



भारत निर्वाचन आयोग
Election Commission of India

निर्वाचन सदन
NIRVACHAN SADAN
अशोक रोड, नई दिल्ली - 110 001
ASHOKA ROAD, NEW DELHI - 110 001

No.56/3/2011/PPS-II

Dated : 6th March, 2020

ORDER

Subject:- Merger of Jharkhand Vikas Morcha (Prajanatrik) with Bharatiya Janata Party

The Jharkhand Vikas Morcha (Prajanatrik) (hereinafter referred to as JVM(P), is a recognized State Party in the State of Jharkhand with the symbol "Comb" allotted to it as its reserved symbol in the said State under the provisions of the Election Symbols (Reservation and Allotment) Order, 1968 (hereinafter referred to as 'Symbols Order'). Sh. Babulal Marandi, President of the Party, as per records of the Commission, vide his letter dated 14.02.2020, intimated that JVM(P) had merged with Bharatiya Janata Party (hereinafter referred to as BJP), a National party as per the decisions taken in the meeting held on 11.02.2020. Copy of minutes of the meeting alongwith copies of connected documents and press clippings containing reports about the merger were also submitted with the said letter dated 14.02.2020. Sh. Marandi also furnished the information regarding the expulsion of two MLAs Sh. Pradeep Yadav and Sh. Babulal Tirkey from the JVM(P) for indulging in anti-party activities. The BJP, vide its letter dated 14.02.2020 has also intimated the Commission that the merger of JVM(P) with BJP has been accepted by the BJP.

2. On consideration of the abovementioned application, CEO Jharkhand vide letter dated 21st February, 2020 was asked to inform whether any group claiming to represent the JVM(P) continued to exist in the State. The Chief Electoral Officer was also asked to ascertain the position regarding the current Party affiliation, if any, of the MLAs of Jharkhand who were elected on the ticket of JVM(P).

3. In reply to the Commission's letter dated 21.02.2020, the Chief Electoral Officer, Jharkhand stated that there was no such information regarding any group claiming to represent JVM(P). As regards the Party affiliation of MLAs, the CEO sent a subsequent letter dated 03.03.2020 enclosing a communication from the Secretariat of Legislative Assembly to the effect that there was no change reported with regards to the Party affiliation of the three MLAs elected on the Party ticket.

4. The matter has been duly considered by the Commission. The relevant provisions in the constitution of JVM(P) regarding merger given in Para 20 are as under:-

मोर्चा के किसी दल में विलय का फैसला केन्द्रीय कार्य समिति के द्वारा किया जाएगा। यह निर्णय 2/3 प्रतिशत सदस्यों के बहुमत के निर्णय से होगा।

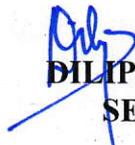
2. मोर्चा के विभिन्न प्रकोष्ठ के नाम आदि में परिवर्तन का फैसला भी केन्द्रीय समिति अपने साधारण बहुमत से करेगी।

मोर्चा के विघटन का फैसला 2/3 प्रतिशत केन्द्रीय समिति के सदस्यों के बहुमत के फैसले से होगा। मोर्चा की सम्पत्ति आदि कोई हो तो यह किसी चैरीटेबल ट्रस्ट, समान विचारधारा वाले दल को देने का फैसला मोर्चा विघटन के निर्णय लेते समय ले लिया जाएगा।

5. It is seen that the decision taken on 11.02.2020 regarding the merger of the JVM(P) with BJP were in consonance with the above referred provisions of the Party Constitution and the decision of merger has the support of two third members of the Central Working Committee as laid down in the Party Constitution. The news of the merger was also widely reported in the Print media as seen from the various press clippings submitted alongwith the application regarding the merger. There is no contrary claim brought before the Commission in this regard and the CEO of the State has confirmed that there is no information of any group representing to exist as JVM(P).

6. Taking into consideration all the documents on record including the report of CEO, Jharkhand, the Commission is satisfied that JVM(P) has merged with the BJP, a National Party. Accordingly, the Commission has decided under the provisions of Paragraph 16 of the Symbols Order, that on its merger with the BJP, the JVM(P) has ceased to exist as a separate political party and the name of the 'Jharkhand Vikas Morcha (Prajatantrik)' be removed from the list of political parties, as contained in the Commission's Notification No. 56/2015/PPS-III, dated 15.03.2019. The election symbol 'Comb', allotted to the ' Jharkhand Vikas Morcha (Prajatantrik) shall stand frozen until further orders.

By Order,


DILIP.K.VARMA
SECRETARY