

राजस्थान सरकार  
सामान्य प्रशासन (ग्रुप-2) विभाग

क्रमांक-प.13(2)साप्र/2/2013

जयपुर, दिनांक: 31.3.21

- : आदेश :-

भारत निर्वाचन आयोग के द्वारा जारी घोषणा के अनुसार विधानसभा निर्वाचन क्षेत्र 179 सहाडा जिला भीलवाडा, 24- सुजानगढ(अ.जा.) जिला चुरु एवं 175- राजसमन्द के उप चुनाव दिनांक 17.04.2021 (शनिवार) को होने के कारण संबंधित निर्वाचन क्षेत्रों में मतदान दिवस को सार्वजनिक अवकाश घोषित करने हेतु संबंधित जिला कलक्टर (जिला निर्वाचन अधिकारी) को अधिकृत किया जाता है।(प्रति संलग्न है)

साथ ही पुनर्मतदान की स्थिति में भी जहां पुनर्मतदान होगा उस मतदान क्षेत्र/क्षेत्रों में पुनर्मतदान की तिथि को भी सार्वजनिक अवकाश घोषित करने हेतु संबंधित जिला कलक्टर, (जिला निर्वाचन अधिकारी) को अधिकृत किया जाता है।

संलग्न:- उपरोक्तानुसार।

राज्यपाल की आज्ञा से,

१२

(राजेन्द्र सिंह शेखावत )  
डिप्टी चीफ ऑफ प्रोटोकाल

प्रतिलिपि निम्नांकित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित है:-

1. सचिव, माननीय राज्यपाल महोदय, राजस्थान जयपुर।
2. प्रमुख सचिव, माननीय मुख्यमंत्री महोदय, राजस्थान जयपुर।
3. सचिव, राजस्थान विधानसभा, जयपुर।
4. प्रमुख सचिव, लोकायुक्त सचिवालय, जयपुर।
5. सचिव, राजस्थान लोक सेवा आयोग, अजमेर।
6. महानिदेशक पुलिस, राजस्थान, जयपुर।
7. समस्त विशिष्ट सहायक/निजी सचिव, मंत्रीगण/राज्यमंत्रीगण/संसदीय सचिवगण, राजस्थान जयपुर।
8. वरिष्ठ उप सचिव, मुख्य सचिव, राजस्थान, जयपुर।
9. अति. मुख्य निर्वाचन अधिकारी, राजस्थान जयपुर को उनके पत्र दिनांक 22.3.21 के क्रम में।
10. निजी सचिव, समस्त अतिरिक्त मुख्य सचिव/प्रमुख शासन सचिव/शासन सचिव/विशिष्ट शासन सचिव गण।
11. सभागीय आयुक्त, उदयपुर अजमेर एवं बीकानेर।
12. जिला कलक्टर (जिला निर्वाचन अधिकारी), चुरु राजसमन्द एवं भीलवाडा।
13. पंजीयक, राजस्थान उच्च न्यायालय, जोधपुर/जयपुर बैंच, जयपुर।
14. संयुक्त शासन सचिव, प्रशासनिक सुधार (ग्रुप-3) विभाग, शासन सचिवालय, जयपुर।
15. आयुक्त, सूचना एवं जनसंपर्क विभाग, राजस्थान जयपुर।
16. निदेशक, राजस्व मण्डल, अजमेर।
17. समस्त विभागाध्यक्ष राजस्थान/समस्त निगम/मण्डल के अध्यक्ष एवं प्रबंध निदेशक।
18. सहायक शासन सचिव, सामान्य प्रशासन (ग्रुप-1, 4, 5, 6) विभाग/सम्पदा विभाग, शासन सचिवालय जयपुर।
19. निजी सचिव, शासन सचिव, सामान्य प्रशासन विभाग।
20. प्रोग्रामर, सामान्य प्रशासन(ग्रुप-3) विभाग, शासन सचिवालय, जयपुर को प्रेषित कर लेख है कि उक्त आदेश को सामान्य प्रशासन विभाग की वेबसाईट पर अपडेट कराने का श्रम करावें।
21. रक्षित पत्रावली।

31/3/21

डिप्टी चीफ ऑफ प्रोटोकाल

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कार्यालय शासन सचिव,  
सामान्य प्रशासन विभाग एवं  
संविधानसभा सचिवालय  
डाकरी क्रमांक 1289  
दिनांक 23.03.2021

