

pl. issue
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S.L. No. 21 (I)

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashok Road, New Delhi-110 001

No. 4/ECI/LET/FUNC/JUD/SDR/VOL.1/2016/

Dated: 29th December, 2016

To,

The Chief Electoral Officer of
all States and Union Territories.

995-1030

Subject: Receiving of nomination forms-holidays-regarding.

Sir/Madam,

I am directed to state that second proviso under Section 33(1) of the Representation of the People Act, 1951 provides that no nomination paper shall be delivered to Returning Officer on a day which is a public holiday. Under Section 2(4) of the Representation of the People Act, 1951, "Public Holiday" is defined as any day which is a public holiday for the purposes of Section 25 of Negotiable Instruments Act, 1881.

2. The M/o Finance, Government of India vide their Notification dated 20-08-2015 have declared holidays for Banks on second and forth Saturdays, under the Negotiable Instruments Act, 1881.

3. In view of the above legal position, it is informed that Returning Officers should not receive any nomination papers on 2nd and 4th Saturdays, which have been declared as holidays under the Negotiable Instrument Act, 1881 by the Finance Ministry.

4. This may be brought to the notice of all Returning Officers and other election officials and also to the political parties based in your State/Union Territory.

Yours faithfully,

(N.T. Bhutia)
Under Secretary

