

सां/No. : 5-1(638)/2019-PD

15.12.2023

Dated _____

प्रेषक : संयुक्त सचिव (प्रशासन)

From : Joint Secretary (Admn.)

सेवा में : सी.एस.आई.आर. की सभी राष्ट्रीय प्रयोगशालाओं/संस्थानों/मुख्यालय/एककों के निदेशक/प्रधान

To : The Directors/Heads of all CSIR National Labs./Instts./Hqrs./Units

महोदय/Sir / महोदया/Madam,

मुझे मंत्रिमंडल सचिवालय, भारत सरकार द्वारा जारी किए गए निम्नलिखित कार्यालय ज्ञापनों को आपकी जानकारी, मार्गदर्शन और अनुपालन के लिए अग्रेषित करने का निदेश हुआ है:

I am directed to forward herewith the following Office Memoranda issued by the Cabinet Secretariat, Government of India for your information, guidance and compliance:

क्रम सं. Sl. No.	कार्यालय ज्ञापन सं. / Office Memorandum No.	विषय/ Subject
1.	कार्यालय ज्ञापन सं. 1/41/1/2022-Cab दिनांक 07.12.2023 Office Memorandum No. 1/41/1/2022- Cab dated 07.12.2023	General Elections to State Legislative Assemblies of Chhattisgarh, Madhya Pradesh, Mizoram, Rajasthan and Telangana, 2023 and Bye-election in 43-Tapi (ST) Assembly Constituency of Nagaland – Lifting of Model Code of Conduct.
2.	कार्यालय ज्ञापन सं. 1/41/1/2022-Cab दिनांक 07.12.2023 Office Memorandum No. 1/41/1/2022- Cab dated 07.12.2023	Application of Model Code of Conduct – “Adjourned Poll” /Bye-election in 03-Karanpur Legislative Assembly Constituency in the State of Rajasthan.

भवदीय/Yours faithfully,

M Arun Manikanda Bharathi 15/12/2023

(एम. अरुण मणिकण्ड भारति / M Arun Manikanda Bharathi)

अवर सचिव (नीति प्रभाग) / Under Secretary (PD)

संलग्न/Encl. : यथोपरि/As above

प्रतिलिपि/Copy to:

1) सी.एस.आई.आर. वेबसाइट/ CSIR Website

2) कार्यालय प्रति/Office copy.

MOST IMMEDIATE

Copy No. _____

No. 1/41/1/2022-Cab
GOVERNMENT OF INDIA (BHARAT SARKAR)
CABINET SECRETARIAT (MANTRIMANDAL SACHIVALAYA)

New Delhi, the 07th December, 2023

OFFICE MEMORANDUM

Subject: General Elections to State Legislative Assemblies of Chhattisgarh, Madhya Pradesh, Mizoram, Rajasthan and Telangana, 2023 and Bye-election in 43-Tapi (ST) Assembly Constituency of Nagaland – Lifting of Model Code of Conduct.

The undersigned is directed to enclose herewith a copy of the Election Commission of India letter no. 437/6/1/ECI/INST/FUNCT/MCC/2023/2515 dated 04.12.2023 on the above subject, for information and necessary action.

Encl.: as above



(S.G.P. Verghese)

Joint Secretary

Tele No. 2301 1791

Fax No. 2379 3504

Email: verghese.sgp@nic.in

All Secretaries to the Government of India

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

By Speed Post

Special messenger

No.437/6/1/ ECI/ INST/ FUNCT/MCC/2023/2515

Dated: 04th December, 2023

To

1. The Cabinet Secretary,
Government of India,
Rashtrapati Bhawan,
New Delhi.
2. The Chief Secretaries to the Government of :-
 - (i) Chhattisgarh, Raipur ;
 - (ii) Madhya Pradesh, Bhopal ;
 - (iii) Mizoram, Aizawl ;
 - (iv) Nagaland, Kohima;
 - (v) Rajasthan, Jaipur ; and
 - (vi) Telangana, Hyderabad.
3. The Chief Electoral Officers of :-
 - (i) Chhattisgarh, Raipur ;
 - (ii) Madhya Pradesh, Bhopal ;
 - (iii) Mizoram, Aizawl ;
 - (iv) Nagaland, Kohima;
 - (v) Rajasthan, Jaipur ; and
 - (vi) Telangana, Hyderabad.

