

**AZAD GOVT. OF THE STATE OF JAMMU & KASHMIR,  
LAW PARLIAMENTARY AFFAIRS SECRETARIATE  
MUZAFFARABAD.**

Dated the 5.5.1975.

No. 1676/SL/75 The following Ordinance made by the President on 3.5.75 is hereby published for general information :-

**(ORDINANCE NO XV 1975)**

AN ORDINANCE to amend the Azad Jammu and Kashmir Legislative Assembly (Elections) Ordinance, 1975.

WHEREAS it is expedient to amend the Azad Jammu and Kashmir Legislative Assembly (Elections) Ordinance, 1970 (Ordinance X of 1970) in the manner hereinafter appearing;

AND WHEREAS the Legislative Assembly is not in session and the President is satisfied that circumstances exist which render immediate Legislation necessary;

NOW THEREFORE, in exercise of the powers conferred by Section 41 of the Azad Jammu and Kashmir Interim Constitution Act 1975 the President is pleased to make and promulgate the following Ordinance :-

1. **Short title and commencement:-** (1) This Ordinance may be called the Azad Jammu and Kashmir Legislative Assembly (Elections) (Amendment) Ordinance, 1975.

(2) It shall come into force at once.

2. **Insertion of Section 15-A Ordinance X of 1973:-** In the Azad Jammu and Kashmir Legislative Assembly (Elections) Ordinance 1970 hereinafter referred to as the said Ordinance, after Section 15 the following new Section 15-A, shall be inserted, namely:

**“15-A Retirement from election etc.:-** (1) A contesting Candidate may retire from the contest by notice in writing signed by him and delivered to the Returning Officer any day not later than seven days before the polling day either by such candidate in person or by his propose or secondary authorised in this behalf in writing by such candidate

(2) A notice of retirement under sub-section (1) shall in no case be open to recall or cancellation.

- (3) On receiving a notice of retirement under sub-section (1), the Returning Officer shall if he is satisfied that the signature on the notice is that of the candidate cause a copy of the notice to be affixed at a conspicuous place in his office. He shall publicize this retirement in such other manner as deemed fit.
3. **Amendment of Section 18, Ordinance X of 1970:-** In the said Ordinance, in section 18, in sub-section (1) of between the words and figure in "Section 15" and "only one" the words and figures "or where after retirement under section 15-A" shall be inserted
4. **Amendment of Section 40, Ordinance X of 1970:-** In the said Ordinance, in section 35, (1) in sub-section (4), Clause (C), in sub-clause (iv)
- (a) the full-stop at the end shall be substituted by semicolon and thereafter the word "or" shall be added, and
- (b) after sub-clause (iv), the following new sub-clause (i) shall be added, namely:-
- “(v) mark in favour of a retired candidate”.
- (2) In sub-section 12, after clause (i), the following new clause (J) shall be added, namely:-
- “(J) The ballot papers marked in favour of a retired candidate”.
5. **Amendment of Section 40, Ordinance X of 1970:-** In the said Ordinance in Section 40 in sub-section (1) at the end the full-stop shall be omitted and thereafter the words “nor who has retired from the contest under section 15-A” shall be added.