

By Fax / Speed Post

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi – 110001.

No. 322/BR-LC/2014(G&T)-CC&BE

Dated : 19th February, 2014

To

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

Subject: Biennial elections to the Bihar Legislative Council from 4-Graduates' & 4-Teachers' Constituencies – Applicability of Model Code of Conduct - regarding.

Sir,

I am directed to state that the Commission has announced the biennial elections to the Bihar Legislative Council from the following Constituencies vide its Press Note No. ECI/PN/6/2014 dated 19th February, 2014.

1. Darbhanga Graduates'
2. Patna Graduates'
3. Tirhut Graduates'
4. Kosi Graduates'
5. Darbhanga Teachers'
6. Patna Teachers'
7. Tirhut Teachers'
8. Saran Teachers'

2. With this announcement, the following provisions of the Model Code of Conduct for the guidance of the Political Parties and Candidates have come into force with immediate effect in the district(s) comprised in the above mentioned Constituencies, which is going to poll. This may be brought to the notice of the Government, all Ministries/Departments and all other offices of the Union Government and the concerned State Governments:-

- i) Ministers, whether central or State, shall not make any official visit in any district in which the said Biennial elections are being held. If for any special reason, an official visit becomes unavoidable, they shall return to their headquarters on completion of their official tours before going on any private tour/visit to the Constituency.
- ii) No official of any rank of the district dealing with election related work where the said biennial election is being held, shall be called to attend any meeting by any Minister at any place; that is to say, even in the other districts where election is not being held.

- iii) Any official who meets the Minister on his private visit to the Constituency where the said election is being held shall be deemed to be guilty of misconduct under the relevant service rules; and if he happens to be an officer mentioned in Section 129 (1) of the Representation of People Act, 1951, he shall also be additionally considered to have violated the statutory provisions of that section and liable to penal action provided thereunder.
- iv) No pilot car(s) or car(s) with beacon lights of any colour or car(s) affixed with sirens of any kind making his presence conspicuous shall be used by any Minister during his private visit to the constituencies, even if the State administration has granted him a security cover requiring presence of armed guards accompanying him on tour.
- v) No policy announcement or programme would be initiated in the Government Departments related to the constituents of the election under reference. For example, if the election is from a Local Authorities' Constituency, no programme or policy could be initiated by Urban or Rural Local Bodies Department. Likewise, for Teachers' Constituencies, no new policy or programme will be initiated/ announced by the Education Department dealing with the teachers. In the case of elections from Graduates' Constituencies, no programme/ policy likely to influence the graduates shall be announced, such as Un-Employment Allowance, new Employment Schemes, etc.
- vi) The Commission has directed that a special video team shall be put in place for every Tehsil. Every political meeting shall be videographed. Ministers and other important political functionaries visiting the District shall be video-trailed. Copy of the video recording shall be given to the Observers by the evening of the same day. The Observers will go through it and report any violation to the Commission. The Observers will submit reports as per the seven formats prescribed for Assembly/ Parliament Elections.
- vii) In addition, the provisions of Model Code of Conduct and ECI instructions applicable to Assembly Elections, with regard to defacement of public & private properties, shall also be applicable. .

3. The receipt of this letter may kindly be acknowledged.

Yours faithfully,

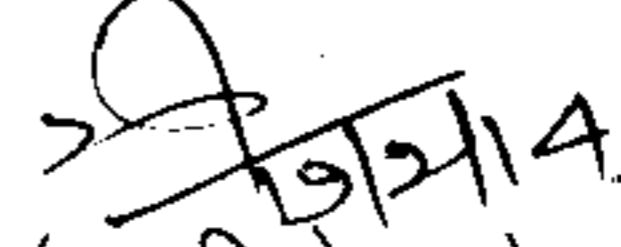

(K. AJAYA KUMAR)
PRINCIPAL SECRETARY

बिहार सरकार
निर्वाचन विभाग
मुख्य निर्वाचन पदाधिकारी, बिहार का कार्यालय
7, सरदार पटेल मार्ग (मैंगल्स रोड), बिहार, पटना - 800015