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Sh. Saksham

Subject:- General Elections to State Legislative Assemblies of Chhattisgarh, Madhya Pradesh, Mizoram, Rajasthan and Telangana, 2023 and Bye-election in 43-Tapi (ST) Assembly Constituency of Nagaland - Lifting of Model Code of Conduct reg.

Madam/Sir,

I am directed to state that the provisions of Model Code of Conduct are enforced from the date of announcement of election schedule by the Election Commission and it remains in operation till completion of election process.

2. Now, that the results in respect of General Elections to State Legislative Assemblies of Chhattisgarh, Madhya Pradesh, Mizoram, Rajasthan and Telangana, 2023 and bye elections for 43-Tapi (ST) Assembly Constituency of Nagaland have been declared by the respective Returning Officers, the Model Code of Conduct has ceased to be in operation with immediate effect.

3. This may be brought to notice of all concerned.

Yours faithfully

28/11

(AJAY KUMAR VERMA)
SECRETARY

MOST IMMEDIATE

Copy No. _____

No. 1/41/1/2022-Cab
GOVERNMENT OF INDIA (BHARAT SARKAR)
CABINET SECRETARIAT (MANTRIMANDAL SACHIVALAYA)

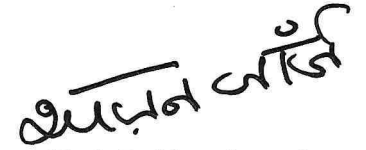
New Delhi, the 07th December, 2023

OFFICE MEMORANDUM

Subject: Application of Model Code of Conduct – “Adjourned Poll” /Bye-election in 03-Karanpur Legislative Assembly Constituency in the State of Rajasthan.

The undersigned is directed to enclose herewith a copy of the Election Commission of India letter No. 437/6/1/ECI/INST/FUNCT/MCC/2023/2526 dated 05.12.2023 on the above subject, for information and necessary action.

Encl.: as above



(S.G.P. Verghese)
Joint Secretary
Tele No. 2301 1791
Email: verghese.sgp@nic.in

All Secretaries to the Government of India

CS/9038/23
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By Spl. Messenger/Speed Post

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 437/6/1/ECI/INST/FUNCT/MCC/2023/2526

Dated: 5th December, 2023

To

1. The Cabinet Secretary,
Government of India,
Rashtrapati Bhawan,
New Delhi.
2. The Chief Secretary to the
Government of Rajasthan,
Jaipur.
3. The Chief Electoral Officer.
Rajasthan,
Jaipur.

HbG/w

JS(V)

6/12/23 USYB

Sub: Application of Model Code of Conduct - "Adjourned Poll"/Bye-election in 03-Karanpur Legislative Assembly Constituency in the State of Rajasthan- reg.

Sir,

I am directed to refer to Commission's letter of even number dated 9th October, 2023 whereby Commission had enforced Model Code of Conduct in view of the General Elections to the Legislative Assemblies of Chhattisgarh, Madhya Pradesh, Mizoram, Rajasthan & Telangana, 2023 and Bye-election in 43-Tapi (ST) Assembly Constituency of Nagaland.

