

**SPEED POST**

**ELECTION COMMISSION OF INDIA**  
**Nirvachan Sadan, Ashoka Road, New Delhi-110 001.**

No. 3/4/ID/2013/SDR(NL)

Dated: 7<sup>th</sup> February, 2013.

To,

The Chief Electoral Officer  
Nagaland,  
Kohima.

Subject:- General Election to the State Legislative Assembly of Nagaland-  
Commission's Order regarding use of Electors Photo Identity Card.

Sir,

I am directed to enclose herewith Order dated 7<sup>th</sup> February, 2013, regarding identification of electors at the general election to Nagaland Legislative Assembly. The Election Commission has directed that all electors in each of the 60 Assembly Constituencies in Nagaland, for the general election notified on 30-1-2013, shall produce their EPIC for establishing their identity before casting their votes. Electors who do not have EPIC shall have to produce the 'Authenticated Photo Voter Slip' issued by the election machinery for identification in the polling stations. If any elector fails to produce his/her EPIC or the photo in the EPIC/Authenticated Photo Voter Slip does not match, they shall have to produce any of the alternative photo documents mentioned in the Order for establishing their identity. Kindly note that the "Smart Card" being issued under NPR scheme by RGI and Aadhaar card issued by UIDAI have also been included as one of the alternative identity document. The overseas electors shall have to produce their original passport only for identification.

2. The Order may be brought to the notice of the Returning Officers and all Presiding Officers of the said constituencies.

3. The Commission's Order dated 7th February, 2013, may be got published in the state Gazette immediately. This Order may be given wide publicity through print/electronic media for information of the general public and electors. All contesting candidates at the said general election may also be informed, in writing, of this direction of the Commission.

4. The Returning Officers shall be instructed to note the implications of this Order and explain the contents thereof to all Presiding Officers through special briefings. They should also ensure that a copy of this letter is available with the Presiding Officers at all polling stations / booths in the constituency.

5. Kindly acknowledge receipt and confirm action taken.

Yours faithfully,

(N.T. Bhutia)  
Under Secretary

**ELECTION COMMISSION OF INDIA**  
**Nirvachan Sadan, Ashoka Road, New Delhi-110001**

No. 3/4/ID/2013/SDR(NL)

Dated : 7<sup>th</sup> February, 2013.

**ORDER**

1. Whereas, Section 61 of the Representation of the People Act, 1951 provides that with a view to preventing impersonation of electors, so as to make the right of genuine electors to vote under section 62 of that Act more effective, provisions may be made by rules under that Act for use of Electors Photo Identity Card for electors as the means of establishing their identity at the time of polling; and

2. Whereas, Rule 28 of the Registration of Electors Rules, 1960, empowers the Election Commission to direct, with a view to preventing impersonation of electors and facilitating their identification at the time of poll, the issue of Electors Photo Identity Card to electors bearing their photographs at State cost; and

3. Whereas, Rules 49H (3) and 49K (2) (b) of the Conduct of Elections Rules, 1961, stipulate that where the electors of a constituency have been supplied with Electors Photo Identity Card under the said provisions of Rule 28 of the Registration of Electors Rules, 1960, the electors shall produce their Electors Photo Identity Card at the polling station and failure or refusal on their part to produce those Electors Photo Identity Card may result in the denial of permission to vote; and

4. Whereas, a combined and harmonious reading of the aforesaid provisions of the said Act and the Rules, makes it clear that although the right to vote arises by the existence of the name in the electoral roll, it is also dependent upon the use of the Electors Photo Identity Card, where provided by the Election Commission at State cost, as the means of establishing their identity at the time of polling and that both are to be used together; and

5. Whereas, the Election Commission made an Order on the 28<sup>th</sup> August, 1993, directing the issue of Electors Photo Identity Card (EPIC) to all electors, according to a time bound programme; and

6. Whereas, the Commission has revised the format of the electoral roll in the State of Nagaland to incorporate the photo of the elector alongside the other particulars of the elector and the photo electoral roll with photos of 95.94% registered

electors will be used during the current general election to the Legislative Assembly of Nagaland; and

7. Whereas, the Commission has further directed preparation of **'Authenticated Photo Voters Slip'** from the database of photo electoral roll and to distribute these 'Authenticated Photo Voters Slips' to the electors before the date of poll for the current general election to the Legislative Assembly of Nagaland for identification at the polling station on the day of poll;

8. Now, therefore, after taking into account all relevant factors and the legal and factual position, the Election Commission hereby directs that for the general election to the Nagaland Legislative Assembly notified on 30-1-2013 all electors in each of the 60 Assembly Constituencies in Nagaland shall produce their 'Authenticated Photo Voter Slip' for establishing their identity before casting their votes. Electors whose photograph are not available in the elector database vis-à-vis printed on the 'Authenticated Photo Voters Slip' or the photo in the 'Authenticated Photo Voters Slip' issued does not match, shall have to produce, in addition, any of the following photo documents for establishing their identity:-

- (1) Passports,
- (2) Driving Licence,
- (3) Income Tax Identity ( PAN ) Cards,
- (4) Aadhaar Card issued by UIDAI
- (5) Smart Cards issued by RGI under the scheme of National Population Register (NPR).
- (6) Health Insurance Scheme Smart Cards with photograph (Ministry of Labour's Scheme, issued upto 31-12-2012,,
- (7) Job Cards issued under NREGA scheme with photograph (issued upto 31-12-2012),
- (8) Service Identity Cards issued to its employees by State/Central Government, Public Sector Undertakings, Local Bodies or Public Limited Companies with photograph,
- (9) Passbooks issued by Public Sector Banks/Post Office and Kisan Passbooks with photograph (accounts opened on or before 31-12-2012),

- (10) Indigenous Naga Certificate with photograph,
- (11) Permanent Resident Certificate with photograph,
- (12) Student identity cards issued by Schools and Colleges (issued on or before 31-12-2012),
- (13) Ration cards issued to BPL families (issued on or before 31-12-2012),
- (14) Property Documents such as Pattas, Registered Deeds, etc. with photograph,
- (15) SC/ST/OBC Certificates with photograph issued by competent authority with photograph (issued upto 31-12-2012),
- (16) Pension Documents such as ex-servicemen's Pension Book/Pension Payment Order, ex-servicemen's Widow/Dependent Certificates, Old Age Pension Order, Widow Pension Order with photograph (issued upto 31-12-2012),
- (17) Freedom Fighter Identity Card, with photograph,
- (18) Arms Licenses (issued upto 31-12-2012),
- (19) Certificate of Physical Handicap with photograph issued by the competent authority (issued upto 31-12-2012),

10. Notwithstanding anything in Para 8 above, overseas electors who are registered in the electoral rolls under Section 20A of the Representation of the People Act, 1950, based on the particulars in their Passport, shall be identified on the basis of their original passport only ( and no other identity document) in the polling station.

By Order,

(Ashish Chakraborty)  
Secretary