

31/5/2021

कार्यालय : मुख्य निर्वाचन अधिकारी, उत्तराखण्ड
विश्वकर्मा भवन, प्रथम तल, सचिवालय परिसर 4-सुभाष रोड़, देहरादून- 248001

Email id-ceo uttaranchal@eci.gov.in

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election09@gmail.com

फोन न० (0135) 2713552

संख्या-935/XXV-12(10)/2018

देहरादून : दिनांक 07 जून, 2021

सेवा में,

स्पीड पोस्ट

श्री आदित्य सैनी, पुत्र श्री जयवीर सैनी,
निवासी-ग्राम खडन्जा, कुतूबपुर,
पोस्ट व तहसील लक्सर,
जिला हरिद्वार।
मो०न०-8476038546

विषय- सूचना के अधिकार अधिनियम-2005 के तहत सूचना के सम्बन्ध में।

महोदय,

उपरोक्त विषयक आपका अनुरोध पत्र दिनांक 31-05-2021 जो इस कार्यालय में दिनांक 03-06-2021 को प्राप्त हुआ है में मांगी गयी वांछित तीन बिन्दुओं से सम्बन्धित सूचना 07 (सात) पृष्ठों में सलग्न कर प्रेषित की जा रही है।

इस आदेश के अन्तर्गत दी गई जानकारी से यदि असंतुष्ट हों तो आदेश प्राप्ति की तिथि से 30 दिन के अन्दर विभाग के अपीलीय अधिकारी जिनका पता निम्नवत है, अपील दायर कर सकते हैं।

संलग्नक-यथोपरि।

अपीलीय अधिकारी का पता-
सहायक मुख्य निर्वाचन अधिकारी,
विश्वकर्मा भवन, प्रथम तल,
सचिवालय परिसर 4-सुभाष रोड़,
देहरादून- 248001,

भवदीय,



(बसन्त सिंह रावत)

अनुभाग अधिकारी एवं
लोक सूचना अधिकारी।



भारत निर्वाचन आयोग
Election Commission of India

निर्वाचन सदन
NIRVACHAN SADAN
अशोक रोड, नई दिल्ली - 110 001
ASHOKA ROAD, NEW DELHI - 110 001

No.437/6/1/INST/ECI/FUNCT/MCC/2016

Dated: 7th September, 2016

To

1. The Chief Secretaries /CEOs
 - (i) Goa, Panaji;
 - (ii) Manipur, Imphal;
 - (iii) Punjab, Chandigarh;
 - (iv) Uttarakhand, Dehradun;
 - (v) Uttar Pradesh, Lucknow.

Subject: - General Elections to the State Legislative Assemblies of Goa, Manipur, Punjab, Uttarakhand and Uttar Pradesh— Transfer/Posting of officers - regarding.

Sir/Madam,

I am directed to state that the term of existing Legislative Assembly of Goa, Manipur, Punjab, is up to 18th March, 2016, of Uttarakhand up to 26th March, 2016 and of Uttar Pradesh is up to 27th May, 2016 .

2. The Commission has been following a consistent policy that officers directly connected with conduct of elections in an election going State/UT are not posted in their home districts or places where they have served for considerably long period.

3. Hence, the Commission has decided that **no officer connected directly with elections shall be allowed to continue in the present district of posting:-**

(a) If she/he is posted in her/his home district.

(b) If she/he has completed three years in that district during last four (4) years or would be completing 3 years on or before

- 31.03.2017 in case of Goa, Manipur, Punjab, Uttarakhand; and
- 31.05.2017 in case of Uttar Pradesh.

(i) While implementing the above said instructions / transferring officers, the concerned departments should take care that they are **not posted to their home districts. It shall also be ensured that no DEO/RO/ARO/ Police inspectors/Sub-Inspector or above, is posted back or allowed to continue in the AC /district where he/she was posted in last Assembly election/ any bye election held thereafter.**

(ii) If the smaller states/UTs with a few districts, face any difficulty in compliance of this, then they may refer the specific case with reasons, through CEO for exemption and the Commission would consider and issue necessary directions.

Applicability-

4. (a) These instructions cover not only officers appointed for specific election duties like DEOs, Dy. DEOs, ROs/AROs, EROs/AEROs, officers appointed as nodal officers of any specific election works but also district officers like ADMs, SDMs, Dy. Collector/Joint Collector, Tehsildar, Block Development Officers or any other officer of equal rank directly deployed for election works.

