

ಕರ್ನಾಟಕ ವಿಧಾನ ಸಭೆ, ಸಂಶೋಧನಾ ಹಾಗೂ ಉಲ್ಲೇಖನಾ ಶಾಖೆ

KARNATAKA LEGISLATIVE ASSEMBLY RESEARCH AND REFERENCE BRANCH

ಪತ್ರಿಕಾ ತುಣುಕುಗಳು  
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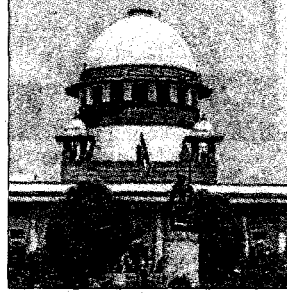
## Disqualified MLAs can't be barred from polls: EC to SC

NEW DELHI, DHNS

24/9/19  
The Supreme Court on Monday sought a response from the Congress, JD(S) and the Karnataka Assembly Speaker on a plea by disqualified MLAs against the validity of the order stripping them of their membership and debarring them from contesting again till 2023.

A bench of Justices N V Ramana, Sanjiv Khanna and Krishna Murari issued notice to the Karnataka Speaker and Congress and JD(S) and put the matter for consideration on Wednesday after hearing the petitioners for a while.

The disqualified MLAs, who asked the court to either suspend the byelections scheduled on October 21 or allow them to contest elections, got the support from the Election Commission which con-



tended that they should not have been barred by the then Speaker K R Ramesh Kumar from getting re-elected.

Senior advocate Mukul Rohatgi, appearing for the disqualified MLAs, urged the court to either suspend the byelections in 15 constituencies or permit them to file nominations and contest again, pending the adjudication of their petitions.

He said the Speaker disqualified the MLAs after

### Winter session cut to 3 days

The Cabinet decided on Monday to cut short the winter session of the legislature to three days in view of the byelections to 15 Assembly constituencies. **Page 5**

giving them just three days' notice, though a minimum seven days have to be given according to the rules framed under the 10th Schedule (anti-defection law). The Speaker did not accept their resignations, he pointed out.

"The Speaker said your resignation is voluntary but is motivated by desire to cross over. Not only did he disqualify, but also debarred them till 2023," he said.

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## MLAs can't be barred from polls: EC to SC

MLAs, from Page 1

24/9/19  
He read out the apex court's earlier orders relating to the direction to the then Speaker for accepting their resignations, maintaining status quo and finally that they ought not to be compelled to participate in the Assembly proceedings, in support of his assertions.

As an interim relief, he said, "Either elections to 15 seats should be stayed. Or without prejudice to their plea, the disqualified MLAs should be allowed to contest." He said the orders were to be passed in the matter as the last date of filing nominations is Septem-

The Election Commission, represented by senior advocate Rakesh Dwivedi, said the polls should not be stayed at all. "The EC has much to stay on disqualification. Elections should not be stayed. The Speaker can't deprive the disqualified MLAs from contesting," he said.

Senior advocates Kapil Sibal and Devadatt Kamat, appearing for the Congress and the JD(S), sought time to file response. Sibal, however, termed the EC's stand as "surprising". He said a detailed response would be given. He said disqualification notice in case of Ramesh Jadhav...