

MOST IMMEDIATE
Bye-Electino-2019

OFFICE OF THE CHIEF ELECTORAL OFFICER, TELANGANA
South 'H' Block, Secretariat, Hyderabad-500 022

U.O.Note No. 7481/Elecs.A1/2019-12.

Dated:23.09.2019.

Sub:- Elections – Bye-Election to 89 – Huzurnagar A.C.Suryapet District – Implementation of Model Code with immediate effect – Instructions – Issued.

Ref:- E.C.I. Press Note, dt. 21.09.2019.

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All the Departments of Secretariat are informed that the Election Commission of India in its Press Note has announced the schedule for conduct of 89 – Huzurnagar Assembly constituency, Suryapet District to be held on 21.10.2019 among other states today (copy enclosed).

2. Consequent on the announcement of the Schedule for the Bye-elections to 89 – Huzurnagar Assembly constituency, Suryapet District through the Press Note dated 21-09-2019, the Model Code of Conduct (MCC) comes into operation with immediate effect from now itself in the entire District of Suryapet.

3. All the Departments of Secretariat are hereby requested to ensure strict compliance of ECI instructions on effective enforcement of provisions of MCC from the day of announcement, in addition to the instruction on MCC issued by the ECI from time to time and available on the ECI website, immediate action shall be initiated on the following:

- i. **Photograph of political functionary at official website:** All references of Ministers (including PM/CM), Politicians or political parties available on central/state government official website, shall be removed. The State and Central Government Departments and the DEOs to take immediate action to remove/hide the photographs of any political functionary from official websites of State Government.
- ii. **Advertisement at the cost of public exchequer:** ECI instructions contained in letters No.437/6/1/2014-CC&BE, dt.5th March, 2014 provides that at the cost of public exchequer in the newspapers and other media and the misuse of official mass media during the election period for partisan coverage of political news and publicity regarding achievements with a view to furthering the prospects of the party in power shall be scrupulously avoided. No advertisements shall be issued in electronic and print media highlighting the achievements of the Govt. at the cost of public exchequer. If any advertisement has already been released for telecast/broadcast or publication in the print media, it must be ensured that the telecast/ broadcast of such ads on electronic media is stopped forthwith and that no such ad is published in any newspapers, magazines, etc., i.e. in print media, from the date of announcement and it should be immediately withdrawn. The CEOs/DEOs has to take immediate action to remove/stop any advertisement, in the print/electronic media, showing the achievements of the Government soon after the announcement of elections.

(P.T.O)

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- iii. There should not be any financial grants in any form or promises thereof;
- iv. Authorities shall not sanction grants/payments out of discretionary funds from the time elections are announced;
- v. Government transport including official air-crafts, vehicles, machinery and personnel shall not be used for furtherance of the interest of the party in power;

**DR. RAJAT KUMAR
CHIEF ELECTORAL OFFICER
& E.O. PRL. SECY. TO GOV.,**

To
All the Departments of Secretariat (OP Section) (w.e)
Copy to the P.S. to Chief Minister (w.e)
Copy to the P.Ss. to all Ministers (w.e)
Copy to the P.S. to Chief Secretary (w.e)
Copy to all Sections in Election Wing (w.e)

// FORWARDED BY ORDER //


SECTION OFFICER.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

No. ECI/PN/84/2019

Dated: 21st September 2019

PRESS NOTE

Subject: Schedule for bye-elections to fill casual vacancy in the Parliamentary Constituency & State Legislative Assemblies of various States/UTs- Regarding.

