

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi -110 001

No. 576/3/EVM/ECI/LET/FUNC/JUD/SDR/Vol-II/2017

Dated: 22nd March, 2017

To,

The Chief Electoral Officer's

1. Jammu & Kashmir
2. Kerala
3. Assam
4. Himachal Pradesh
5. Madhya Pradesh
6. West Bengal
7. Rajasthan
8. Karnataka
9. Tamil Nadu
10. Jharkhand
11. Sikkim
12. NCT of Delhi

Subject:-Bye-Elections to the House of the People and State Legislative Assemblies, 2017 – Use of Electronic Voting Machines.

Sir,

I am directed to forward herewith the Commission's Direction bearing No. 576/3/EVM/ECI/LET/FUNC/JUD/SDR/Vol-II/2017, dated 22nd March, 2017, issued in pursuance of Section 61A of the Representation of the People Act, 1951, specifying **02-Srinagar Parliamentary Constituency & 03-Anantnag Parliamentary Constituency in Jammu & Kashmir, 06-Malappuram Parliamentary Constituency in Kerala, 113-Dhemaji(ST) Assembly Constituency in Assam, 36-Bhoranj(SC) Assembly Constituency in Himachal Pradesh, 09-Ater Assembly Constituency & 89-Bandhavgarh(ST) Assembly Constituency in Madhya Pradesh, 216-Kanthi Dakshin Assembly Constituency in West Bengal, 79-Dholpur Assembly Constituency in Rajasthan, 214-Nanjangud(SC) Assembly Constituency & 224-Gudlupet Assembly Constituency in Karnataka, 11-Dr. Radhakrishnan Nagar Assembly Constituency in Tamil Nadu, 04-Litipara(ST) Assembly Constituency in Jharkhand, 28-Upper Burtuk Assembly Constituency in Sikkim and 27-Rajouri Garden Assembly Constituency in NCT of Delhi** as the Constituencies where giving and recording of votes at the current bye-elections to the House of the People and State Legislative Assemblies, **notified on 14-03-2017, 16.03.2017 & 17.03.2017** shall be by means of Electronic Voting Machines. The Direction may be published in the Official Gazette of the

States immediately and two copies of the Gazette may be forwarded to the Commission for its information and record.

2. I am further directed to invite your attention to the rules 49A, 49B, 49P and 49T(2) of the Conduct of Elections Rules, 1961, relating to the designs of voting machines, form and language(s) of the ballot paper on the balloting unit, design and language of tendered ballot paper and the manner of sealing of voting machines after the poll. The related instruction in this regard contained in Chapter-XI, 'Postal Ballot Papers and Ballot Papers for Voting Machines', of Returning Officers' Handbook, 2014 edition may kindly be followed.

3. The above mentioned instruction may be brought to the notice of the Returning Officers of the Constituencies concerned for their information and compliance.

4. As regards counting of votes, your attention is invited to the provisions of rules 50 to 54A, 60 to 66A and 55C to 57C of the Conduct of Elections Rules, 1961, and also the Commission's detailed directions and instructions relating to counting of votes as contained in Chapter XV of the Returning Officers' Handbook, 2014 (where EVMs are used). The Returning Officers should be instructed to follow the said directions and instructions scrupulously.

5. Kindly acknowledge receipt.

Yours faithfully,



(N.T. Bhutia)

Under Secretary

TO BE PUBLISHED IN
THE GAZETTE OF INDIA, PART-II,
SECTION 3(iii) IMMEDIATELY.
TO BE REPUBLISHED IN THE STATE
GOVERNMENT GAZETTE IMMEDIATELY

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi -110 001

Dated: 22nd March, 2017

DIRECTION

No. 576/3/EVM/ECI/LET/FUNC/JUD/SDR/Vol-II/2017:- Whereas, Section 61A of the Representation of the People Act, 1951, provides that the giving and recording of votes by Voting Machines in such manner as may be prescribed, may be adopted in such constituencies as the Election Commission of India may, having regard to the circumstances of each case specify; and

