



भारतनिर्वाचनआयोगसचिवालय
SECRETARIAT OF THE ELECTION COMMISSION OF INDIA

निर्वाचनसदन, अशोकरोड, नईदिल्ली-110001
NirvachanSadon, Ashoka Road, New Delhi-110001

No.56/01/Dispute/PPS-II/2022/

Dated: 10th October, 2022

To

Sh. Eknathrao Sambhaji Shinde,
Chief Minister,
Government of Maharashtra,
Subh-Deep Bungalow,
Landmark Society, Thane
Maharashtra

Sub: - Dispute in Shivsena- Commission's Interim Order dated 08.10.2022.

Sir,

I am directed to refer to your letter dated 10.10.2022, received in the Commission on 10.10.2022, giving choice of name and symbol for your group.

2. In regard to the name of your party, it is to mention here that:

- (a) ShivSena (Balasaheb Thackeray) cannot be allotted as this is also the first preference of the other group led by Sh. Uddhav Thackeray.
- (b) The Commission has accepted your second choice and allotted the name '**Balasahebanchi ShivSena**' for your group.

3. In regard to the symbol of the group, it is to mention here that the symbols furnished by your group **are not from the list of free symbols** as notified in the Commission's Notification dated 23.09.2021 and **advised by the Commission's Interim Order dated 08.10.2022; and are not considered for allotment** as explained below:

i. **Trishul** can not be allotted for the following reason –

- (a) 'Trishul' symbol is denied as it has religious connotations and found to be in violation of 4th Sub Para of Para 10(B)(A)(iv) of the Election Symbols (Reservation and Allotment) Order, 1968 states that "*Provided further that the symbols proposed by the parties shall have no religious or communal connotation or depict any bird or animal;*".
- (b) It is also furnished as first preference of the group led by Sh. Thackeray.
- (c) The symbol is not in the list of free symbols.

ii. **Rising Sun** can not be allotted for the following reason –

- (a) It is already a reserved symbol of 'Dravida Munnetra Kazhagam' a recognized political party in the state of Tamil Nadu and Union Territory of Puducherry. Para 9 of

Symbols Order, 1968 restricts the allotment of symbols reserved for State Parties in States where such parties are not recognized.

(b) Further, it is also furnished as second preference of the group led by Sh.Thackeray.

iii. **Gada** – cannot be allotted for the following reason –

(a) ‘Gada’ symbol is denied as it has religious connotations and found to be in violation of 4th Sub Para of Para 10(B)(A)(iv) of the Election Symbols (Reservation and Allotment) Order, 1968 states that “*Provided further that the symbols proposed by the parties shall have no religious or communal connotation or depict any bird or animal;*”.

(b) The symbol is not in the list of free symbols.

4. Accordingly, it is requested to kindly furnish a fresh list of 3 symbols in order of preference by **10:00 am of 11.10.2022.**

Yours faithfully,


(Manish Kumar)

Under Secretary
E-mail: mnayak86@eci.gov.in
Extn no – 487, Ph.no – 23052008

Copy to: Sh. Vivek Singh, Advocate, D-246, Third Floor, Defence Colony, New Delhi- 110024