## कार्यालय मुख्य निर्वाचन अधिकारी, राजस्थान, जयपुर

सामान्य प्रशासन (ग्रुप-2) विभाग  
शासन सचिवालय, जयपुर  
प्राप्ति संख्या : 898  
दिनांक : 25/3/21

**विषय:-** विधानसभा निर्वाचन क्षेत्र 179-सहाड़ा जिला भीलवाड़ा, 24-सुजानगढ़ (अ.जा.) जिला चुरू एवं 175-राजसमन्द जिला राजसमन्द के उप चुनाव, 2021-मतदान दिवस का सार्वजनिक अवकाश घोषित कराने एवं कार्मिकों को संवैतनिक अवकाश दिये जाने बाबत।

**प्रसंग :-** भारत निर्वाचन आयोग का पत्र क्रमांक 78/EP5/2021 दिनांक 18.03.2021

उपरोक्त विषयांतर्गत भारत निर्वाचन आयोग ने विधानसभा निर्वाचन क्षेत्र 179-सहाड़ा जिला भीलवाड़ा, 24-सुजानगढ़ (अ.जा.) जिला चुरू एवं 175-राजसमन्द जिला राजसमन्द के उप चुनाव की अधिसूचना दिनांक 23 मार्च, 2021 को जारी कर दी है, जिसके अनुसार उक्त विधानसभा निर्वाचन क्षेत्रों में मतदान दिनांक 17 अप्रैल, 2021 को होगा।

भारत निर्वाचन आयोग के प्रासंगिक पत्र की छायाप्रति संलग्न कर अनुरोध है कि मतदान दिवस 17 अप्रैल, 2021 का विधानसभा निर्वाचन क्षेत्र 179-सहाड़ा जिला भीलवाड़ा, 24-सुजानगढ़ (अ.जा.) जिला चुरू एवं 175-राजसमन्द जिला राजसमन्द में एवं पुर्नमतदान की स्थिति में पुर्नमतदान दिवस को संबंधित मतदान क्षेत्र/क्षेत्रों में सार्वजनिक अवकाश घोषित करने हेतु जिला निर्वाचन अधिकारी (जिला कलक्टर) भीलवाड़ा, चुरू एवं राजसमन्द को प्राधिकृत करावें।

यह भी अनुरोध है कि राज्य सरकार विभिन्न विभागों/उपक्रमों/बोर्ड/निगमों आदि के विभागाध्यक्षों को निर्देशित करावें कि ऐसे कार्मिक जो विधानसभा निर्वाचन क्षेत्र 179-सहाड़ा जिला भीलवाड़ा, 24-सुजानगढ़ (अ.जा.) जिला चुरू एवं 175-राजसमन्द जिला राजसमन्द के मतदाता के रूप में पंजीकृत है एवं राजस्थान राज्य में कार्यरत है, ऐसे कार्मिकों को आवेदन करने पर मतदान हेतु मतदान दिवस दिनांक 17 अप्रैल, 2021 का संवैतनिक अवकाश दिया जावें।

कृपया इस संबंध में आपके द्वारा जारी आदेशों की प्रति इस विभाग को भी भिजवाने का श्रम करावें।

संलग्न :- उपरोक्तानुसार।

JS-2

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22/3  
(कृष्ण कुणाल)

अतिरिक्त मुख्य निर्वाचन अधिकारी,  
राजस्थान, जयपुर।

प्रमुख शासन सचिव,

सामान्य प्रशासन विभाग,

राजस्थान सरकार, जयपुर।

अ.शा.टीप क्रमांक प.8(2)(30)निर्वा./2017/1683

जयपुर, दिनांक :- 22.03.2021

23.3.21

AS-2

24/3/21

प्रतिलिपि जिला निर्वाचन अधिकारी, (कलक्टर), भीलवाड़ा, चुरू एवं राजसमन्द को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित है।

विशेषाधिकारी, निर्वाचन विभाग,  
राजस्थान, जयपुर।

# ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

No. ECI/PN/ 28 /2021

Dated: 16<sup>th</sup> March, 2021

## PRESS NOTE

**Subject: Schedule for Bye-elections in Parliamentary/ Assembly Constituencies of various States - reg.**

The Commission has decided to hold bye-elections to fill vacancies in Two (2) Parliamentary Constituencies of Andhra Pradesh and Karnataka and Fourteen (14) vacancies in Assembly Constituencies of various States as per details given below:

| Sl. No. | State          | Constituency No. & Name |
|---------|----------------|-------------------------|
| 1.      | Andhra Pradesh | 23-Tirupati (SC)        |
| 2.      | Karnataka      | 2-Belgaum               |