2. Whereas, the Commission has considered the circumstances in **02-Srinagar Parliamentary Constituency & 03-Anantnag Parliamentary Constituency in Jammu & Kashmir, 06-Malappuram Parliamentary Constituency in Kerala, 113-Dhemaji(ST) Assembly Constituency in Assam, 36-Bhoranj(SC) Assembly Constituency in Himachal Pradesh, 09-Ater Assembly Constituency & 89-Bandhavgarh(ST) Assembly Constituency in Madhya Pradesh, 216-Kanthi Dakshin Assembly Constituency in West Bengal, 79-Dholpur Assembly Constituency in Rajasthan, 214-Nanjangud(SC) Assembly Constituency & 224-Gudlupet Assembly Constituency in Karnataka, 11-Dr. Radhakrishnan Nagar Assembly Constituency in Tamil Nadu, 04-Litipara(ST) Assembly Constituency in Jharkhand, 28-Upper Burtuk Assembly Constituency in Sikkim and 27-Rajouri Garden Assembly Constituency in NCT of Delhi**, and is satisfied that sufficient number of Electronic Voting Machines are available for taking the poll in the abovementioned Parliamentary/Assembly Constituencies, the polling personnel are well trained in efficient handling of the Electronic Voting Machines and the electors are also fully conversant with the operation of the Electronic Voting Machines;

3. Now, therefore, the Election Commission of India hereby specifies **02-Srinagar Parliamentary Constituency & 03-Anantnag Parliamentary Constituency in Jammu & Kashmir, 06-Malappuram Parliamentary Constituency in Kerala, 113-Dhemaji(ST) Assembly Constituency in Assam, 36-Bhoranj(SC) Assembly Constituency in Himachal Pradesh, 09-Ater Assembly Constituency & 89-Bandhavgarh(ST) Assembly Constituency in Madhya Pradesh, 216-Kanthi Dakshin Assembly Constituency in West Bengal, 79-Dholpur Assembly Constituency in Rajasthan, 214-Nanjangud(SC) Assembly Constituency & 224-Gudlupet Assembly Constituency in Karnataka, 11-Dr. Radhakrishnan Nagar Assembly Constituency in Tamil Nadu, 04-Litipara(ST) Assembly Constituency in Jharkhand, 28-Upper Burtuk Assembly Constituency in Sikkim and 27-Rajouri Garden Assembly Constituency in NCT of Delhi**, as the Constituencies in which the votes at the current bye- elections to the House of the People and State Legislative Assemblies from the said Constituencies **notified on 14-03-2017, 16.03.2017 & 17.03.2017** shall be given and recorded by means of Electronic Voting Machines in the manner prescribed under the Conduct of Elections Rules, 1961, and the supplementary instructions issued by the Commission from time to time on the subject.

By order,



(K.F. WILFRED)
PRINCIPAL SECRETARY

भारत के राजपत्र, भाग-११
खण्ड-3(iii) में तत्काल प्रकाशनार्थ ।
राज्य सरकार के राजपत्र में
तत्काल पुनः प्रकाशनार्थ ।

भारत निर्वाचन आयोग
निर्वाचन सदन, अशोक रोड, नई दिल्ली -110001

दिनांक : 22 मार्च, 2017

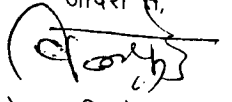
निदेश

संख्या 576/3 ई.वी.एम./ईसीआई/पत्र/व्यवहारिक/विधिक/एसडीआर/खण्ड-११/2017-यतः, लोक प्रतिनिधित्व अधिनियम, 1951 की धारा 61 क में यह उपबधित है कि मतदान मशीनों द्वारा मत ऐसी रीति से डाले और रिकॉर्ड किए जाएंगे जैसा कि भारत निर्वाचन आयोग ऐसे निर्वाचन क्षेत्रों के लिए प्रत्येक मामले की विशिष्ट परिस्थितियों को ध्यान में रखते हुए निर्दिष्ट करें ; तथा