2. The Commission adjourned the poll in the 03- Karanpur Assembly Constituency due to death of contesting candidate of Indian National Congress.
3. The Commission has lifted the Model Code of Conduct from the aforesaid states of Chhattisgarh, Madhya Pradesh, Mizoram, Rajasthan & Telangana, 2023 and Tapi Assembly Constituency of Nagaland vide its letter of even number dated 4th December, 2023.
4. Now, the Commission has announced the schedule for holding General Election **from 03-Karanpur Legislative Assembly Constituency in the State of Rajasthan** (Press Note No. ECI/PN/71/2023, dated 5th December, 2023 available at Commission's web-site - [Election Commission of India \(eci.gov.in\)](http://Election Commission of India (eci.gov.in))).
5. The provisions of the Model Code of Conduct have come into force with immediate effect in the district(s) in which the whole or any part of the Assembly Constituency going for

election is comprised subject to partial modification as issued by Commission vide its letters No. 437/6/INST/2016-CCS dated 29th June, 2017, No. 437/6/MISC/ECI/LET/FUNCT/MCC/2017 dated 18th January, 2018 and No. 437/6/MISC/ECI/LET/FUNCT/MCC/2019 dated 14th October, 2019 (copies enclosed).

6. This may be brought to the notice of all concerned.

Yours faithfully,



(SUMIT MUKHERJEE)
SR. PRINCIPAL SECRETARY

INSTRUCTION SL. No. 25

Election Commission's letter No. 437/6/INST/2016-CCS dated 29.06.2017 addressed to the Chief Secretaries and CEOs of all the States/UTs and recognized Political parties of States/UT..

Subject: Model Code of Conduct – Instruction- bye-election of Parliamentary/Assembly Constituency – Regarding.

On the above cited subject, I am directed to state that the Commission has reviewed the issue and has issued the following modifications of its earlier instructions-

1. Enforcement of MCC

The Commission's instructions, contained in letters No. 437/6/INST/2012/CC&BE dated 26.04.2012 and No. 437/6/INST/2012/CC&BE dated 21.10.2013, list various provisions of applicability of MCC to the concerned district or the AC/PC concerned. These instructions are modified to the extent that *in case the constituency is comprised in State Capital/Metropolitan Cities/Municipal Corporations, then aforesaid instructions would be applicable in the area of concerned Constituency only. In all other cases the MCC would be enforced in the entire district(s) covering the Constituency going for bye-election(s).*

2. Publishing of Advertisements

The Commission on 25th June, 2013, directed that the release /publishing of advertisements during the period of operation of Model Code of Conduct in connection with bye-elections would be regulated as follows:-

- (i) Advertisement of general nature in connection with specific occasions of importance may be published. However, such publishing shall be restricted to the dates coinciding with the special occasion only, and it shall not be published on other days. The advertisement shall not bear photographs of any Minister and other political functionaries.
- (ii) No advertisement having any specific/pointed reference or connotation to the areas covered by the bye-election constituencies shall be released/published on any date during the period.

Further, it is clarified that no new schemes should be advertised in the districts where the bye-election is being conducted. [Subpara (ii) above] stands modified].

3. Tours of Ministers

During bye elections from any constituencies, either Parliamentary or Assemblies, the following

restrictions are applicable as per instruction issued by the Commission on 23rd November, 2007 with regard to the tours of Ministers which inter alia provides that:-

- (i) All Ministers, whether Central or State, shall not combine in any manner their official tours with election work after the announcement of the bye elections. All and any visits to the district(s) where bye-election is being held and where Model Code of Conduct is, therefore, in force, have to be completely private in nature.
- (ii) In case where a Minister travelling on official work transits through the district(s) where the bye-election is being held en route to any other district on official visit, he shall not attend to any political work.

Further, it is clarified that the Ministers or persons holding equivalent rank/status cannot combine their official visit with campaign by en routing their journey for official purposes to a place where MCC is not in force and then proceeding from that place to the area where MCC is in force for election campaign. In case it is done, the entire journey expense shall be treated as election expense. [subpara (ii) above stands modified].

