

**OFFICE OF THE CHIEF ELECTORAL OFFICER,
TELANGANA STATE**

South 'H' Block, Secretariat, Hyderabad - 500022

Memo. No. 6104/Elecs-A/A4/2019-1.

Dated:25-05-2019

Sub: Elections - General Elections to the Lok Sabha, 2019 - Supreme Court's Judgement on the petition regarding people with criminal antecedents contesting elections and amendments in Form-26 (Format of Affidavit to be filed by the candidates) certain instruction issued - compliance report called for - Reg.

Ref: From the ECI, New Delhi, Communication No: 3/4/2019/SDR-Vol.I, dated: 17-05-2019.

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A copy of the reference above cited is communicated herewith to all the District Election Officers/Returning Officers including Commissioner, GHMC & District Election Officer, Hyderabad, and they are informed that the Election Commission of India, has stated that in pursuance of the decision of the Hon'ble Supreme Court in the judgment in WP (c) No. 784 of 2015 (Lok Prahari Vs. UoI & Others) and WP (C) No. 536 of 2011 (Public Interest Foundation & others Vs. UoI and Another), a direction has been issued that the candidates who have criminal cases against them, either pending cases or cases of conviction in the past, and to the political parties that set up such candidates shall publish a declaration in newspapers and TV Channels in the manner prescribed.

2. Further, the Commission has noted that the candidates and the political parties are not complying the Commission's aforesaid direction which is in violation of the orders of the Hon'ble Supreme Court apart from which the candidates are required to submit details regarding publishing of declaration about their criminal cases at the time of filing of their account of election expenses before the District Election Officer.

3. The ECI has, therefore, requested to submit a compliance report in accordance with the directions regarding publishing of information about criminal cases, both by individual candidates and political parties apart from the report which is to be submitted under Para 4 of the Commission's letter dated: 10-10-2018.

4. All the Returning Officers of (17) Parliamentary Constituencies are, therefore, directed to submit a compliance report in the matter in the format enclosed herewith before **27-05-2019** for submitting a consolidated report to the Commission.

**BUDDHAPRAKASH JYOTI
ADDL. CHIEF ELECTORAL OFFICER**

To

All the District Election Officers in the State, including the Commissioner & District Election Officer, Hyderabad. (w.e)

All the Returning Officers in the State. (w.e) [Through the DEO's concerned]

All the Election Observers. (w.e) [Through the DEO's concerned]

All the Political Parties National and State Parties for the state of Telangana State for necessary action. (w.e)

Copy to:

The Media Officer, O/o the CEO, T.S. (w.e)

The SLA and P.M., I.T., O/o the CEO, Telangana State for uploading in the CEO's website. (w.e)

Sri Binod Kumar, Under Secretary, Election Commission of India, Nirvachan Sadan, Ashoka Road. New Delhi- 110001.

Sc / Sf.

//FORWARDED::BY ORDER//


SECTION OFFICER

O/o The Returning Officer

_____ Parliamentary Constituency

CERTIFICATE

This is to certify that the individual Contesting Candidate and the Candidates set up by Political Parties who have Criminal Cases against them, either pending cases or cases of conviction in the past, have published declaration about their Criminal Cases in the prescribed format in newspaper and TV Channels in the manner prescribed by the ECI during the General Elections to the Lok Sabha, 2019 for the _____ Parliamentary Constituency.

Signature of the Returning Officer
With seal

Name and Officer Designation
of the Returning Officer

6104

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ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

No.3/4/2019/SDR – Vol.I

Dated: 17th May, 2019

To,
No: 6191
Date: 19/05/19
Section

The Chief Electoral Officers of all States and Union Territories.

Sub: (i) Supreme Court's Judgment on the petition regarding people with criminal antecedents contesting elections; (ii) Amendments in Form-26 (Format of Affidavit to be filed by candidates).



Madam,

I am directed to invite your attention to the Commission's letter No. 3/4/201 7/SDR/Vol.II dated 10.10.2018 and letter dated 19.03.2019 whereby in pursuance of the decision of the Hon'ble Supreme Courts in the judgment in WP(c) No. 784 of 2015 (Lok Prahari Vs. UoI & Ors) and WP(C) No. 536 of 2011 (Public Interest Foundation & Ors. Vs. UoI and Anr.), the Commission had issued a direction that the candidates who have criminal cases against them, either pending cases or cases of conviction in the past, and to the political parties that set up such candidates shall publish a declaration in newspapers and TV Channels in the manner prescribed in our letters referred to above.

However, it has been reported that the candidates and the political parties are not complying the Commission's above direction and thus, violating the direction of the Hon'ble Supreme court.

In view of the above, you are requested to submit a report about compliance of directions regarding publishing of information about criminal cases, both by individual candidates and political parties to the Commission at the earliest. It may be noted that this report is apart from the report which is required to be submitted under Para 4 of the Commission's letter dated 10.10.2018.

It may also be noted that the candidates are required to submit details regarding publishing of declaration about their criminal cases at the time of filing of submission of their account of election expenses before the District Election Officer.

Yours faithfully,

(Binod Kumar)
Under Secretary

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Memo k
R.S.
20/5/19*