(b) As far as officers in the Police Department are concerned, these instructions shall be applicable to the Range IGs, DIGs, Commandants of State Armed Police, SSPs, SPs, Addl. SPs, Sub-Divisional Head of Police, SHOs, Inspectors, Sub-Inspector, RIs /Sergeant Majors or equivalent who are responsible for deployment of force in the district at election time or equivalent ranks who are responsible for security management or deployment of police force in the district at election time.

Compliance

5 The implementation of the Commission's aforesaid instructions shall scrupulously be followed by all concerned departments of the State/UT. The DEO or concerned district officers should ensure that officers/officials who are transferred should immediately handover their charge without waiting for their substitute.

Clarifications/Relaxations-

6. Following are the clarifications/relaxations.

- (i) The police officials who are posted in functional departments like computerization, special branch, training, etc. are not covered under these instructions.
- (ii) The Police Sub-Inspectors and above should not be posted in their home district.
- (iii) If a police sub-inspector has completed or would be completing a tenure of 3 years out of four years on or before the cutoff date in a police sub-division, then he should be transferred out to a police sub-division which does not fall in the same AC. If it is not possible due to small size of district, then he/she should be transferred out of district.

- (iv) In any election very large number of employees are drafted for different type of election duty and the Commission has no intention of massive dislocation of state machinery by massive transfers. Hence, the aforesaid transfer policy is normally not applicable to officers/officials who are not directly connected with elections like doctors, engineers, teachers/principals etc. However, if there are specific complaints of political bias or prejudice against any such govt. officer which on enquiry are found to be substantiated, the then CEO/ECI may order not only for transfer of such official but also appropriate departmental actions against him.
- (v) Officers appointed as Sector Officers/Zonal Magistrate involved in election duties are not covered under these instructions. However, the Observers, CEO/ DEOs and ROs should keep a close watch on their conduct to ensure that they are fair and non-partisan in the performance of their duties.
- (vi) While calculating the period of three years, promotion to a post within the district is to be counted .
- (vii) These instructions do not apply to officers posted in the State headquarters of the department concerned.
- (viii) The Commission also desires that the officers/officials against whom Commission had recommended disciplinary action in past and which is pending or which has culminated with a penalty or who have been charged for any lapse in any election or election related work in the past, shall not be assigned any election related duty. However, an officer who was transferred during any past election under ECI order without any recommendation of disciplinary actions will not be, just on this ground, considered for transfer unless specifically directed so by the Commission about any such officer. A copy of Commission's instruction number 464/INST/2008-EPS dated 23rd December, 2008 regarding tracking of names of tainted officers is enclosed. CEOs must ensure its compliance.
- (ix) The Commission further desires that no officer/official against whom a criminal case is pending in any Court of Law be associated with the election work or election related duty.
- (x) Further, while implementing the above directions, the Chief Electoral Officer of the State/UT shall invariably be consulted while posting the persons in place of present

incumbents who stand transferred as per this policy of the Commission. The copies of the transfer orders issued under these directions shall be given to the Chief Electoral Officer without fail.

- (xi) The transfer orders in respect of officers/officials, who are engaged in the electoral rolls revision work, if any, shall be implemented only after final publication of the electoral rolls, in consultation with the Chief Electoral Officer concerned. In case of any need for transfer due to any extra ordinary reasons, prior approval of the Commission shall be taken.
- (xii) Any officer who is due to retire within the coming six months will be exempted from the purview of the above-mentioned directions of the Commission. Further officers falling in category (home/3+ criteria if they are due to retire within 6 months) shall not be engaged for performing election duties during the elections without permission of the Commission.
- (xiii) It is further clarified that all the officials of the State, who are on extension of service or re-employed in different capacities will not be associated with any election related work except those posted in the Office of the Chief Electoral Officer.
- (xiv) All election related Officers will be required to give a declaration in the format given below to DEO concerned who shall inform CEO accordingly if any officer give information other than NIL

DECLARATION

(To be submitted within 2 days after the last date of nomination papers)

