

RAISINA BENGALI SCHOOL SOCIETY (REGD.)
MANDIR MARG: NEW DELHI – 110001

**“OFFICE OF THE RETURNING OFFICER FOR
GOVERNING BODY ELECTION FOR 2019-2021”**

“Scrutiny of Nominations and Display of Final List of Candidates”


Letters/ Nomination Papers to each voter requesting him to intimate his willingness or otherwise to serve in the Governing Body of the Society were sent by postal envelopes as per the Voter List published on 3rd of June, 2019. Final Voter List after consideration and hearing of objections against Voter List was published on 8th June, 2019 and a request letter/ Nomination was provided to those members who were added in the Voter List.

Last date for receipt of the Nominations was 13th June, 2019 and withdrawal of Nominations was 15th of June, 2019 till 2 P.M.

23 (Twenty-three) Nominations have been received with supporting documents of educational qualification and documents related to experience in education field. Scrutiny of these Nominations as well documents has been taken.

Final Voter List published for election for the term 2019-2021 was the one provided by Principal/ Head of two schools, i.e., Raisina Bengali School, Mandir Marg which was marked Annexure “A” and the Voter List concerning Raisina Bengali School, C. R. Park was Annexure “B”. The third list comprising voters in the category of Donors, Patrons and Subscribers was provided by the Principal of Mandir Marg school which was taken as Annexure “C”. This final Voter List consisting of voters in the category of guardians, patrons, donors and subscribers was published on 8th of June, 2019. Scrutiny of Nominations is to be taken on the basis of this Final Voter List.

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In all, 23 Nominations have been received and List of these Nominations reveals that Nominees at Sl. No. 12 , i.e., Ms. Tapti Roy against Voter No. 1477, Sl. No. 13, Ms. Rinku Maitra against Voter No. 2317, Sl. No. 15, Ms. Chhabi Choubey (Kundu) against Voter No. 474, Sl. No. 17, Ms. Reena against Voter No. 1801, Sl. No. 18, Ms. Joya Chauhan against Voter No. 1311 and Sl. No. 20, Ms. Sadhana Nandi against Voter No. 2263 are the spouses of the voters as appearing in the Voter List. Question was raised in some representations submitted by persons that these female Nominees being the mothers of wards are falling in the category of Guardian and can be taken as a valid and qualified Nominee to contest for the Governing Body membership. The point was deliberated, but failed to convince the validity of submissions for its acceptance. Fundamental Rule No. 4 (iii) of the Society provides that a Guardian means a person whose son or ward has been a student of the school run by the Society which suggests that only one of the parents of the ward is to be a Guardian for the purposes of General Body of the Society. Rule 27 of the Fundamental Rules where-under the request letter for inviting Nominations is to be sent provides that such letter is to be sent to EACH VOTER, requesting him to intimate his willingness. When Nominations were sent to the Voters as per the Final Voter List, only the voter mentioned in the list would be eligible and qualified to file a nomination. Rule 5 of the Fundamental Rules provides that seven members of the Governing Body are to be elected from amongst persons as defined in Rule 4(v) and Rule 4(v) says that a voter means a subscriber, a guardian, a donor, a patron as defined in Rule 4.

Final Voter List when published on 8th of June, 2019 was only after objections against Voter List published on 3rd of June, 2019 were invited, heard

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and disposed off on 7th and 8th of June, 2019. It is pertinent that NO such objection/ representation was received that Mother of the ward be also included in the Voter List. It is a matter of record that Final Voter List published only the "Father" of the ward as the Guardian Member, but then in certain instances where the Father was not there for any reason as a guardian, mother's name as a guardian appeared in the Voter List.

Even as per the provisions of the Guardians and Wards Act, Father is the Natural Guardian of a ward except in case of a child below Five years, custody of such ward is to be given to the Mother.

Now, when Nominations were invited from voters as per the Voter List finally published, no other person or to say a spouse of a voter can be considered as eligible candidate to file Nomination for the member of the Governing Body. As such, Nominations referred to above, Sl. Nos. 12 (Voter No. 1477), 13 (Voter No. 2317), 15 (Voter No. 474), 17 (Voter No. 1801), 18 (Voter No. 1311) and 20 (Voter No. 2263) are found NOT eligible Nominees to contest these elections, Their Nominations are directed to be rejected and removed from the Final Nomination List.

As per the directions/ guidelines mentioned in the Nomination Forms in consonance with Govt. of N.C.T. of Delhi, Dte. of Education Circular dated 24.11.2004, each Nominee for the contest of member of a Governing Body has to be a Graduate and must have experience in Education Field. Scrutiny of Nominations has been taken on that aspect also. Nomination of a candidate appearing at Sl. No. 10, namely Mr. Suhan Basu (Voter No. 2969) reveals that though he is a Graduate in Civil Engineering, but he has not submitted any

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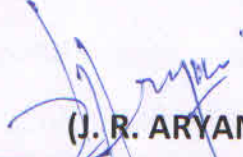
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document/ affidavit regarding any experience in the field of education and thus, his Nomination is invalid and is liable to be rejected and the same is rejected.

Rest all nominations are found prima facie fulfilling the criteria of Education qualifications as well as experience in the field of education. Accordingly, list of these Nominees be prepared and be published as Final List of Candidates.

Final List of Candidates is attached.

New Delhi,
Date: 15.06.2019


(J. R. ARYAN)
RETURNING OFFICER

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