

MOST IMMEDIATE

**ALL INDIA INSTITUTE OF MEDICAL SCIENCES
ANSARI NAGAR, NEW DELHI
(GENERAL SECTION)**


No.F.13-1/2006-Genl.

Dated: 11.05.2019

MEMORANDUM

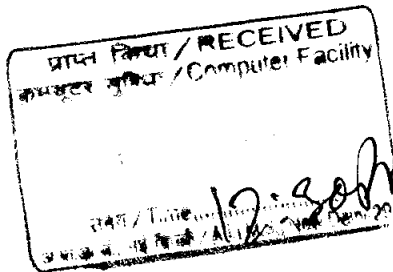
Sub: Closing of Central Government Offices in connection with General Elections to Lok Sabha 2019.

A copy of Office Memorandum No.F.12/3/2016-JCA2 dated 10.04.2019 issued by the Government of India, Ministry of Personnel, Public Grievances and Pensions and No. 78/2019/EPS dated 22.03.2019 on the subject cited above, are enclosed for necessary action.


(G.R. Pillai)
Administrative Officer

Distribution:

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5. Prof.-in-charge (Computer Facility) – with request to upload it on Institute Website.



Mr. Pawan K.
u.a.fl.


11/05/2019

S. No. 12/1/2016-JCA-2
Government of India
(Ministry of Personnel, Public Grievances and Pensions,
Department of Personnel & Training)
Establishment (JCA-2) Section


North Block, New Delhi
Dated April 16, 2019

OFFICE MEMORANDUM

Subject: Closing of Central Government Offices in connection with General Elections to Lok Sabha 2019 and General Election to the Legislative Assemblies of Andhra Pradesh, Arunachal Pradesh, Odisha & Sikkim and Bye- elections to fill the clear vacancies in Assembly Constituencies of various States- Grant of Paid Holiday - regarding.

The undersigned is directed to say that in connection with the General Elections to the Lok Sabha 2019 and General Election to the Legislative Assemblies of Andhra Pradesh, Arunachal Pradesh, Odisha & Sikkim and Bye - elections to fill the clear vacancies in Assembly Constituencies of various State scheduled to be held in 2019, the following guidelines, already issued by DOP/T vide OM No. 12/14/99-JCA dated 10th October, 2001, have to be followed for closing of the Central Government Offices including Industrial Establishments in the States:-

- (i) The relevant offices/organizations shall remain closed on the day of poll in the notified areas where general elections to the Lok Sabha and State Legislative Assembly are scheduled to be conducted.
 - (ii) In connection with bye-election to State Assembly, only such of the employees who are bona-fide voters in the relevant constituency should be granted special casual leave on the day of polling. Special Casual leave may also be granted to an employee who is ordinarily a resident of constituency and registered as a voter but employed in any Central Government Organization/Industrial Establishment located outside the constituency having a general/bye-election.
2. The above instructions may be brought to the notice of all concerned.


(Juglal Singh)
Deputy Secretary (JCA)

To

1. All Ministries/Departments of Government of India.
2. UPSC/CVC/C&AG/PM's Office/Lok Sabha Secretariat/Rajya Sabha Secretariat/President's Secretariat/Vice President's Secretariat/ Supreme Court/High Court/ Central Administrative Tribunal.
3. All attached and subordinate offices of Ministry of Personnel, Public Grievances and Pensions/MHA
4. Secretary, Staff Side, National Council (JCM), 13-C, Ferozeshah Road, New Delhi.
5. Staff Side Members of the Departmental Council (JCM), Ministry of Personnel, P.G. and Pensions.
6. Chairman/Secretary, Central Government Employees Welfare Coordination Committee in all the States.
7. National Commission for Scheduled Castes/National Commission for Scheduled Tribes/National Commission for Minorities
8. Chief Secretaries of all the State Governments/UTs

फा.सं.12/3/2016-जेसीए-2

भारत सरकार

कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय

(कार्मिक और प्रशिक्षण विभाग)

स्थापना (जेसीए-2) अनुभाग

नॉर्थ ब्लॉक, नई दिल्ली

दिनांक 10 अप्रैल, 2019

कार्यालय-जापन

विषय: लोक सभा 2019 के आम चुनावों तथा आंध्र प्रदेश, अरुणाचल प्रदेश, ओडिशा एवं सिक्किम की विधान सभाओं के आम चुनाव और विभिन्न राज्यों के विधान सभा निर्वाचन क्षेत्रों में रिक्त सीटों को भरने के लिए उप चुनावों के संबंध में केन्द्र सरकार के कार्यालयों का बंद रहना- सवेतन अवकाश प्रदान करने के संबंध में।

