

CHAPTER - V
LEAVE OF ABSENCE, RESIGNATION AND VACATION
OF SEATS IN THE HOUSE

19. The Secretary shall keep a list showing the attendance of each member at every sitting and such list shall be made available to members for inspection.

Attendance list.

20.(1) Leave of absence from the sitting of the House may be granted by the House to a member on a motion made by him or any other member in his behalf stating the period of absence, and such motion shall be voted upon without amendment or debate.

Leave of absence and vacation of seats.

(2) If without such leave, a member is absent from all meetings of the Assembly for sixty days computed in accordance with clause (4) or article 190 of the constitution, any member of the House may move that his seat be declared vacant, and such motion shall be voted upon without amendment or debate.

21.(1) A member who desires to resign his seat in the House shall intimate in writing under his hand addressed to the Speaker his intention to resign his seat in the House in the form prescribed in Appendix "F".

Resignation of seats in the House.

(2) The Secretary shall, as soon as may be, after the Speaker has accepted the resignation of a member, cause the information to be published in the information Sheet and the Gazette and forward a copy of the Notification to the Election Commission for taking steps to fill the vacancy thus caused:

Provided that where the resignation is to take effect from a future date, the information shall be published in the information Sheet and the Gazette not earlier than the date from which it is to take effect.

22. If a member hands over the letter of resignation to the Speaker personally and informs him that the resignation is voluntary and genuine and the Speaker has no information or knowledge to the contrary, the Speaker may accept the resignation.

Acceptance of resignation.

Intimation of resignation to the House.

23. The Speaker shall, as soon as may be, after he has accepted the resignation of a member, inform the House that the member has resigned his seat in the House and he has accepted the resignation.

Explanation.—When the House is not in Session, the Speaker shall inform the House immediately after the House re-assembles.

Speaker to enquire about resignation.

24. If the Speaker receives a letter of resignation either by post or through someone else, the Speaker shall make such enquiry as he thinks fit to satisfy himself that the resignation is voluntary and genuine. If the Speaker, after making summary enquiry either himself or through the agency of Assembly Secretariat or through such other agency as he may deem fit, is satisfied that the resignation is not voluntary or genuine, he shall not accept the resignation.

Explanation. - Such a summary enquiry may be either through a written communication addressed to the member resigning or by enquiring him in person.