4. Regarding Transfer/Posting of Officers

For all officers, who are connected with the conduct of bye-election in the State, the existing ECI's instructions on implementation of transfer policy be applied within the area falling under the concerned AC/PC. While implementing this policy the DEO/RO should take care that in case of deployment of any officer from outside the constituency for any election related duty, shall also conform to the transfer policy of the Commission.

5. Regarding Announcement of D.A.

There is no ECI's instruction in the context of bye-election prohibiting State Governments to take decisions which have State wide effect and consequently in the Constituency concerned.

The Commission, after taking into consideration all relevant factors in this regards, has decided that announcement of D.A. by the state government may be done as a routine affair but it should not be publicized as the Government's achievement.

Kindly inform all concerned and give due publicity and ensure compliance in letter and spirit.

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INSTRUCTION SL No. 28

Election Commission's letter No. 437/6/1/ECI/INST/FUNCT/MCC/2017, dated 18.01.2018 addressed to the Chief Electoral Officers of all States/UTs

Subject: Clarification regarding enforcement of MCC during bye-election - regarding.

I am directed to refer to the Commission's letter No. 437/6/INST/2016-CCS dated 29th June, 2017 regarding application of Model Code of Conduct wherein it has been stated that in case the constituency is comprised in State Capital/Metropolitan Cities/Municipal Corporations, then MCC instructions would be applicable in the area of concerned Constituency only. In all other cases aforesaid instructions would be enforced in the entire district(s) covering the Constituency going for bye-election(s). (Copy enclosed for ready reference) (Instruction Sl. No. 25).

In this connection, a clarification was sought for by Returning Officer, Ajmer Parliamentary Constituency in Rajasthan, whether the MCC was to be enforced in the entire district of Jaipur or only in the Dudu Assembly segment of Jaipur District during the ensuing bye-election to Ajmer Parliamentary Constituency Since Jaipur district has in it state capital municipal corporation, metropolitan city as well as rural area. The Commission considered the matter and clarified that in order to avoid dislocation/disturbance of normal administrative work in Jaipur District, MCC would be enforced only in Dudu Assembly segment of Jaipur district.

Now, the Commission has decided that above direction shall be applied in all future bye-elections in the Country involving State Capital/Metropolitan Cities/Municipal Corporations. Accordingly, any district in which Corporation/ Metro/Municipal Corporation is located, MCC would be enforced in the particular Assembly Constituency Segment only and not in the whole of the district.



भारत निर्वाचन आयोग मन्त्रिवालय
SECRETARIAT OF THE ELECTION COMMISSION OF INDIA
निर्वाचन सदन, अशोक रोड, नई दिल्ली - 110001
Nirvachan Sadan, Ashoka Road, New Delhi-110001.

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No.437/6/MISC/ECI/LET/FUNCT/MCC/2019

Dated: 14th October 2019

To

1. The Chief Secretaries of all States and Union Territories.
2. The Chief Electoral Officers of all States and Union Territories.

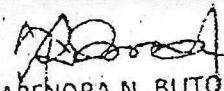
Subject: - Clarification regarding enforcement of MCC during bye-election - regarding.

Sir/Madam,

I am directed to refer to the Commission's Instructions issued vide letter No. 437/G/INST/2016-CCS dated 29.06.2017 and to state that the Commission has been receiving various requests seeking clarifications regarding enforcement of MCC during bye-elections where a small number of polling stations of the Constituency fall under jurisdiction of other district(s).

The Commission has considered the matter and directed that the instructions contained in the para-1 of the aforesaid letter shall cover the district in which all or maximum number of polling stations of constituency going to bye-election are located. For the district(s) with number of polling stations less than 10% of the total polling stations of the constituency concerned, the instructions contained in the para-1 of the aforesaid letter would be applicable only in the area under jurisdiction of those polling stations. However, it must be ensured that the other instructions regarding deployment of staff, etc., are strictly observed in all districts irrespective of number of polling stations situated therein.

Yours faithfully,


(NARENDRA N. BUTOLIA)
PRINCIPAL SECRETARY