Copy Submitted to:

1. The Chief Secretary to Government, Puducherry
2. The Chief Election Officer, Puducherry

Copy to:

1. The Inspector General of Police, Puducherry.
2. The Collector, Karaikal - for information
3. The Sub Divisional Magistrate (North/South), Puducherry
4. The Sub Divisional Magistrate, Mahe, Yanam
5. The Sr. Supdt. of Police(C&I), Puducherry
6. The Sr. Supdt. of Police(J&O), Puducherry.
7. The Supdt. of Police (North/South/East/West /Election), Puducherry
8. The Supdt. of Police, Mahe / Yanam.
9. The Director of Information, Puducherry for making wide publicity.
10. The Station Director, All India Radio, Puducherry for making wide publicity
11. All Returning Officers, Puducherry, Mahe, Yanam.
12. The Documentation section, Puducherry.