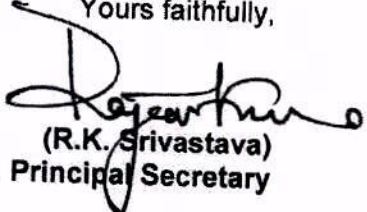
| | |
|--|-----------------------|
| I..... (Name).....presently posted as..... | |
| from..... (Date) do hereby make a solemn declaration, in connection with the current | |
| General/Bye election to Lok Sabha/.....(Legislative Assembly that | |
| (a) I am not a close relative of any of the contesting candidates in the current | |
| election/leading political functionary of the state/district at the aforesaid election. | |
| (b) No criminal case is pending against me in any court of law. | |
| Note - If answer of (a) or (b) above is yes, then give full details in a separate sheet. | |
| Dated..... | (Name) Designation |

NOTE- Any false declaration made by any officer shall invite appropriate disciplinary actions

Compliance report-

7. Details of the action taken may be intimated to the Commission for its information immediately.
8. Please bring to the notice of all concerned the above said instructions for strict compliance.

Yours faithfully,


(R.K. Srivastava)
Sr. Principal Secretary

Copy to Sr. Pr. Secy. /Pr. Secy/Secretaries/Under Secretaries of territorial sections for information and necessary action.

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001.

No 464/INST/2008/EPS

Date: 23rd December 2008

To

The Chief Electoral Officers
of all States/UTs

Subject

Tracking the names of officers transferred by the order of the Election Commission of India charged with dereliction of duty etc.

Ref

No.437/6/2006-PLN.III dated 6th November,2006 & ECI message No.100/1994-PLN.I dated 28.3.1994 addressed to the CEOs of all States & UTs

Sir/Madam,

The Election Commission of India vide the instruction referred to above had directed that a detailed review shall be undertaken before every election in all districts and all such officers should be posted out of their home districts or district where they have completed a tenure of 3 years out of 4 years, and had further directed that officers/officials against whom Commission has recommended disciplinary action or who have been charged for any lapse in election or election related work or who were transferred under the orders of the Commission in the matter may not be assigned to any election related duty.

However, it was observed during recent elections that in spite of efforts made by the CEOs and the DEOs to comply the above instruction of the Commission, there were still some instances of the officers who come under the above criteria and liable to be transferred out of the district to a non election related assignment but managed to stay back and the Commission came to know about this only at a later stage through complaints being raised by various political parties and members of public. These incidents, though few in numbers, send a wrong signal at the field level and non maintenance of proper information about the officers liable to be transferred on the above criteria has been recognised as a reason for some stray incidents of non-compliance. In order to remove the possibility of the occurrence of such incidents in future, the Commission has issued the following directions to make the existing instruction more effective:-

- I. The CEO of the State shall maintain a register in which the information about IAS/IPS officers, DEOs, ROs and EROs transferred by the order of the Election Commission and against whom Commission has recommended disciplinary action or who have been charged for any lapse in election or election related work shall be maintained.
- II. Similarly, the DEO will maintain a register containing information about other junior officers and other staff.
- III. Within 7 days of the announcement of elections by the Election Commission of India the CEO of the State will send a compliance letter to the Zonal Secretary in the Commission confirming that all the officers coming under the above criteria have been transferred. Similarly he shall obtain a similar

compliance certificate from all the DEOs confirming that all the officers/staff coming under the above criteria have been transferred to non election related assignment and out of the district.

- IV With reference to transfer of officers coming under '3 years out of 4 years criteria' and the home district criteria, DEOs shall ensure compliance in respect of ROs, EROs, AROs and AEROs and other election related officials and send a letter to CEO within the time, if any, stipulated for this purpose by the Election Commission of India or CEO and if not, within 7 days of issue of press note announcing the elections. Similarly, information related to DEOs, SSP and SPs and other senior police officials connected with the election work shall be maintained by the CEO and compliance by the State Govt shall be ensured at his level. Compliance regarding the transfer of these officers shall be collected from the DEOs and the CEO of the State shall send a consolidated letter of compliance to the Zonal Secretary within 7 days of the announcement of election.
- V. To facilitate the submission of this compliance letter within 7 days of the announcement of election, the CEO and DEO shall collect the information and ensure maintenance of register as stated above well in advance so that no time is lost.
- VI. There are many departments in the State Government that are involved in transferring officials and thereby accountable for the compliance of the above instructions of the Commission. The Commission's instruction regarding transfer of the officials during election shall be brought to the notice of the Secretaries of the departments concerned with a copy to the Chief Secretary. The Chief Secretary may be requested by the CEO to ensure that all the departments concerned comply with the Commission's instruction well in time.
- VII. With regard to bye-elections while the officers coming under the category, dealt within para marked as (I) shall be transferred out of the district within three days of announcement of bye-election and certainly before the first days of receipt of nomination whichever is earlier.
- VIII. The above instruction be followed without any deviation.