| Sl. No. | State          | Constituency No. & Name |
|---------|----------------|-------------------------|
| 1.      | Gujarat        | 125- Morva Hadaf (ST)   |
| 2.      | Jharkhand      | 13-Madhupur             |
| 3.      | Karnataka      | 47-Basavakalyan         |
| 4.      | Karnataka      | 59-Maski (ST)           |
| 5.      | Madhya Pradesh | 55-Damoh                |
| 6.      | Maharashtra    | 252-Pandharpur          |
| 7.      | Mizoram        | 26-Serchhip (ST)        |
| 8.      | Nagaland       | 51-Noksen (ST)          |
| 9.      | Odisha         | 110-Pipili              |
| 10.     | Rajasthan      | 179- Sahara             |
| 11.     | Rajasthan      | 24-Sujangarh (SC)       |
| 12.     | Rajasthan      | 175-Rajsamand           |
| 13.     | Telangana      | 87-Nagarjuna Sagar      |
| 14.     | Uttarakhand    | 49-Salt                 |

After taking into consideration various factors like local festivals, electoral

rolls, weather conditions, movement of forces, pandemic etc., the Commission has decided to hold bye-elections to fill these vacancies as per the programme mentioned as under:

| <b>Poll Events</b>                            | <b>Date and Day</b>              |
|---|----------------------------------|
| Date of Issue of Gazette Notification         | 23.03.2021<br>(Tuesday)          |
| Last Date of Nominations                      | 30.03.2021<br>(Tuesday)          |
| Date for Scrutiny of Nominations              | 31.03.2021<br>(Wednesday)        |
| Last Date for Withdrawal of candidatures      | 03.04.2021<br>(Saturday)         |
| <b>Date of Poll</b>                           | <b>17.04.2021<br/>(Saturday)</b> |
| Date of Counting                              | 02.05.2021<br>(Sunday)           |
| Date before which election shall be completed | 04.05.2021<br>(Tuesday)          |

### **1. ELECTORAL ROLL**

The Electoral Rolls for the aforesaid Parliamentary and Assembly Constituencies w.r.t 01.01.2021 as the qualifying date has been finally published.

### **2. ELECTRONIC VOTING MACHINES (EVMs) and VVPATs**

The Commission has decided to use EVMs and VVPATs in these bye-election in all polling stations. Adequate numbers of EVMs and VVPATs have been made available and all steps have been taken to ensure that the polls are conducted smoothly with the help of these machines.

### **3. IDENTIFICATION OF VOTERS**

In continuance to the existing practice, the voter's identification shall be mandatory in the aforementioned election at the time of poll. Electoral Photo Identity Cards (EPIC) shall be the main document of identification of a voter. However, in order to ensure that no voter is deprived of his/her franchise, if his/her name

figures in the electoral rolls, following alternate identity documents are also prescribed:

- i. Aadhar Card,
- ii. MNREGA Job Card,
- iii. Passbooks with photograph issued by Bank/Post Office,
- iv. Health Insurance Smart Card issued under the scheme of Ministry of Labour,
- v. Driving License,
- vi. PAN Card,
- vii. Smart Card issued by RGI under NPR,
- viii. Indian Passport,
- ix. Pension document with photograph,
- x. Service Identity Cards with photograph issued to employees by Central/State Govt./PSUs/Public Limited Companies, and
- xi. Official identity cards issued to MPs/MLAs/MLCs.

#### **4. MODEL CODE OF CONDUCT**

Model code of conduct shall come into force with immediate effect in the district(s) in which the whole or any part of the Parliamentary/Assembly constituency going for election is included, subject to partial modification as issued vide Commission's instruction No. 437/6/1NST/2016-CCS, dated 29<sup>th</sup> June, 2017 (available on the commission's website <https://eci.gov.in/>) (copy enclosed). The Model code of conduct shall be applicable to all candidates, political parties and the State government concerned. The Model Code of Conduct shall also be applicable to the Union Government also.


#### **5. VOTER INFORMATION SLIPS (VIS)**

To facilitate the voter to know the serial number of electoral roll of his/her polling station, date of poll, time etc., the Commission vide letter dated 26.02.2021, has decided to issue 'Voter Information Slip' to the voters in place of Photo Voter Slip. Voter Information Slip will include information like Polling Station, Date, Time etc. but not the photograph of the voter. Voter Information Slip will be distributed at least 5 days before the date of poll to all enrolled electors, by the District Election Officer. However, Voter Information Slip will not be allowed as proof of identity of voters. It may be recalled that the Commission had discontinued Photo Voter Slips as an identity proof with effect from 28<sup>th</sup> February, 2019.