There is one clear vacancy in the 23-Samastipur (SC) Parliamentary Constituency of Bihar & Sixty-Four vacancies in State Legislative Assemblies of various States/ UTs which needs to be filled up are as follows:

Sl. No.	State	Number & Name of Parliamentary Constituency
1.	Bihar	23- Samastipur (SC)

Sl.No.	Name of State	Number and Name of Assembly Constituency
1.	Arunachal Pradesh	56-Khonsa (West)(ST)
2.	Assam	1-Ratabari (SC)
3.	Assam	44-Jania
4.	Assam	74-Rangapara
5.	Assam	106-Sonari
6.	Bihar	54-Kishanganj
7.	Bihar	76-Simri Bakhtiarpur
8.	Bihar	109-Daraunda
9.	Bihar	158-Nathnagar
10.	Bihar	163-Belhar
11.	Chhattisgarh	87-Chitrakot (ST)
12.	Gujarat	8-Tharad
13.	Gujarat	20-Kheralu

14.	Gujarat	50-Amraiwadi
15.	Gujarat	122-Lunawada
16.	Himachal Pradesh	18-Dharamshala
17.	Himachal Pradesh	55-Pachhad (SC)
18.	Karnataka	03- Athani
19.	Karnataka	04-Kagwad
20.	Karnataka	09- Gokak
21.	Karnataka	81-Yellapur
22.	Karnataka	86- Hirekerur
23.	Karnataka	87-Ranibennur
24.	Karnataka	90-Vijayanagara
25.	Karnataka	141- Chikkaballapur
26.	Karnataka	151- K.R. Pura
27.	Karnataka	153-Yeshvanthapura
28.	Karnataka	156-Mahalakshmi Layout
29.	Karnataka	162-Shivajinagar
30.	Karnataka	178-Hosakote
31.	Karnataka	192-Krishnarajpet
32.	Karnataka	212-Hunsur
33.	Kerala	01-Manjeshwar
34.	Kerala	82-Ernakulam
35.	Kerala	102-Aroor
36.	Kerala	114-Konni
37.	Kerala	133- Vattiyoorkavu
38.	Madhya Pradesh	193 – Jhabua (ST)
39.	Meghalaya	26-Shella (ST)
40.	Odisha	2- Bijepur
41.	Pudducherry	10 – Kamraj Nagar
42.	Punjab	29-Phagwara (SC)

43.	Punjab	39-Mukerian
44.	Punjab	68 – Dakha
45.	Punjab	79 – Jalalabad
46.	Rajasthan	28-Mandawa
47.	Rajasthan	110-Khinwsar
48.	Sikkim	10 – Poklok-Kamrang
49.	Sikkim	24 – Martam-Rumtek (BL)
50.	Sikkim	27 – Gangtok (BL)
51.	Tamil Nadu	75- Vikravandi
52.	Tamil Nadu	227-Nanguneri
53.	Telangana	89-Huzurnagar
54.	Uttar Pradesh	7-Gangoh
55.	Uttar Pradesh	37-Rampur
56.	Uttar Pradesh	77-Iglas (SC)
57.	Uttar Pradesh	175 –Lucknow Cantt.
58.	Uttar Pradesh	212-Govindnagar
59.	Uttar Pradesh	237-Manikpur
60.	Uttar Pradesh	248-Pratapgarh
61.	Uttar Pradesh	269-Zaidpur (SC)
62.	Uttar Pradesh	280-Jalalpur
63.	Uttar Pradesh	282-Balha (SC)
64.	Uttar Pradesh	354-Ghosi

After taking into consideration various factors like local festivals, electoral rolls, weather conditions etc., the Commission has decided to hold bye-elections to fill these vacancies as per the programme mentioned as under: -

Poll Events	Schedule
Date of Issue of Gazette Notification	23.09.2019 (MONDAY)
Last Date of Nominations	30.09.2019 (MONDAY)
Date for Scrutiny of Nominations	01.10.2019 (TUESDAY)
Last Date for Withdrawal of candidatures	03.10.2019 (THURSDAY)
Date of Poll	21.10.2019 (MONDAY)
Date of Counting	24.10.2019 (THURSDAY)
Date before which election shall be completed	27.10.2019 (SUNDAY)

2. ELECTORAL ROLL

The Electoral Rolls for the aforesaid Parliamentary & Assembly Constituencies w.r.t 01.01.2019 as the qualifying date has been finally published.