Yours faithfully,

(SHANGARA RAM)
PRINCIPAL SECRETARY

03-06-2021
2/21d.

31/05/2021

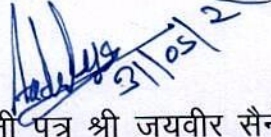
सेवा में,

लोक सूचनाधिकारी/मुख्य निर्वाचन अधिकारी,
उत्तराखण्ड देहरादून।

महोदय,

लोक सूचना अधिकार 2005 के अन्तर्गत निम्न सूचनाएँ उपलब्ध कराने का
कष्ट करें

1. कुम्भ मेला कार्यालय हरिद्वार में तैनात अधिकारी/कार्मिक निर्वाचन आयोग/मुख्य निर्वाचन अधिकारी उत्तराखण्ड द्वारा जारी स्थानांतरण सम्बन्धी गाइड लाइन में हरिद्वार जनपद के तहत माने जायेगे अथवा नहीं उत्तर प्रेषित करने का कष्ट करें।
2. हरिद्वार विकास प्राधिकरण एवं मसूरी देहरादून विकास प्राधिकरण कार्यालय में तैनात अधिकारी/कार्मिक निर्वाचन आयोग द्वारा जारी स्थानांतरण सम्बन्धी गाइड लाइन में जनपद के तहत माने जायेगे अथवा नहीं उत्तर प्रेषित करने का कष्ट करें।
3. प्रदेश के नगर निगमों के अधिकारी/कर्मचारी निर्वाचन आयोग द्वारा दिशा निर्देश/अधिसूचना की स्थानांतरण सम्बन्धी गाइड लाइन में जनपद के तहत माने जायेगे अथवा नहीं उत्तर देने का कष्ट करें।
पोस्टल आर्डर संख्या-54 एफ 739780


आदित्य सैनी पुत्र श्री जयवीर सैनी
निवासी-ग्राम खडन्जा कुतूबपुर
पोस्ट व तहसील लक्सर
जिला हरिद्वार
मो0-8476038546

संलग्नक-10

अनुरोध को सूचना देने संबंधी प्रपत्र
कार्यालय जिला निर्वाचन अधिकारी, बागेश्वर।

पत्रांक

/29-51(2020-21)

दिनांक 22 अप्रैल, 2021

सेवा में,

श्री राम सिंह रावत
पुत्र स्व. श्री बीरबल सिंह रावत
एडवोकेट,
सी.जी.एम.कोर्ट कम्पाउंड,
चौधरी नैन सिंह ब्लांक चैम्बर 19
देहरादून, उत्तराखण्ड-248001

विषय :- सूचना के अधिकार अधिनियम 2005 के प्राविधानों के अनुसार सूचना उपलब्ध कराने विषयक।

महोदय,

कृपया लोक सूचना अधिकारी/अनुभाग अधिकारी, मुख्य निर्वाचन अधिकारी कार्यालय, उत्तराखण्ड, देहरादून के पत्र संख्या-701/xxv-12(10)/2018 देहरादून दिनांक 03 अप्रैल, 2021 जो इस कार्यालय को दिनांक 03 अप्रैल, 2021 को प्राप्त हुआ है, के द्वारा अनुरोध पत्र के बिन्दु संख्या 04 एवं 05 से संबंधित वांछित सूचना निम्नानुसार प्रेषित की जा रही है :-

| | |
|------------------|---|
| बिन्दु संख्या 04 | फर्म द्वारा अनुबन्ध (901+6288) के सापेक्ष जिला निर्वाचन कार्यालय, बागेश्वर को उपलब्ध कराये गये मतदाता फोटो पहचान पत्रों की संख्या-901+6279=7180 है, अभिलेख की प्रमाणित प्रति संलग्न है। |
| बिन्दु संख्या 05 | सूचना कार्यालय में धारित नहीं है। |

उपलब्ध करायी गयी सूचना से यदि आप असन्तुष्ट हो तो सूचना प्राप्ति की तिथि से 30 दिनों के अन्दर विभाग के प्रथम अपीलीय अधिकारी जिनका पता निम्नवत है, के कार्यालय में अपील दायर कर सकते हैं।

