

CHAPTER - X**MISCELLANEOUS**

- 133 (i) If the validity of any election of a member of a Village Council, Island Council and District Council or the officials is brought into question by any person qualified to vote at the election to which such question relates, such person may at any time within fifteen days after the date of declaration of the results of the election, apply to the District Judge in such form as may be prescribed for the determination of such question.
- (ii) Every petition shall be tried as expeditiously as possible and endeavor shall be made to conclude the trial within six months from the date on which the petition is presented to the District Judge.
134. (i) Save as otherwise provided by this Regulation or by any rule made thereunder, the procedure provided in the Code of Civil Procedure, 1908, in regard to suits shall, in so far as it may be applicable be followed in the hearing of election petition by the District Judge.

Provided that :-

- (a) two or more persons whose election is called in question may be made respondents to the same petition and their cases may be tried at the same time and any two, or more election petitions may be heard together; but so far as is consistent with such joint trial or hearing, the petition shall be deemed to be a separate petition against each respondents;
- (b) the District Judge shall not be required to record or have recorded the evidence in full but shall make a memorandum of evidence sufficient in his opinion for the purpose of deciding the case;
- (c) the District Judge may, at any stage of the proceedings require the petitioner to give security or further security for the payment of an costs incurred, likely to be incurred by any respondent.; and
- (d) the District Judge for the purpose of deciding any issue shall only be bound to require the production of or to receive so much evidence, or oral or documentary, as he may consider necessary.
- (ii) An order for the payment of costs, or an order for the realization of a security bond for costs passed by the District Judge shall be executed in the same manner as if the amount to be recovered was arrears of land revenue.
- 135 (i) If the District Judge, after making such inquiry as he thinks necessary, finds. in respect of any person whose election is called in question by a petition that his election was valid, the petition shall be dismissed against such person with cost.