

BEFORE THE KERALA STATE ELECTION COMMISSION,
THIRUVANANTHAPURAM

PRESENT: SHRI. A. SHAJAHAN,
STATE ELECTION COMMISSIONER

Tuesday, the 9th day of July 2024

O.P. No. 27 of 2022

Petitioner

: K.K. Valsa Raj
S/o. Kesavan K.P.,
Kandampulli House,
Irangippuram P.O., Thrissur

(District Secretary,
Communist Party of India,
Thrissur District Council)

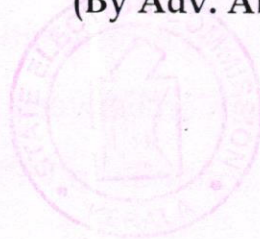
(By Adv. Bobby K. Joseph)

Respondent

: V.G. Gireesh Kumar
Veettil House,
P.O. Kara, Thrissur

(Member, Ward No.1
Edavilangu Grama Panchayat)

(By Adv. Abhishek B. Pillai)



ORDER

1. This is a petition filed under section 4 of the Kerala Local Authorities (Prohibition of Defection) Act, 1999 for declaring that this respondent committed defection and hence disqualified to continue as member of Edavilangu Grama Panchayat and also for declaring him as disqualified to contest as candidate in any election to the local authority for a period of six years.
2. The petitioner's case in brief is as follows:- The Petitioner is the District Secretary of Communist Party of India (CPI), Thrissur District. Respondent is the elected member of ward No.1 of Edavilangu Grama Panchayat. The respondent was contested election to ward No.1 of the panchayat and elected as a candidate of CPI in General Election to the local authorities held in 2020.
3. Pursuant to the election respondent filed a sworn declaration to the panchayat that he was elected as a candidate of CPI. On the basis of the same the party affiliation of respondent as an elected member of CPI was recorded in the Register maintained by the Secretary of the panchayat.
4. It is alleged that while serving and performing as an elected member of Edavilangu Grama Panchayat belongs to CPI, respondent took a political decision to join CPI (M) and subsequently respondent sent a resignation letter to the petitioner and it was received by the petitioner on 20.09.2022. In the resignation letter it was stated that due to the difference of opinion between him and local leaders of the CPI, he is not willing to continue in CPI and so resigning from the