3. ELECTRONIC VOTING MACHINES (EVMs) and VVPATs

The Commission has decided to use EVMs and VVPATs in the bye-election in all the 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.

4. IDENTIFICATION OF VOTERS

In consonance with the past practice, the Commission has decided that 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, separate instructions will be issued to allow additional documents for identification of voters at the time of poll in the said election.

5. MODEL CODE OF CONDUCT

The 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 29th June, 2017 (available on the commission's website). 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 for the district of the State concerned.

All the instructions issued for General Elections to Legislative Assemblies of Haryana & Maharashtra shall also be applicable to the aforementioned Bye-elections.

Sd/-

(SUMIT MUKHERJEE)
PRINCIPAL SECRETARY

By Spl. Messenger/mail

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 437/6/1/ECI/INST/FUNCT/MCC/2019

Dated: 21st September, 2019

To

1. The Cabinet Secretary,
Government of India,
Rashtrapati Bhawan,
New Delhi.
2. The Chief Secretaries to the
Government of:-
(i) Haryana, Chandigarh; and
(ii) Maharashtra, Mumbai.
3. The Chief Electoral Officer of :-
(i) Haryana, Chandigarh; and
(ii) Maharashtra, Mumbai.

Subject: Immediate action to be taken for enforcement of Model Code of Conduct after announcement of General Elections to the Legislative Assemblies of Haryana and Maharashtra, 2019- regarding.

Sir/Madam,

I am directed to state that the Election Commission has announced the schedule for holding General Elections to Legislative Assemblies of Haryana and Maharashtra, operation of 'MODEL CODE OF CONDUCT' comes into effect with the announcement of elections by the Commission. In view of the general elections to the Legislative Assemblies of Haryana and Maharashtra, the Commission has given following directions for effective enforcement of provisions of MCC:-

1. **Defacement of Property-** ECI instructions contained in letters, No. 437/6/INST/2015-CCS, dated 29th December, 2015, No. 437/6/INST/2012- CC&BE dated 18th January, 2012 and No. 3/7/2008 JS-II dated 7th October, 2008 , provide for prevention of defacement of property. The Commission has directed to ensure strict compliance of its instructions and to take time bound action as prescribed below-
 - (a) **Defacement of Government property-** For this purpose a Government premise would include any Government office and the campus wherein the office building is situated. All wall writing, posters/papers or defacement in any other form,

cutout/hoardings, banners, flags etc, on Government property shall be removed within 24 hours from the announcement of elections

(b) **Defacement of public property and misuse of public space-** All unauthorized political advertisement, in the form of wall writing/posters/papers of defacement in any other form, cutout/hoardings, banners flags etc. at public property and in public space like railway station, Bus stands, Airports, railway Bridges, Roadways, Govt. Buses, Electric/Telephone poles , municipal/local bodies' buildings etc., shall be removed within 48 hours from the announcement of elections by the Commission.

(c) **Defacement of private property-** All unauthorized political advertisement displayed at private property and subject to local law and court's directions, if any, shall be removed within 72 hours from the announcement of elections by the Commission.