2. यतः आयोग ने जम्मू एवं कश्मीर में 02-श्रीनगर संसदीय निर्वाचन क्षेत्र एवं 03-अनन्तनाग निर्वाचन क्षेत्र, केरल में 06-मलप्पुरम संसदीय निर्वाचन क्षेत्र एवं असम में 113-धेमाजी(अ0ज0जा) विधान सभा निर्वाचन क्षेत्र, हिमाचल प्रदेश में 36-भोरंज(अ0जा0) विधान सभा निर्वाचन क्षेत्र, मध्य प्रदेश में 09-अटेर एवं 89-बांधवगढ(अ0ज0जा) विधान सभा निर्वाचन क्षेत्र, पश्चिम बंगाल में 216-कांथी दक्षिण विधान सभा निर्वाचन क्षेत्र, राजस्थान में 79-धौलपुर विधान सभा निर्वाचन क्षेत्र, कर्नाटक में 214-ननजनगुड(अ0जा) विधान सभा निर्वाचन क्षेत्र एवं 224-गुन्दलुपेट विधान सभा निर्वाचन क्षेत्र, तमिलनाडू में 11-डॉ० राधाकृष्णन नगर विधान सभा निर्वाचन क्षेत्र, झारखण्ड में 04-लिटिपाड़ा(अ0ज0जा) विधान सभा निर्वाचन क्षेत्र, सिक्किम में 28-अपर बुरदुक विधान सभा निर्वाचन क्षेत्र एवं राष्ट्रीय राजधानी दिल्ली में 27-राजौरी गार्डन विधान सभा निर्वाचन क्षेत्र की परिस्थितियों पर विचार किया है, और वह संतुष्ट है कि उपर्युक्त संसदीय एवं विधान सभा निर्वाचन क्षेत्रों में मतदान के लिए पर्याप्त संख्या में इलेक्ट्रॉनिक वोटिंग मशीनें उपलब्ध है, तथा मतदान कर्मचारी इलेक्ट्रॉनिक वोटिंग मशीनों को दक्षतापूर्ण संचालन करने के लिए प्रशिक्षित है तथा निर्वाचक भी इलेक्ट्रॉनिक वोटिंग मशीनों की कार्यप्रणाली से पूर्णतया परिचित हैं।

3. अतः अब भारत निर्वाचन आयोग एतद्वारा जम्मू एवं कश्मीर में 02-श्रीनगर संसदीय निर्वाचन क्षेत्र एवं 03-अनन्तनाग निर्वाचन क्षेत्र, केरल में 06-मलप्पुरम संसदीय निर्वाचन क्षेत्र एवं असम में 113-धेमाजी(अ0ज0जा) विधान सभा निर्वाचन क्षेत्र, हिमाचल प्रदेश में 36-भोरंज(अ0जा0) विधान सभा निर्वाचन

क्षेत्र, मध्य प्रदेश में 09-अटेर एवं 89-बांधवगढ(अ0ज0जा) विधान सभा निर्वाचन क्षेत्र, पश्चिम बंगाल में 216-कांथी दक्षिण विधान सभा निर्वाचन क्षेत्र, राजस्थान में 79-धौलपुर विधान सभा निर्वाचन क्षेत्र, कर्नाटक में 214-ननजनगुड(अ0जा) विधान सभा निर्वाचन क्षेत्र एवं 224-गुन्दलुपेट विधान सभा निर्वाचन क्षेत्र, तमिलनाडू में 11-डॉ0 राधाकृष्णन नगर विधान सभा निर्वाचन क्षेत्र, झारखण्ड में 04-लिटिपाड़ा(अ0ज0जा) विधान सभा निर्वाचन क्षेत्र, सिक्किम में 28-अपर बुरटुक विधान सभा निर्वाचन क्षेत्र एवं राष्ट्रीय राजधानी दिल्ली में 27-राजौरी गार्डन विधान सभा निर्वाचन क्षेत्र, जहां पर उप-निर्वाचन हो रहे हैं, को ऐसे निर्वाचन क्षेत्रों के रूप में विनिर्दिष्ट करता है जिसमें 14.03.2017, 16.03.2017 एवं 17.03.2017 को अधिसूचित किए गए लोकसभा एवं राज्य विधान सभाओं के वर्तमान उप-निर्वाचनों में, निर्वाचनों का संचालन नियम, 1961 के अधीन निर्धारित रीति से इलेक्ट्रॉनिक मतदान मशीनों के माध्यम से मत डाले और रिकॉर्ड किए जाएंगे तथा जैसा कि इस विषय पर आयोग द्वारा समय-समय पर अनुपूरक अनुदेश जारी किए गए हैं ।

आदेश सं,

(कै0एफ0विल्फ्रेड)
प्रधान सचिव