



महाराष्ट्र शासन राजपत्र

असाधारण भाग पाच-अ

वर्ष ८, अंक २(४)]

सोमवार, मार्च ७, २०२२/फाल्गुन १६, शके १९४३

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असाधारण क्रमांक ५

प्राधिकृत प्रकाशन

महाराष्ट्र विधानसभेत व महाराष्ट्र विधानपरिषदेत सादर केलेली विधेयके (इंग्रजी अनुवाद).

MAHARASHTRA LEGISLATURE SECRETARIAT

The following Bill was introduced in the Maharashtra Legislative Assembly on the 7th March, 2022 is published under Rule 117 of the Maharashtra Legislative Assembly Rules :—

L. A. BILL No. VI OF 2022.

A BILL

further to amend the Maharashtra Village Panchayats Act and the Maharashtra Zilla Parishads and Panchayat Samitis Act, 1961.

III of 1959. Whereas, it is expedient further to amend the Maharashtra Village Panchayats Act and the Maharashtra Zilla Parishads and Panchayat Samitis Mah. V Act, 1961, for the purposes hereinafter appearing; it is hereby enacted in the of 1962. Seventy-third Year of the Republic of India as follows :—

CHAPTER I

PRELIMINARY.

Short title. **1.** This Act may be called the Maharashtra Village Panchayats and Maharashtra Zilla Parishads and Panchayat Samitis (Amendment) Act, 2022.

CHAPTER II

AMENDMENT TO THE MAHARASHTRA VILLAGE PANCHAYATS ACT.

Amendment of section 10 of III of 1959. **2.** In section 10 of the Maharashtra Village Panchayats Act, in sub-section (1), in clause (b), for the words "State Election Commission" the words "State Government" shall be substituted. 1959.

CHAPTER III

AMENDMENTS TO THE MAHARASHTRA ZILLA PARISHADS AND PANCHAYAT SAMITIS ACT, 1961.

Amendment of section 9 of Mah. V of 1962. **3.** In section 9 of the Maharashtra Zilla Parishads and Panchayat Samitis Act, 1961 (hereinafter referred to as "the Zilla Parishads and Panchayat Samitis Act"), in sub-section (1), in clause (a), for the words "State Election Commission" the words "State Government" shall be substituted. Mah. V of 1962.

Amendment of section 12 of Mah. V of 1962. **4.** In section 12 of the Zilla Parishads and Panchayat Samitis Act, in sub-section (1), for the words "State Election Commission" the words "State Government or an officer authorized by it" shall be substituted.

Amendment of section 58 of Mah. V of 1962. **5.** In section 58 of the Zilla Parishads and Panchayat Samitis Act, in sub-section (1), in clause (a), for the words "State Election Commission" the words "State Government or an officer authorized by it" shall be substituted.

CHAPTER IV

MISCELLANEOUS.

Annulment of division of wards, electoral divisions and electoral colleges. **6.** Notwithstanding anything contained in the Maharashtra Village Panchayats Act and the Zilla Parishads and Panchayat Samitis Act and the rules made thereunder, where the process,— III of 1959.

(i) to divide a village into wards and to determine number of members of Panchayat to be elected from each ward ;

(ii) to divide a district into electoral divisions and to determine the number of councillors to be elected from each electoral division, or

(iii) to divide an electoral division into electoral colleges,

is started or completed by the State Election Commission, before the date of commencement of the Maharashtra Village Panchayats and Maharashtra Zilla Parishads and Panchayat Samitis (Amendment) Act, 2022, such process shall be deemed to be annulled; and the process to divide the wards, electoral divisions or electoral colleges and determination of number of members of panchayat or councillors of Zilla Parishads to be elected from each ward or electoral division shall be done afresh according to the provisions of the Maharashtra Village Panchayats Act and the Zilla Parishads and Panchayat Samitis Act, as amended by this Act. Mah. of 2022. III of 1959.

STATEMENT OF OBJECTS AND REASONS

Section 10 of the Maharashtra Village Panchayats Act (III of 1959) provides for division of each village into wards for the purposes of election of members of Panchayats by the State Election Commission. Sections 12 and 58 of the Maharashtra Zilla Parishads and Panchayat Samitis Act, 1961 (Mah. V of 1962) contains provisions for division of district and electoral divisions for the purposes of elections of the Zilla Parishads and Panchayat Samitis by the State Election Commission.

2. Considering the growth of population in rural area, maximum and minimum of number of elected councillors of Zilla Parishad has been increased to eighty-five and fifty-five, respectively, by the Maharashtra Zilla Parishads and Panchayat Samitis (Amendment) Act, 2021 (Mah. XVIII of 2022). The increase in maximum and minimum number of councillors necessitates re-formation of electoral divisions. With a view to implement the provisions brought by the said Amendment Act effectively, the Government considers it expedient to take power to the State Government for re-formation of electoral divisions and electoral colleges of the said local bodies. Similarly, it is also proposed to take power to the State Government for re-formation of the wards of the Panchayats. It is, therefore, proposed to amend section 10 of the Maharashtra Village Panchayats Act and sections 9, 12 and 58 of the Maharashtra Zilla Parishads and Panchayat Samitis Act, 1961, suitably.

It is also proposed to annul the process for dividing the area of the said local bodies in wards, electoral divisions or electoral colleges thereof, started or completed by the State Election Commission before the commencement of the proposed amendments.

3. The Bill seeks to achieve the above objectives.

Mumbai,

Dated the 5th March, 2022.

HASAN MUSHRIF,

Minister for Rural Development.

Vidhan Bhavan :

Mumbai,

Dated : 7th March, 2022.

RAJENDRA BHAGWAT,

Principal Secretary,

Maharashtra Legislative Assembly.