2. **Misuse of official vehicle-** The ECI's Consolidated instructions contained in letter No. 464/INST/2014/EPS, dated 10th April 2014, among other things, provides that **there shall be a total ban on use of official vehicle by any political party, candidate or any other person connected with election (except officials performing any election related official duty) for campaigning, electioneering or election related travel during elections (subject to certain exception mentioned therein).** The expression official vehicle means and shall include , any vehicle used or capable of being used for the purpose of transport, whether propelled by mechanical power or otherwise and will include trucks, lorries, tempos, jeeps, cars, auto rickshaws, e-rickshaws, buses, belonging to Central Government, State Government/UT Administrations, public undertakings of Central/State Government, Join sector undertakings of Central/State Government, local bodies, municipal corporations, marketing boards, cooperative societies or any other body in which public funds , however small a portion of the total, are invested. **The CEOs/DEOs shall take necessary action for compliance of ECI instructions within 24 hrs of the announcement of the elections.**
3. **Advertisement at the cost of public exchequer-** ECI instructions contained in letters, No. 437/6/1/2014-CC&BE, dated 5th March, 2014 provides that at the cost of public exchequer in the newspapers and other media and the misuse of official mass media during the election period for partisan coverage of political news and publicity regarding achievements with a view to furthering the prospects of the party in power shall be scrupulously avoided. No advertisements shall be issued in electronic and print media highlighting the achievements of the Govt. at the cost of public exchequer. If any advertisement has already been released for telecast/broadcast or publication in the print media, it must be ensured that the telecast/broadcast of such ads on electronic


media is stopped forthwith and that no such ad is published in any newspapers, magazines, etc., i.e. in print media, from the date of announcement and it should be immediately withdrawn. **The CEOs/DEOs has to take immediate action to remove/stop any advertisement, in the print/electronic media, showing the achievements of the Government soon after the announcement of elections.**

4. **Photograph of political functionary at official website-** ECI instruction contained in letter No. 437/6/INST/2014-CC&BE dated 20th March, 2014 provides that all references of Ministers, Politicians or political parties available on central/state Government's official website, shall be removed. The CEOs have to take immediate action to remove/hide the photographs of any political functionary from official websites of state department.
5. **Development/construction related activities- within 72 hours** of announcement of elections, the CEO/DEO shall obtain the following list of works for reference in case of validating any complaint on violation of MCC:
 - (i) List of work which has already been started on ground.
 - (ii) List of fresh work which has not started on ground.
6. **Activities for Expenditure Monitoring and enforcement of MCC-** Flying squad, PST, video team, intensive checking for liquor/Cash/Contra banned drugs, flying squads of excise department to check illicit trafficking of Drug/Narcotics to be immediately activated after announcement.
7. **Complaint Monitoring System-** The poll going states shall have a complaint redressal mechanism based on website and call center. The toll free number of call center is 1950. Complaints can be registered by making calls to the toll free call center numbers or on the web site. Complainants will also be informed of the action taken by SMS and by the call center. Complainants can also see the details of the action taken on their complaints. This system should be operational within 24 hours of the announcement. All complaint should be dealt with promptly and properly. The 24x7 control Room at the district level must be activated and sufficient deployment of manpower and other logistics be ensured in particular, round the clock personnel should be deployed in the control room and their duty roaster must be issued to avoid any evasion or confusion.
8. **IT Application-** All IT applications including official website and social media shall be operational with the announcement.
9. **Dissemination of information for Awareness of Voters and political parties.** Publicity of major election activity would be given through CEO/DEO/RO. For this

purpose, all necessary information shall be disseminated through radio, tv, cinema. Government channel to display voter education material.

10. **Active cooperation from Educational Institution and Civil Societies-** Cooperation can be sought from educational institution and civil societies for giving wide publicity to the election related information to the general public and other stakeholders.
11. **Media Centre-** Effort should be made for awareness among the voters, political parties and other stakeholder through media center about election system including use of EVM/VVPAT.
12. **MCMC/DEMC-** ECI instruction contained in letter no. 491/MCMC/2014/Communication dated 24th March, 2014 provides that all registered political parties will approach the Media Certification and Monitoring Committees (MCMC) at District and State level, as the case may be, for pre-certification of their political advertisements proposed to be issued on electronic media. The Commission has directed to ensure strict compliance of its instructions contained in above said letter.
13. **Control Room-** The 24x7 control room at district level must be activated immediately and sufficient deployment of manpower and other logistics be ensured by the DEO/CEO. A control room with complaint Monitoring Centre would also be set up at ECI Secretariat during the entire election process.

Yours faithfully,


(NARENDRA N. BUTOLIA)
PRINCIPAL SECRETARY