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Personal Attention

"Greater Participation for a Stronger Democracy"

**Election Department, Govt. of Himachal Pradesh
Block No.38, SDA Complex, Kasumpti, Shimla-171009.**

No. 5-49/2008-ELN. 41

Dated: 04th January, 2020.

From

The Chief Electoral Officer-cum-
Secretary (Election),
Government of Himachal Pradesh.

To

1. All the District Election Officers(DCs),
Himachal Pradesh.
2. Additional Deputy Commissioner,
Spiti at Kaza.

Subject: -

Political pressure/outside influence in service matters-Instructions thereof.

Sir,

On the above cited subject, I am pleased to enclose herewith a copy of letter No. 5-49/2008, dated 2nd May, 2016 vide which an advisory was issued to all the officers and staff of Election Department posted in the offices of CEO, DEOs and EROs not to bring/put undue political pressure or other outside influence upon the department in respect of his/her service matters directly/indirectly.

You are, therefore, requested to circulate aforesaid instructions to all the officers and officials working under your control for strict compliance under intimation to this department.

Enclosures: As above.

Yours faithfully,


Chief Electoral Officer-cum-
Secretary (Election)
Government of Himachal Pradesh.

Endst. No. 5-49/2008-ELN. 41

Dated: 04th January, 2020.

Copy to:-

1. All the Electoral Registration Officers, in Himachal Pradesh for information and necessary action. They are requested to bring the above instructions to the notice of all concerned under your control.
2. All the officers/ officials of Himachal Pradesh Election Department Hqs, Shimla for information and strict compliance.


Chief Electoral Officer-cum-
Secretary (Election)
Government of Himachal Pradesh.

Personal Attention

"Greater Participation for a Stronger Democracy"

**Election Department, Govt. of Himachal Pradesh
Block No.38, SDA Complex, Kasumpti, Shimla-171009.**

No. 5-49/2008-ELN.

Dated:

2nd May, 2016

From

The Chief Electoral Officer-cum-
Additional Chief Secretary (Election),
Government of Himachal Pradesh.

To

1. **All the District Election Officers(DCs),
Himachal Pradesh.**
2. **Additional Deputy Commissioner,
Spiti at Kaza.**

Subject: - Political influence in service matters-Instructions thereof.

Sir/Madam,

Under Article 324(1) of the Constitution of India, the superintendence, direction and control of the preparation of the electoral rolls for, and the conduct of, all elections to Parliament and to the Legislature of every State and of elections to the office of President and Vice-President held under the Constitution is vested in the Election Commission of India. In the discharge of its Constitutional obligations of preparation/ revision of electoral rolls and the conduct of elections, the Commission issues various directions under the Representation of the People Act, 1950 & 1951, the Registration of Electors Rules, 1960 and Conduct of Elections Rules, 1961 from time to time. All the above Constitutional Provisions, Acts and Rules constitute the framework under which all the works related to the conduct of elections and preparation & revision of electoral rolls is carried out.

As per the standing instructions of the Election Commission of India issued vide its letter No.39/HP/2009, dated 22-7-2009, subjects like disciplinary proceedings, transfers, inspection of subordinate offices, grievance redressal mechanism are debarred from being reviewed by the State Govt.

The Chief Electoral Officer is appointed by the Election Commission of India under section 13 A of the Representation of People Act, 1950. He is, therefore the officer of the Commission and is the competent authority for posting and transfer in respect of officers and officials of the election department.

Similarly, all other officers & staff of the Chief Electoral Officer deployed at Election Department Headquarters, District Election Offices and Sub-Divisional Election Offices are on deputation to the Election Commission of India under section 13CC of the Representation of People Act, 1950 and section 28A of the Representation of People Act, 1951 subject to the strict superintendence, direction and control of the Election Commission of India.

It has been observed that some of the employees of election department are directly or indirectly putting undue political pressure or some other outside influence upon the department in respect of their service matters. The department viewed it seriously and it has been decided that henceforth, no officers/ officials of Election Department shall bring or attempt to bring any political or other outside influence in the Department in respect of matters pertaining to his/her service matters. They should not approach members of Parliament or State Legislatures or other political/outside authorities to forward their cases in respect of service matters. An officer/official wishes to seek redress of a grievance, the proper course for him is to go through proper channel and submit his request to his/her immediate superior, or Head of his Office or any other authority at the lowest level, who competent to deal with the matter.

If any officer/official of the Election Department shall bring or put undue political pressure or other outside influence upon the department in respect of his/her service matters directly or indirectly in spite of aforesaid directions, disciplinary action will be initiated against him/her under CCS(CCA)Rules, 1965 for the violation of Rule 3 (1) (iii) and of Rule-20 of Central Civil Services (Conduct) Rules, 1964.

You are, therefore, requested to bring the above instructions to the notice of all concerned under your control under intimation to this department.

Yours faithfully,


**Chief Electoral Officer-cum-
Additional Chief Secretary (Election)
Government of Himachal Pradesh.**

Endst. No. 5-49/2008-ELN.

Dated:

2nd May 2016

Copy to:-

1. All the Electoral Registration Officer-cum-Sub Divisional Officer (Civil), in Himachal Pradesh for information and necessary action. They are requested to bring the above instructions to the notice of all concerned under your control.
2. All the employees of Himachal Pradesh Election Department through their heads of offices for information and strict compliance.


**Chief Electoral Officer-cum-
Additional Chief Secretary (Election)
Government of Himachal Pradesh.**