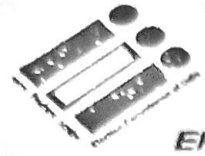
**6. BROAD GUIDELINES TO BE FOLLOWED DURING THE CONDUCT OF EYE-ELECTIONS DURING COVID-19**

In view of spread of COVID-19, the Commission on 21<sup>st</sup> August, 2020, issued broad guidelines, which is to be followed strictly during the conduct of elections, which is available on Commission's website.

All instructions issued during General Election to Legislative Assemblies of Bihar, 2020 and General Elections to Legislative Assemblies of 5 States/UT shall also be *mutatis mutandis* applicable to the aforementioned bye-elections.



**(SANJEEV KUMAR PRASAD)  
UNDER SECRETARY**



भारत निर्वाचन आयोग  
Election Commission of India

No. 437/6/INST/2016-CCS

निर्वाचन मदन  
NIRVACHAN SADAN  
अशोक रोड, नई दिल्ली - 110 001  
ASHOKA ROAD, NEW DELHI - 110 001

Dated: 29<sup>th</sup> June, 2017

To,

1. The Chief Electoral Officers of all States and Union Territories.
2. The Chief Secretaries of all States and Union Territories.
3. Recognized political parties of all States/UTs

Subject:- Model Code of Conduct- instructions- bye-election of Parliamentary/Assembly Constituency -regarding.

Sir,

On the above cited subject, I am directed to state that the Commission has reviewed the issue and has issued the following modifications of its earlier instructions-

1. **Enforcement of MCC**

The Commission's instructions, contained in letters No. 437/6/INST/2012/CC&BE dated 26.04.2012 and No. 437/6/INST/2012/CC&BE dated 21.10.2013, list various provisions of applicability of MCC to the concerned district or the AC/PC concerned. These instructions are modified to the extent that in case the constituency is comprised in State Capital/Metropolitan Cities/Municipal Corporations, then aforesaid instructions would be applicable in the area of concerned Constituency only. In all other cases the MCC would be enforced in the entire district(s) covering the Constituency going for bye-election(s).

2. **Publishing of Advertisements**

The Commission on 25th June, 2013, directed that the release /publishing of advertisements during the period of operation of Model Code of Conduct in connection with bye-elections would be regulated as follows:-

- (i) Advertisement of general nature in connection with specific occasions of importance may be published. However, such publishing shall be restricted to the dates coinciding with the special occasion only, and it shall not be published on other days. The advertisement shall not bear photographs of any Minister and other political functionaries.
- (ii) No advertisement having any specific/pointed reference or connotation to the areas covered by the bye-election constituencies shall be released/published on any date during the period.

Further, it is clarified that no new schemes should be advertised in the districts where the bye-election is being conducted. [Subpara (ii) above stands modified].

3. **Tours of Ministers**

During bye elections from any constituencies, either Parliamentary or Assemblies, the following restrictions are applicable as per instruction issued by the Commission on 23<sup>rd</sup> November, 2007 with regard to the tours of Ministers which inter alia provides that:-

- (i) All Ministers, whether Central or State, shall not combine in any manner their official tours with election work after the announcement of the bye elections. All and any visits to the district(s) where bye-election is being held and where Model Code of Conduct is, therefore, in force, have to be completely private in nature.
- (ii) In case where a Minister travelling on official work transits through the district(s) where the bye-election is being held en route to any other district on official visit, he shall not attend to any political work.

Further, it is clarified that the Ministers or persons holding equivalent rank/status cannot combine their official visit with campaign by en routing their journey for official purposes to a place where MCC is not in force and then proceeding from that place to the area where MCC is in force for election campaign. In case it is done, the entire journey expense shall be treated as election expense. [subpara (ii) above stands modified].

Tel: 011-23052205-18 Fax: 011-23052223-25, Website : www.eci.nic.in

"मजबूत लोकतंत्र - सबकी भागीदारी"

Greater participation for a stronger democracy

4. Regarding Transfer/Posting of Officers

*For all officers, who are connected with the conduct of bye-election in the State, the existing ECI's instructions on implementation of transfer policy be applied within the area falling under the concerned AC/PC. While implementing this policy the DEO/RO should take care that in case of deployment of any officer from outside the constituency for any election related duty, shall also conform to the transfer policy of the Commission.*

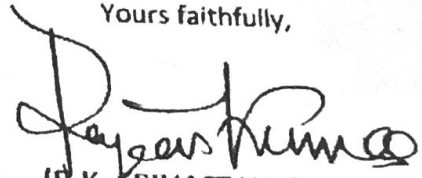
5. Regarding Announcement of D.A.

