

Engineer-in-Chief PWD, GNCTD <pwdhqdelhi@gmail.com>

General Election to Lok Sabha, 2019 and General Election to the legislative Assemblies of Andhra Pradesh, Arunachal Pradesh, Odisha & Sikkim and Byeelections to fill the clear vacancies in Assembly Constituencies of various States-Grant of Paid Holiday-regarding.

2 messages

GAD ADMN <gad.admn@gmail.com>

Wed, Mar 27, 2019 at 12:53 PM

To: rcoop@nic.in, Commissioner F & S <ps2cfs@gmail.com>, pshome@nic.in, sgad@nic.in, secservices@nic.in, pspwd@nic.in, pspower@nic.in, pshealth@nic.in, senv@nic.in, Rajendra Kumar <psud@nic.in>, chairmandsssb.delhi@nic.in, Punya S Srivastava <secyedu@nic.in>, divcom@nic.in, cmd.dtc@delhi.gov.in, ceodelhi.djb@nic.in, ctt.delhi@nic.in, DUSIB Delhi <delhishelter@gmail.com>, cexcise@nic.in, commtpt@nic.in, LABOUR COMMISSIONER labcomm.delhi@gmail.com, cdevlop@nic.in, dagri@sansad.nic.in, director.dlfire@nic.in, diredu@nic.in, Land Building <buildingland222@gmail.com>, cfss.delhi@nic.in, dvigil@nic.in, dutcs@nic.in, slaw@nic.in, psfin@nic.in, dsw@nic.in, dirtte.delhi@nic.in, ADMIN EDUCATION <dtehedu@gmail.com>, secyit@nic.in, pssw@nic.in, Commissioner <comind@sansad.nic.in>, "Pr. Secretary DSCST" <scstsecretary@gmail.com>, wcd@nic.in, secyart@nic.in, commissioner-sdmc@mcd.gov.in, commissioner-edmc@mcd.gov.in, commissioner-ndmc@mcd.gov.in, chairperson@ndmc.gov.in, SK Srivastava <csdelhi@nic.in>, directordip2014@gmail.com, mddsiidc@gmail.com, ambdl@nic.in, md@delhitourism.gov.in, Secretary@ndmc.gov.in, pstechedu@nic.in, jdplg@nic.in, pwdhqdelhi@gmail.com, TOURISM DEPARTMENT <tourism.gnctd@gmail.com>, Vijender Gupta <lop.dvs@gmail.com>, Jagdeep Singh <jagdeep1971@gmail.com>, jagdeep mla <Mlajagdeep@gmail.com>, gopalrai.delhi@gov.in, msisodia.delhi@gov.in, Imran.hussain@gov.in, Mintours.delhi@gov.in, moh.delhi@gov.in, secylm.delhi@gov.in, dysecyacl@gmail.com, secyminsw.delhi@gmail.com, cmdelhi@nic.in Cc: ceo delhi@eci.gov.in

Sir/Madam.

Please find enclosed herewith the attachment regarding above cited subject for compliance.

Thanking You

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pspwd <pspwd@nic.in> To: GNCTD PWD <pwdhqdelhi@gmail.com> Wed, Mar 27, 2019 at 1:34 PM

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By Speed post/camp bag

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001.

26 Min 2.3

The Chief Secretaries of
 All States and Union Territories.

The Chief Electoral Officers of All States and Union Territories Dated: 22nd March, 2019

Govt. of INCT of Lethi

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Dy. No. 5AD 2019 1534.5

 The Secretary to the Govt. of India, M/o Personnel Public Grivances & Pensions, Department of Personnel and Training, North Block, New Delhi.

General Elections to Lok Sabha, 2019 and General Election to the Legislative Assemblies of Andhra Pradesh, Arunachal Pradesh, Odisha & Sikkim and Bye-elections to fill the clear vacancies in Assembly Constituencies of various States-Grant of Paid Holiday-regarding

Sir/Madam,

No.78/2019/EPS

2613

I am directed to invite your attention to Section 135 B of the Representation of the People Act, 1951 which provides for the grant of paid holiday to the employees on the day of poll. The Section 135B is reproduced below:

"135B. Grant of paid holiday to employees on the day of poll

- (i) Every person employed in any business trade, industrial undertaking or any other establishment and entitled to vote at election to the House of the People or the Legislative Assembly of a State shall, on the day of poll, be granted a holiday.
- (ii) No deduction or abatement of the wages of any such person shall be made on account of a holiday having been granted in accordance with sub-section (1) and if such person is employed on the basis that he would not ordinarily receive wages for such a day, he shall nonetheless be paid for such day the wages he would have drawn had not a holiday been granted to him on that day.

- (iii) If an employer contravenes the provisions of sub-section (1) or sub-section(2), then such employer shall be punishable with fine, which may extend to five hundred rupees.
- (iv) This section shall not apply to any elector whose absence may cause danger or substantial loss in respect of the employment in which he is engaged."
- 2. The above provisions require that all establishments and shops including those which work on shift basis shall be closed on the day of poll in the Constituency where a General/bye-election is to be held. However, there may be cases where a person is ordinarily resident of the Constituency and registered as an elector, may be serving/employed in an industrial undertaking or an establishment located outside the constituency having a general/bye-election. It is clarified that in such a situation, even those electors including casual workers working outside the constituency concerned would be entitled to the benefit of a paid holiday extended under Section 135B(1) of the Representation of the People Act, 1951.
- 3. The daily wage/causal workers are also entitled for a holiday and wages on poll day as provided in Section 135B of the R.P. Act, 1951.
- 4. The Commission desires that suitable instructions should be issued to all concerned for the phase-wise election schedules, as mentioned in the Commission's Notifications under endorsement to the Commission for information and record.
- 5. The receipt of this letter may please be acknowledged.

Yours faithfully,

(SANJEEV KUMAR PRASAD) UNDER SECRETARY