

**Election Holiday Notice**

No.1-18/85(Fac)Lab-Vol-II  
Government of Himachal Pradesh]  
Inspectorate of Factories, H.P  
Ph.No.2625085,Fax.No.2624209, E-Mail ID. lep-hp@nic.in.

October, 2019

From

The Labour Commissioner-cum-  
Chief Inspector of Factories, H.P. Shimla-1

To

1. The Labour Officer, Kangra at Dharmshala District Kangra H.P.
2. The Labour Officer, Sirmour at Nahan, District Sirmour H.P.
3. The Labour Officer Solan, District Solan, HP
4. The Labour Officer Una, District Una, HP



Subject:-  
Memo,

**Bye Elections-2019 to 18-Dharamshala and 55-Pachhad(S.C.) Assembly Constituencies-**

It is brought to your notice that Vidhan Sabha bye elections in the area of 18-Dharamshala and 55-Pachhad(S.C.) Assembly Constituencies are scheduled to be held on 21.10.2019(Monday) as per schedule announced by Election Commission of India. 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 nonetheless 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 occupiers/managers of factories/Industrial establishments, shops and other commercial establishments situated under said constituencies and direct them to grant additional / special paid holiday to the employees / workers working in their factories/ establishments who are registered voters of 18-Dharamshala and 55-Pachhad(S.C.) Assembly constituencies as per section 135-B of Act ibid on 21-10-2019(Monday) in order to exercise their right of franchise.

It is also clarified that special paid leave may be given to such employees who are working in different places in the state but have a right to vote in above mentioned assembly constituencies, only on the production of certificate from the concerned Presiding Officer that the employee has actually cast his/ her vote.

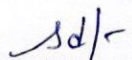
  
Dr.S.S.Guleria,IAS

Labour Commissioner-cum-  
Chief Inspector of Factories, H.P.

Endst. No. As above Dated, Shimla-171001

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

- 1.The Chief Secretary to the Government of Himachal Pradesh, Shimla-2, HP
- 2.The Chief Electoral Officer, H.P. Shimla w.r.t.their office letter no.3-20/2014-ELN-4390dated 30-09-2019.
- 3.The Additional Chief Secretary (Lab.& Emp.) to the Government of Himachal Pradesh, Shimla-2.
- 4.The District Election Officers Kangra, Solan, Una & Sirmour in Himachal Pradesh.
- 5.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.Director, All India Radio, H.P.Shimla-4 with the request to broadcast the above as news for information of all concerned.
- 7.Sh.Naresh Kumar, Programme Planning Officer, Directorate of Labour & Employment, H.P. Shimla with the request to upload the circular in the website of the department.
- 8.Smt.Manpreet Kaur, System Analyst(Out source basis) with the direction to upload the circular in the website of the department under guidance of Programme Planning Officer.

  
Deputy Director(Factories)  
Directorate of Labour & Employment, H.P.