*There is no ECI's instruction in the context of bye-election prohibiting State Governments to take decisions which have State wide effect and consequently in the Constituency concerned.*

*The Commission, after taking into consideration all relevant factors in this regards, has decided that announcement of D.A. by the state government may be done as a routine affair but it should not be publicized as the Government's achievement.*

Kindly inform all concerned and give due publicity and ensure compliance in letter and spirit.

Yours faithfully,

  
(R.K. PRIVASTAVA)  
SR. PB. SECRETARY



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By Speed Post/Email

भारत निर्वाचन आयोग  
**ELECTION COMMISSION OF INDIA**

Tel. No. 011-23052246  
Fax 011-23052001  
Website: [www.eci.gov.in](http://www.eci.gov.in)

निर्वाचन आयोग,  
आशोक रोड, नई दिल्ली-110001  
Nirvachan Sadan,  
Ashoka Road, New Delhi-110001  
Dated: 18<sup>th</sup> March, 2021

No. 78/EPS/2021

To

1. The Secretary to the Govt. of India, M/o Personnel Public Grievances & Pensions, Department of Personnel and Training North Block, New Delhi.
2. The Chief Secretaries of Andhra Pradesh, Karnataka, Gujarat, Jharkhand, Madhya Pradesh, Maharashtra, Mizoram, Nagaland, Odisha, Rajasthan, Telangana, Uttarakhand.
3. The Chief Electoral Officers of Andhra Pradesh, Karnataka, Gujarat, Jharkhand, Madhya Pradesh, Maharashtra, Mizoram, Nagaland, Odisha, Rajasthan, Telangana, Uttarakhand.

**Subject: Bye-elections in Parliamentary/Assembly Constituencies of various States, 2021 – Grant of paid holiday to employees on the day of poll – reg.**

Sir/Madam,

The Commission has announced schedule for Bye-elections in Parliamentary/Assembly Constituencies of various States vide its Press Notes No.ECI/PN/28/2021 dated 16<sup>th</sup> March, 2021, which are available on Commission's Website <https://eci.gov.in/>, under the head Press releases.

2. In this regard, I am directed to invite your attention to Section 135B of the Representation of the People Act, 1951 which provides for the grant of paid holiday to the employees on the day of poll. The Section 135B is reproduced below:-

"135B. Grant of paid holiday to employees on the day of poll.

(1) Every person employed in any business, trade, industrial undertaking or any other establishment and entitled to vote at election to the House of the People or the Legislative Assembly of a State/UT shall, on the day of poll, be granted a holiday.

(2) No deduction or abatement of the wages of any such person shall be made on account of a holiday having been granted in accordance with sub-section (1) and if such person is employed on the basis that he would not ordinarily receive wages for such a day, he shall nonetheless be paid for such day the wages he would have drawn had not a holiday been granted to him on that day.

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(3) If an employer contravenes the provisions of sub-section (1) or sub-section (2), then such employer shall be punishable with fine, which may extend to five hundred rupees.

(4) This section shall not apply to any elector whose absence may cause danger or substantial loss in respect of the employment in which he is engaged."

3. The above provisions require that all the electors who are employees of establishments and shops including those which work on shift basis shall be granted a paid holiday on the day of poll in the Constituency where the Bye-elections are to be held. Further, there may be cases where a person is ordinarily resident of the Constituency and registered as an elector, may be serving/ employed in an industrial undertaking or an establishment located outside the Constituency having a bye-election. It is clarified that in such a situation, even those electors including casual workers working outside the constituency concerned would be entitled to the benefit of a paid holiday extended under the Section 135B(1) of the Representation of the People Act, 1951.

4. The daily wage/casual workers are also entitled for a holiday and wages on poll day as provided in Section 135B of the R.P. Act, 1951.

5. The Commission desires that suitable instructions should be issued to all concerned and a copy thereof be endorsed to the Commission for its information and record.

6. The receipt of this letter may please be acknowledged.

Yours faithfully,



(Sanjeev Kumar Prasad)  
Under Secretary

Copy to concerned Zonal Sections