

L. A. BILL No. LIV OF 2025.

A BILL

to provide for extension of a period for submitting validity certificate by persons elected on reserved seats of member, Sarpanch, Councillor, President and member and Chairman in certain general or bye- elections to Village Panchayats, Zilla Parishads and Panchayat Samitis and for the matters connected therewith or incidental thereto.

(As passed by the Legislative Assembly on the 1st July, 2025.)

(As passed by the Legislative Council on the 2nd July, 2025.)

WHEREAS it was expedient to provide for extension of a period for submitting Validity Certificate by persons elected on reserved seats of member, *Sarpanch*, Councillor, President and member and Chairman in certain general or bye-elections to Village *Panchayats*, *Zilla Parishads* and *Panchayat Samitis* and for the matters connected therewith or incidental thereto ;

AND WHEREAS both Houses of the State Legislature were not in session;

AND WHEREAS the Governor of Maharashtra was satisfied that circumstances exist which render it necessary for him to take immediate action to make a law for the purposes hereinafter appearing ; and, therefore, promulgated the Maharashtra Temporary Extension of Period for Submitting Validity Certificate (for certain elections to Village *Panchayats*, *Zilla Parishads* and *Panchayat Samitis*) Ordinance, 2025 on the 30th April 2025 ;

Mah. Ord
III of 2025.

AND WHEREAS it is expedient to replace the said Ordinance by an Act of the State Legislature ; it is hereby enacted in the Seventy-sixth Year of the Republic of India as follows :—

Short
title and
commence-
ment.

1. (1) This Act may be called the Maharashtra Temporary Extension of Period for Submitting Validity Certificate (for certain elections to Village *Panchayats*, *Zilla Parishads* and *Panchayat Samitis*) Act, 2025.

(2) It shall be deemed to have come into force on the 30th April 2025.

Definition.

2. The words and expressions used in this Act shall have the same meanings as respectively assigned to them in the Maharashtra Village Panchayats Act and the Maharashtra Zilla Parishads and Panchayat Samitis Act, 1961.

III of 1959.
Mah. V of
1962.

Extension
of period for
submitting
Validity
Certificate.

3. (1) Notwithstanding anything contained in section 3 of the Maharashtra Temporary Extension of Period for Submitting Validity Certificate (for certain elections to Village *Panchayats*, *Zilla Parishads* and *Panchayat Samitis*) Act, 2023 and in sections 10-1A and 30-1A of the Maharashtra Village Panchayats Act and sections 12A, 42 and 67 of the Maharashtra Zilla Parishads and Panchayat Samitis Act, 1961, a person who has contested the general or bye-elections to the Village *Panchayats*, *Zilla Parishads* and *Panchayat Samitis* which were held on or after 1st August 2022 till the date of commencement of this Act and,—

Mah. XXXV
of 2023.

III of 1959.
Mah. V of
1962.

(a) who has applied to the Scrutiny Committee for verification of his Caste Certificate before the date of filing of the nomination papers and who is elected on the reserved seat of a member or *Sarpanch* of Village *Panchayat*, Councillor or President of *Zilla Parishad* or member or Chairman of *Panchayat Samiti*, but whose application is pending before the Scrutiny Committee on the date of commencement of this Act, shall submit his Validity Certificate within a period of twelve months from the date of commencement of this Act; and

(b) whose election has been terminated or deemed to have been terminated or a person who is disqualified for being a member or *Sarpanch* of Village *Panchayat*, Councillor or President of *Zilla Parishad* or member or Chairman of *Panchayat Samiti*, for not submitting the Validity Certificate within the period specified in sections mentioned above, shall be deemed to be and shall continue to be a member or *Sarpanch* of Village *Panchayat*, Councillor or President of *Zilla Parishad* or member or Chairman of *Panchayat Samiti*, as the case may be, and shall not be disqualified till the period of twelve months from the date of commencement of this Act for not submitting the Validity Certificate :

Provided that, if such person fails to produce the Validity Certificate within a period of twelve months from the date of commencement of this Act, his election shall be deemed to have been terminated retrospectively and he shall be disqualified for being a member or *Sarpanch* of Village *Panchayat*, Councillor or President of *Zilla Parishad* or member or Chairman of *Panchayat Samiti*.

(2) The provisions of sub-section (1) shall not be applicable,—

- (a) where bye-elections have been held on the seats specified in sub-section (1) before the date of commencement of this Act; or
- (b) where a member whose application of Validity Certificate has been rejected by the Scrutiny Committee.

4. All legal proceedings pending immediately before the commencement of this Act, before any court or authority relating to disqualification of a member or *Sarpanch* of Village *Panchayat*, Councillor or President of *Zilla Parishad* or member or Chairman of *Panchayat Samiti*, for not submitting the Validity Certificate by them in cases where extension of period for submission of Validity Certificate is granted under this Act, shall abate. Abatement of legal proceedings.

5. (1) If any difficulty arises in giving effect to the provisions of this Act the State Government may, as occasion arises, by an order published in the *Official Gazette*, do anything not inconsistent with the provisions of this Act, which appears to it to be necessary or expedient for removing the difficulty : Power to remove difficulty.

Provided that, no such order shall made after the expiry of a period of one year from the date of commencement of this Act.

(2) Every order made under this section shall be laid, as soon as may be, after it is made, before each House of the State Legislature.

Repeal of
Mah. Ord.
III of 2025
and saving

6. (1) The Maharashtra Temporary Extention of Period for Submitting Validity Certificate (for certain elections to Village *Panchayats*, *Zilla Parishads* and *Panchayat Samitis*) Ordinance, 2025 is hereby repealed. Mah. Ord III of 2025.

(2) Notwithstanding such repeal, anything done or any action taken (including any notification or order issued) under the said Ordinance, shall be deemed to have been done, taken or issued, as the case may be, under the corresponding provisions of this Act.

**MAHARASHTRA LEGISLATURE
SECRETARIAT**

[L. A. BILL No. LIV OF 2025.]

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Chairman in certain general or bye- elections
to village Panchayats, Zilla Parishads and
Panchat Samitis and for the matters connected
therewith or incidental thereto.]**

**[SHRI JAYKUMAR GORE,
Minister for Rural Development.]**

**[As passed by the Legislative Assembly
on the 1st July, 2025.]**

**[As passed by the Legislative Council
on the 2nd July, 2025.]**

**JITENDRA BHOLE,
Secretary (1),
Maharashtra Legislative Council.**