2019 में होने वाले लोक सभा, 2019 के आम चुनावों तथा आंध्र प्रदेश, अरुणाचल प्रदेश, ओडिशा एवं सिक्किम की विधान सभाओं के आम चुनाव और विभिन्न राज्यों के विधान सभा निर्वाचन क्षेत्रों में रिक्त सीटों को भरने के लिए उप-चुनावों के संबंध में अधोहस्ताक्षरी को यह कहने का निदेश हुआ है कि कार्मिक और प्रशिक्षण विभाग द्वारा दिनांक 10 अक्टूबर, 2001 के का.जा.सं. 12/14/99-जेसीए द्वारा पहले ही निम्नलिखित दिशानिर्देश जारी किए जा चुके हैं जिनका राज्यों में औद्योगिक संस्थापनों सहित केन्द्र सरकार के कार्यालयों को बंद रखने के लिए अनुपालन किया जाना है:-

- (i) ऐसे अधिसूचित क्षेत्रों, में मतदान वाले दिन संबंधित कार्यालय/संगठन बंद रहेंगे जहां लोक सभा तथा राज्य विधान सभा के आम चुनाव आयोजित होने हैं।
 - (ii) राज्य विधानसभा के लिए उप-चुनाव के संबंध में केवल ऐसे कर्मचारियों को मतदान वाले दिन विशेष आकस्मिक अवकाश प्रदान किया जाना चाहिए जो संगत निर्वाचन क्षेत्र में वास्तविक मतदाता हैं। ऐसे कर्मचारी को भी विशेष आकस्मिक अवकाश प्रदान किया जाना चाहिए जो सामान्य रूप से निर्वाचन-क्षेत्र का निवासी है और एक मतदाता के रूप में पंजीकृत है, लेकिन वह आम चुनाव/उप-चुनाव होने वाले निर्वाचन क्षेत्र के बाहर अवस्थित किसी केन्द्र सरकारी संगठन/औद्योगिक संस्थापन में कार्यरत है।
2. उपर्युक्त अनुदेशों को सभी मंत्रालयों के संज्ञान में लाया जाए।

(जुगलाल सिंह)

उप सचिव (जेसीए)

सेवा में,

1. भारत सरकार के सभी मंत्रालय/विभाग।
2. संघ लोक सेवा आयोग/केंद्रीय सतर्कता अयोग/नियंत्रक और महालेखा परीक्षक/प्रधानमंत्री कार्यालय/लोक सभा सचिवालय/राज्य सभा सचिवालय/राष्ट्रपति सचिवालय/उप राष्ट्रपति सचिवालय/उच्चतम न्यायालय/ उच्च न्यायालय/केन्द्रीय प्रशासनिक अधिकरण।
3. कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय/गृह मंत्रालय के सभी संबद्ध और अधीनस्थ कार्यालय।
4. सचिव, कर्मचारी पक्ष, राष्ट्रीय परिषद (जेसीएम), 13-सी, फिरोजशाह रोड, नई दिल्ली।
5. कर्मचारी पक्ष, विभागीय परिषद के सदस्य (जेसीएम), कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय
6. सभी राज्यों में केंद्र सरकारी कर्मचारी कल्याण समन्वय समितियों के अध्यक्ष/सचिव।
7. राष्ट्रीय अनुसूचित जाति आयोग/राष्ट्रीय अनुसूचित जनजाति आयोग/राष्ट्रीय अल्पसंख्यक आयोग।
8. राज्य सरकारों/संघ राज्यक्षेत्रों के मुख्य सचिव।
9. भारत के निर्वाचन आयोग, नई दिल्ली।

By Speed post/camp bag

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001.

No.78/ 2019/EPS

Dated: 22nd March, 2019

To

1. The Chief Secretaries of
All States and Union Territories.
2. The Chief Electoral Officers of
All States and Union Territories
3. The Secretary to the Govt. of India, M/o Personnel Public Grievances &
Pensions, Department of Personnel and Training, North Block, New Delhi.

Sub: General Elections to Lok Sabha, 2019 and General Election to the Legislative Assemblies of Andhra Pradesh, Arunachal Pradesh, Odisha & Sikkim and Bye-elections to fill the clear vacancies in Assembly Constituencies of various States-Grant of Paid Holiday-regarding

Sir/Madam,

I am directed to invite your attention to Section 135 B 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

- (i) 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 shall, on the day of poll, be granted a holiday.
- (ii) 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.

- (iii) 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.
- (iv) 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."

2. The above provisions require that all establishments and shops including those which work on shift basis shall be closed on the day of poll in the Constituency where a General/bye-election is to be held. However, 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 general/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 Section 135B(1) of the Representation of the People Act, 1951.

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

4. The Commission desires that suitable instructions should be issued to all concerned for the phase-wise election schedules, as mentioned in the Commission's Notifications under endorsement to the Commission for information and record.

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

Yours faithfully,

(SANJEEV KUMAR PRASAD)
UNDER SECRETARY

Copy to all concerned Zonal Sections