अपीलीय अधिकारी का पता -

अपर जिलाधिकारी/उप जिला निर्वाचन अधिकारी,
बागेश्वर।

संलग्न-यथोपरि

भवदीय,

(आर0सी0आर्या)

सहायक जिला निर्वाचन अधिकारी/
लोक सूचना अधिकारी,
जिला निर्वाचन कार्यालय,
बागेश्वर।

पत्रांक - 70 (1)/29-51(2020-21) तददिनांकित।

प्रतिलिपि :- अनुभाग अधिकारी/लोक सूचना अधिकारी, कार्यालय मुख्य निर्वाचन अधिकारी, देहरादून को उनके पत्र संख्या-701/xxv-12(10)/2018 देहरादून दिनांक 03 अप्रैल, 2021 के क्रम में सूचनार्थ प्रेषित।

सहायक जिला निर्वाचन अधिकारी/
लोक सूचना अधिकारी,
जिला निर्वाचन कार्यालय,
बागेश्वर।

AR0 II
B3 handout
28.5.2021
S.O/P.I.O

संलग्नक-10

अनुरोध को सूचना देने संबंधी प्रपत्र
कार्यालय जिला निर्वाचन अधिकारी, बागेश्वर।

पत्रांक

/29-51(2020-21)

दिनांक 22 अप्रैल, 2021

सेवा में,

श्री देवेन्द्र प्रसाद,
पोस्ट-थत्यूड़, जौनपुर
तहसील धनौली,
जिला टिहरी गढ़वाल,
उत्तराखण्ड-249180

विषय :- सूचना के अधिकार अधिनियम 2005 के प्राविधानों के अनुसार सूचना उपलब्ध कराने विषयक।

महोदय,

कृपया लोक सूचना अधिकारी/अनुभाग अधिकारी, मुख्य निर्वाचन अधिकारी कार्यालय, उत्तराखण्ड, देहरादून के पत्र संख्या-796/xxv-12(10)/2018 देहरादून दिनांक 16 अप्रैल, 2021 जो इस कार्यालय को दिनांक 16 अप्रैल, 2021 को प्राप्त हुआ है, का सन्दर्भ ग्रहण करने का कष्ट करें, जो सूचना अधिकार अधिनियम 2005 के अन्तर्गत आपके आवेदन पत्र दिनांक 28 मार्च, 2021 के क्रम में सूचना उपलब्ध कराये जाने विषयक है।

उक्त सन्दर्भ में जनपद बागेश्वर से संबंधित सूचना निम्नानुसार है :-

➤ जनपद बागेश्वर 03 अल्मोड़ा (अ0जा0) लोक सभा संसदीय निर्वाचन क्षेत्र में समाविष्ट है। जनपद बागेश्वर में 03 विकास खण्ड/ब्लाक हैं, जिनके नाम निम्नानुसार हैं :-

1- बागेश्वर 2- कपकोट 3- गरुड़।

उपलब्ध करायी गयी सूचना से यदि आप असन्तुष्ट हो तो सूचना प्राप्ति की तिथि से 30 दिनों के अन्दर विभाग के प्रथम अपीलीय अधिकारी जिनका पता निम्नवत है, के कार्यालय में अपील दायर कर सकते हैं।

अपीलीय अधिकारी का पता -

अपर जिलाधिकारी/उप जिला निर्वाचन अधिकारी,
बागेश्वर।

भवदीय,

(आर0सी0आर्या)

सहायक जिला निर्वाचन अधिकारी/
लोक सूचना अधिकारी,
जिला निर्वाचन कार्यालय,
बागेश्वर।

AR0II

BS Rawal

28-5-2021

S.O/P.I.O

पत्रांक - 79 (1)/29-51(2020-21)तददिनांकित।

प्रतिलिपि :- अनुभाग अधिकारी/लोक सूचना अधिकारी, कार्यालय मुख्य निर्वाचन अधिकारी, देहरादून को उनके पत्र संख्या-796/xxv-12(10)/2018 देहरादून दिनांक 16 अप्रैल, 2021 के क्रम में सूचनार्थ प्रेषित।

सहायक जिला निर्वाचन अधिकारी/
लोक सूचना अधिकारी,
जिला निर्वाचन कार्यालय,
बागेश्वर।