

N0.5-5/97 (Lab) Shops-  
Government of Himachal Pradesh  
Directorate of Labour & Employment  
Ph.No.2625085,Fax.No.2624209,  
E-Mail Add. lep-hp@nic.in.  
Dated, Shimla-171001

November, 2014

From

The Labour Commissioner  
Himachal Pradesh.

To

1. The Labour Officers Chamba, H.P.
2. The Labour Officer, Kullu, H.P.

**Subject:- Jammu-Kashmir Vidhan Sabha General Elections-2014**

Sir,

It is brought to your notice that Jammu-Kashmir Vidhan Sabha General Elections-2014 are scheduled to be held on in five phases i.e. 25-11-2014, 02-12-2014, 02, 09-12-2014, 14-12-2014 and 20-12-2014 as per schedule announced by Election Commission of India.

The 1st and 5<sup>th</sup> phase Assembly elections are scheduled to be held on 25-11-2014 and 20-12-2014 in District Leh, Kargil, Doda and Kathua, which are adjoining the Districts of Chamba and Lahaul & Spiti of Himachal Pradesh. In this context, your attention is drawn to the provision of Section 135-B of Representation of the People Act, 1951. For your ready reference the provision of Section 135-B is as under:-

**“135-B 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 an election to the House of the People or the Legislative Assembly of a State 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 holiday having being granted in accordance with sub section (I) and if such person is employed on the basis that he would not ordinarily receive wages for such a day, he shall none the less be paid for such day the wages he would have drawn had not a holiday been granted to him on that day.

(3). If an employer contravenes the provisions of sub section (I) 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.”

You are, therefore, directed to bring the said provisions to the notice of Employers/Owners/Managers of shops & commercial establishments, factories and other establishments, situated under your jurisdiction and request them to grant additional paid holiday to the workers/employees of the shops & commercial establishments, factories and other establishments, as per section 135-B of Act ibid on 25.11.2014 and 20-12-2014 in order to exercise their right of franchise. Please note that this will be an additional paid holiday only for the workers who has to exercise their right to cast their vote in the above mentioned election.

*Sd/-*  
Joint Labour Commissioner  
for Labour Commissioner  
Himachal Pradesh.

Endst. No. As above Dated, Shimla-171001

Copy to the following for information and necessary action please:-

1. The Secretary Sate Election Commissioner, Himachal Pradesh Shimla-2
2. The Additional Secretary(GAD) to the Government of Himachal Pradesh, Shimla-2.
3. The Principal Secretary(Lab.&Emp.) to the Government of Himachal Pradesh, Shimla-2.
4. The Deputy Commissioner Chamba and Kullu, Himachal Pradesh.
5. The Director, Information & Public Relation, H.P. Shimla-2 with the request to publish news item/ press release in various news papers for the information of all concerned.
6. The Director, All India Radio, H.P.Shimla-4 with the request to broadcast the above as news for information of all concerned.
7. Sh Vijay Gupta, Pr. System Analyst H.P. State NIC, Shimla-2.
8. State NIC, Shimla-2 with the request to flash this circular in the Departmental Web Site for information of all concerned.

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