ज्ञापांक : 1044

पटना, दिनांक 19 फरवरी, 2014 ई०।

प्रतिलिपि :- मुख्य सचिव, बिहार/विकास आयुक्त, बिहार/सभी प्रधान सचिव/सभी सचिव/सभी विभागाध्यक्ष को सूचना एवं आवश्यक कार्रवाई हेतु प्रेषित।

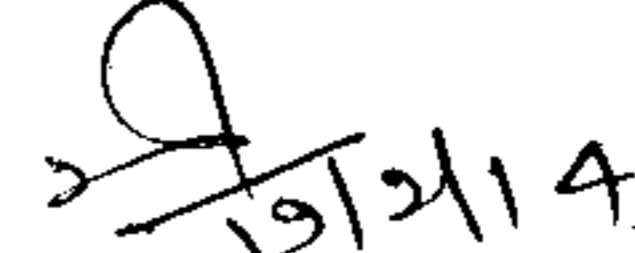

(नन्द किशोर राम)

उप मुख्य निर्वाचन पदाधिकारी, बिहार।

ज्ञापांक :

पटना, दिनांक फरवरी, 2014 ई०।

प्रतिलिपि :- निर्वाची पदाधिकारी (पटना स्नातक एवं शिक्षक निर्वाचन क्षेत्र)-सह-आयुक्त, पटना प्रमंडल, पटना/निर्वाची पदाधिकारी (दरभंगा स्नातक एवं शिक्षक निर्वाचन क्षेत्र)-सह-आयुक्त, दरभंगा प्रमंडल, दरभंगा/निर्वाची पदाधिकारी (तिरहुत स्नातक एवं शिक्षक निर्वाचन क्षेत्र)-सह-आयुक्त, तिरहुत प्रमंडल, मुजफ्फरपुर/निर्वाची पदाधिकारी (कोशी स्नातक निर्वाचन क्षेत्र)-सह-आयुक्त, पूर्णिया प्रमंडल, पूर्णिया/निर्वाची पदाधिकारी (सारण स्नातक निर्वाचन क्षेत्र)-सह-आयुक्त, सारण प्रमंडल, छपरा को सूचना एवं आवश्यक कार्रवाई हेतु प्रेषित।



(नन्द किशोर राम)

उप मुख्य निर्वाचन पदाधिकारी, बिहार।

ज्ञापांक : 1044

पटना, दिनांक 19 फरवरी, 2014 ई०।

प्रतिलिपि :- सहायक निर्वाची पदाधिकारी (पटना स्नातक एवं शिक्षक निर्वाचन क्षेत्र)-सह-जिला पदाधिकारी, पटना, नालंदा एवं नवादा/सहायक निर्वाची पदाधिकारी (दरभंगा स्नातक एवं शिक्षक निर्वाचन क्षेत्र)-सह-जिला पदाधिकारी, दरभंगा, मधुबनी, समस्तीपुर एवं बेगूसराय/सहायक निर्वाची पदाधिकारी (तिरहुत स्नातक एवं शिक्षक निर्वाचन क्षेत्र) सह-जिला पदाधिकारी, मुजफ्फरपुर, वैशाली, सीतामढ़ी एवं शिवहर/सहायक निर्वाची पदाधिकारी (कोशी स्नातक निर्वाचन क्षेत्र)-सह-जिला पदाधिकारी, पूर्णिया, किशनगंज, कटिहार, अररिया, सहरसा, मधेपुरा, सुपौल, खगड़िया, भागलपुर, बांका, मुंगेर, जमुई, लखीसराय एवं शेखपुरा/सहायक निर्वाची पदाधिकारी (सारण स्नातक निर्वाचन क्षेत्र)-सह-जिला पदाधिकारी, पश्चिम चम्पारण, पूर्वी चम्पारण, गोपालगंज, सिवान एवं सारण को सूचना एवं आवश्यक कार्रवाई हेतु प्रेषित।


(नन्द किशोर राम)

उप मुख्य निर्वाचन पदाधिकारी, बिहार।