कार्यालय : मुख्य निर्वाचन अधिकारी, उत्तराखण्ड

विश्वकर्मा भवन, प्रथम तल, सुभाष रोड़, सचिवालय परिसर, देहरादून– 248001

फोन न0 (0135) – 2713760, 2713551
फैक्स न0 (0135) – 2713724

सख्याः 2463 /XXV–(P-7)/2008 देहरादूनः दिनाक 30 मई, 2019.

सेवा में,

श्री पंकज तिलारा,
20, प्रीत विहार
इन्दिरा गॉधी मार्ग निरन्जनपुर
देहरादून उत्तराखण्ड –248001

विषयः– **सूचना के अधिकार के अन्तर्गत चाही गयी सूचना उपलब्ध कराये जाने के संबंध में।**

महोदय,

उपरोक्त विषयक अपने पत्र दिनांक 27 मई, 2019 का संदर्भ ग्रहण करने का कष्ट करें, जिसके माध्यम से आपके द्वारा सूचना के अधिकार अधिनियम, 2005 के अन्तर्गत 03 बिन्दुओं पर चाही गयी सूचना निम्नानुसार प्रेषित की जा रही है।

बिन्दु संख्या–01 से बिन्दु संख्या–3	तत्संबंधी आदर्श आचार संहिता के कुल 02 पृष्ठ संलग्न है।

उक्त के अतिरिक्त भारत निर्वाचन आयोग द्वारा आदर्श आचार संहिता के संबंध में जारी Manual on Model Code of Conduct *March, 2019 Document 21-Edition 1* की प्रति https://eci.gov.in/files/category/4-manuals/ से निशुल्कः डाउनलोड की जा सकती है।

संलग्न–यथोपरि (02 पृष्ठ)

यदि आप उपरोक्तानुसार उपलब्ध करायी जा रही सूचनाओं से सन्तुष्ट न हों तो विभागीय अपीलीय अधिकारी के सम्मुख निम्न पते पर अपील प्रस्तुत कर सकते हैः–

विभागीय अपीलीय अधिकारी एवं
सहायक मुख्य निर्वाचन अधिकारी, उत्तराखण्ड
विश्वकर्मा भवन, प्रथम तल, सुभाष रोड़,
सचिवालय परिसर, देहरादून।

भवदीय,

30/5/19

(डी0पी0 डंगवाल)
अनुभाग अधिकारी एवं
लोक सूचना अधिकारी

सेवा में
लोक सूचना अधिकारी
कार्यालय मुख्य निर्वाचन अधिकारी, उत्तराखण्ड
विश्वकर्मा भवन, प्रथम तल
सचिवालय परिसर
04, सुभाष रोड देहरादून

दिनांक - 27/05/2019

विषय :- सूचना का अधिकार अधिनियम - 2005 के अन्तर्गत सूचना चाहने हेतु

महोदय,
सूचना का अधिकार अधिनियम 2005 के अन्तर्गत मुझे निम्न बिन्दुओं पर सूचना देने का कष्ट करें :-

1 ⇒ राज्य में आचार संहिता लागू होने के पूर्व से चली आ रही भर्ती प्रक्रियाओं पर आचार संहिता के दौरान नियुक्ति दी जा सकती है अथवा नहीं इस पर पूर्ण जानकारी देने का कष्ट करें।

2 ⇒ यदि पूर्व से चली आ रही भर्ती प्रक्रियाओं पर आचार संहिता के दौरान नियुक्ति दी जा सकती है तो उन परिस्थितियों के बारे में जानकारी देने का कष्ट करें जिनमें नियुक्ति दी जा सकती है तथा उस नियमावली की प्रतिलिपि देने का भी कष्ट करें।

3 ⇒ यदि पूर्व से चली आ रही भर्ती प्रक्रियाओं पर आचार संहिता के दौरान संविदा या स्थाई नियुक्ति नहीं दी जा सकती है तो उन परिस्थितियों के बारे में भी जानकारी दे तथा उस नियमावली की प्रतिलिपि देने का भी कष्ट करें।

धन्यवाद

पो० ऑ० - रु-10/-
पो० ऑ० संख्या - 37.F, 803234

भवदीय
Pankaj
पंकज तिलारा
२०, प्रीत विहार
इन्दिरा गाँधी मार्ग निरन्जनपुर
देहरादून उत्तराखण्ड 248001
mob-No - 7579205240

permitted increase of EPF credit rate and reduction in rate of administrative charges payable by employer under EPF scheme.

5.7 Waiving Off of Recoveries and Bad Debts by State Government Financial Institutions

The Election Commission has taken a view that financial institutions funded, partly or wholly, by the State Governments should not take recourse to writing off loans advanced to any individual, company, firm, etc. during the period when Model Code is in force, without the prior concurrence of the Election Commission. Similarly, the financial limits that these institutions have to adhere to while granting or extending loans should not be enhanced by issuing of loans indiscriminately to beneficiaries during Model Code period.

<u>**Administrative Matters**</u>

5.8 Restriction on Ad Hoc Appointments

5.8.1 Model Code envisages that during the period of its operation, no ad hoc appointments in government, public undertakings, etc. shall be made, which may have the effect of influencing the voters in favour of the party in power.

5.8.2 The policy of the Election Commission, has been that it does not object to the appointments/regular recruitment/promotions made on the results or recommendations of the Union or State Public Service Commissions, Staff Selection Commission or other such statutory bodies or regular promotions on the recommendations of departmental promotion committees. But in certain cases, even regular appointments being made in the normal course on the basis of due selection by the authorities concerned have been deferred till after the completion of elections.

5.8.3 Recruitment through non-statutory bodies will require prior clearance of the Election Commission. Normally, wherever the Election Commission considers that the matter is not of extreme urgency and could wait till the completion of the election process, it advises the government to defer such appointments for the time being. Some of the important proposals of appointments so deferred by the Election Commission

during elections held in past years was:-

(i) reconstitution of the Delhi Urban Art Commission,

(ii) reconstitution of the National Board for Wildlife,

(iii) restructuring of the Brahmaputra Board into the Brahmaputra River Basin Authority,

(iv) nomination of private individuals as chairmen of the governing councils of four new National Institutes of Design,

(v) appointment of member in the National Commission For Scheduled Tribes,

(vi) appointment of the Chairman, Central Board of Film Certification,

(vii) appointment of advisory panel members in the Regional Centres of CBFC and

(ix) nomination of three non-official members of the Central Silk Board.

5.9 Instances of Restriction on Other Administrative Decisions

5.9.1 The Election Commission did not permit modification of lists of 'other backward classes (OBC)' and such other special categories of people by some of the state governments at the time of the general election to the House of the People in 1998, as that could be construed and perceived as being done with a view to influencing certain sections of the electorate and providing unfair advantage to the ruling parties.

5.9.2 Similarly, the setting up of the National Commission for Welfare of Socially and Economically Backward Sections among Religious and Linguistic Minorities by the Central Government in October 2004 when general elections were in progress to some state legislative assemblies, was considered by the Election Commission as violation of Model Code.

5.9.3 Likewise, the Election Commission did not accept proposals of the governments of Madhya Pradesh and Haryana for creation of some new districts on the eve of the general elections to the state legislative assemblies in 2003 and 2005, respectively.

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