

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 Add. lep-hp@nic.in.  
Dated, Shimla-171001

15 November, 2019

From

Labour Commissioner-cum-  
Chief Inspector of Factories, Himachal Pradesh, Shimla-1

To

All Labour Officer,  
Himachal Pradesh .

Subject:-

**Public Holiday on the day of polling i.e.17.11.2019 in view of bye elections to the vacancies of Municipal Council,Solan &Nalagarh,District Solan and Rampur,District Shimla - instructions regarding**

Sir,

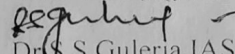
It is brought to your notice that bye elections to the vacancies of Municipal Council, Solan & Nalagarh, District Solan and Rampur, District Shimla, is scheduled to be held on 17.11.2019 as per schedule announced by State Election Commission H.P. In this context, your attention is drawn to the provision 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---** (1) 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 (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.  
(3). 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.  
(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, requested to bring the said provision to the notice of occupiers/managers of factories/Industrial establishments and shops and other commercial establishments situated under your jurisdiction and direct them to grant additional paid holiday to the workers working in their factories /industrial establishments,/shops as per section 135-B of Act ibid on 17.11.2019 in order to exercise their right of franchise in bye elections of said Municipal Council.

It is also clarified that special paid leave may be given to those employees who are working in different places in the State but have a right to vote in above elections of above ward of Municipal Council, Solan &Nalagarh, District Solan and Rampur, District Shimla, Himachal Pradesh on the production of certificate from the concerned Presiding Officer that the employee has actually cast his/ her vote.

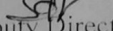
Yours faithfully,

  
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 Secretary, State Election Commission, H.P. Shimla-2
2. Additional Chief Secretary (Lab.& Emp.)to the Government of Himachal Pradesh,Shimla-2.
3. The Additional Secretary(GAD)to the Government of Himachal Pradesh w.r.t. his letter No.GAD(A(B)8-4/2001-III,dated 13.11.2019.
4. All Deputy Commissioners in Himachal Pradesh.
5. Director, Information & Public Relation, H.P. Shimla-2 with the request to give press release in news papers for the information of all concerned.
6. Director, All India Radio, H.P.Shimla-4 with the request to broadcast the above information for the 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.