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May 9, 1975

Dear Mr. Doraisamy Nadar,

Mr. Srikumar has sent me a copy of your letter to him dated the 17th April regarding your suggestion to challenge the validity of electoral rolls published in Gujarat. A

As you know we have already challenged the Election Commission so far as the symbol matter is concerned. We may have to challenge the dissolution of the Party also. Going in for too many legal matters will cost us a lot of money and hence it would not be possible to challenge the validity of electoral rolls in Gujarat High Court.

Our contingent in Gujarat has gone to BLD and at this moment, we have no group functioning for us, although attempts are afoot. Particularly when the elections in Gujarat are to come up soon, there is not the least chance to do anything to set up our group there. After the elections, we will have to renew our efforts to get our group back.

Our attempts now should be directed to our own thinking on the programme when the general elections come up in 1976. I shall be grateful if you will extend your help to Mr. Srikumar to formulate plans for the Tamil Nadu State.

With kind regards,

Yours sincerely,

Gbu

Girish Munshi

Sri. A. Doraiswami Nadar
Swatantra Party
16/143 Guruswami Kothan Street
Virudhunagar.
Tamil Nadu



**SWATANTRA PARTY
NATIONAL HEADQUARTERS**

26, HALLS ROAD, EGMORE, MADRAS-600 008.
10-A, Flowers Road, Madras-84.

22nd April 1975.

Sri A. Doralewadi Nader,
Swatantra Party,
16/143, Guruswami Kothan Street,
Virudhunagar.

Dear friend,

I thank you very much for your letter of the 17th instant. I tried to contact Sri Girish Munshi on the telephone but could not do so. I shall again try and let you know his opinion.

In the meantime I wish to inform you that as far as I know the election commission has arranged for delimitation of the constituencies in Gujarat on the basis of the 1971 census and not on the basis of the previous census. Perhaps we may not have any basis for filing a writ petition in Gujarat High Court if the delimitation has been done on the basis of the 1971 census. I am sending a copy of your letter to Sri Girish Munshi for doing the needful together with a copy of my reply to you.

Thanking you once again,

Yours truly,

(V.S. Sri Ramar)
Jt. Secretary.

c.c : Sri Girish Munshi, Gl. Secretary, All India Swatantra party.

Copy of letter from Sri A.Duraiswami Nadar, 16/143, Guruswami Kothan St.,
Virudhunagar, dated 17th April 1975.

To
Sri V.S.Srikumar,
Jt.Secretary, Swatantra party, Madras.

Dear Sir,

I am glad to see your letter dated 12th April which reached me yesterday itself.

It gives me much pleasure when I saw in the Indian Express dated 17th inst. your performance regarding the DMK at the National Coordination Committee at New Delhi.

Meanwhile the immediate problem Swatantra party should tackle is the Gujarat Assembly Poll scheduled to be held June 7.

The validity of the Electoral roll published as at present must be challenged in the Gujarat High Court immediately without delay otherwise the High Court will reject stay proceedings stating the issues involved may be decided by means of Election petitions. The remedy we seek must be before the notification of the Election by the Commission. Then only the Court will entertain petition for redressal of the grievances which are alleged.

Art.82 lays down clearly readjustment after publication of census ascertained.

The basis for preparing Electoral rolls for the composition of the House of the People and the Assemblies of the states must be on the statistics enumerated in the census. The basis of 1961 census and revisions are unconstitutional for the purpose of elections, held after the publication of 1971 census. I assure you that there are so many materials available with me by B.Shiva Rao and others and I am ready to devote all time for this proceeding.

There is no other way except taking to the Gujarat High Court the issue. There is no time to take this as a political issue as the issue shall be notified shortly last week of April itself 33 days for notification.

Mr.Girish Munshi is the competent person with resources to take charge of the matter as there is immediate urgency.

As you have all facilities kindly contact him by phone and other sources available to file a writ petition without delay.

This alone shall solve the national problem and the Swatantra party has a special mission instead of waiting for a national alternative which is remote.

Yours truly,
A.Duraiswamy.

The Election Commission is the sole authority in all matters pertaining to the preparation of Electoral rolls and the conduct of all elections to Parliament and the State Legislatures.

Art.82 of our Constitution becomes operative as soon as completion of each census.

The mandatory provisions laid under Art.326 and 82 imposes Parliament to make laws for the purpose of preparing electoral rolls under Art.327 subject to the provisions of the Constitution Art 326 and 82.

A.Duraiswamy.