

582/5

बिहार सरकार  
निर्वाचन विभाग

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

विशेष दूत/ई-मेल

दूरभाष सं०:- 0612-2217956  
फैक्स:- 0612-2215611/2215978  
ई-मेल:- ceo\_bihar@eci.gov.in

पत्रांक : बी1-3-25/2020 3087

पटना, दिनांक 27 अगस्त, 2021 ई०।

प्रेषक

मिथिलेश कुमार साहु,  
संयुक्त मुख्य निर्वाचन पदाधिकारी, बिहार।

सेवा में

प्रदेश अध्यक्ष/महासचिव,

1. बहुजन समाज पार्टी, 14 ए, बुद्धा कॉलोनी, पटना।
2. भारतीय जनता पार्टी, वीरचन्द्र पटेल पथ, पटना।
3. कम्युनिस्ट पार्टी ऑफ इण्डिया, अजय भवन, लंगर टोली, पटना।
4. कम्युनिस्ट पार्टी ऑफ इण्डिया (मार्क्ससिस्ट), जमाल रोड, पटना।
5. इण्डियन नेशनल काँग्रेस, सदाकत आश्रम, पटना।
6. नेशनलिस्ट काँग्रेस पार्टी, 13, वीरचन्द्र पटेल पथ, पटना।
7. ऑल इण्डिया तृणमूल काँग्रेस,  
30-बी, हरीश चटर्जी स्ट्रीट, कोलकाता-700026, पश्चिम बंगाल।
8. नेशनल पीपुल्स पार्टी, ग्राम+पो०-मलपुर, जिला-जमुई।
9. राष्ट्रीय जनता दल, वीरचन्द्र पटेल पथ, पटना।
10. जनता दल (यूनाईटेड),  
1, वीरचन्द्र पटेल पथ, पटना-800001।
11. लोक जन शक्ति पार्टी, व्हीलर रोड, पटना।
12. राष्ट्रीय लोक समता पार्टी,  
मोहनपुर, पुनाईचक (हड़ताली मोड़ के निकट), बोरिंग कैनल रोड, पटना।
13. कम्युनिस्ट पार्टी ऑफ इंडिया (मार्क्ससिस्ट-लेनिनिस्ट) (लिबरेशन),  
यू-90, शक्करपुर, दिल्ली-110092.

विषय :- निर्वाचन लड़ने वाले अभ्यर्थियों के अपराधिक पूर्ववृत्त (Criminal Antecedent) के प्रकाशन के संबंध में।

- प्रसंग :- (1) भारत निर्वाचन आयोग का पत्रांक 3/4/2021/SDR/VOL.I दिनांक 26.08.2021.  
(2) भारत निर्वाचन आयोग का पत्रांक 3/4/2021/SDR/VOL.III दिनांक 26.08.2021.

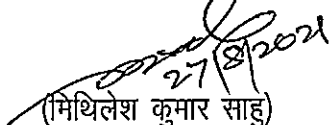
महाशय,

उपर्युक्त विषयक प्रासंगिक पत्रों के संबंध में निदेशानुसार कहना है कि माननीय सर्वोच्च न्यायालय द्वारा Contempt Petition (C) No. 656 of 2020 के आलोक में निर्वाचन लड़ने वाले अभ्यर्थियों के अपराधिक पूर्ववृत्त (Criminal Antecedent) के संदर्भ में भारत निर्वाचन आयोग द्वारा निर्देश जारी किये गये हैं, जो पत्र के साथ संलग्न कर प्रेषित किया जा रहा है।

कृपया प्राप्ति स्वीकार की जाये।

अनु० :- यथा उपर्युक्त।

विश्वासभाजन

  
(मिथिलेश कुमार साहु)  
संयुक्त मुख्य निर्वाचन पदाधिकारी, बिहार।

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Email/Speed Post

## ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110 001

No. 3/4/2021/SDR/VOL.I

Dated: 26<sup>th</sup> August, 2021

To,

The President/General Secretary  
of recognized National/State political parties  
(As per the list)

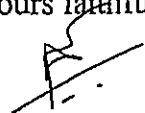
Subject: Publication of criminal antecedents by contesting candidates and political parties –  
Hon'ble Supreme Court order dated 10.08.2021 in Contempt Petition (C) No. 656 of  
2020 titled Brajesh Singh Vs. Sunil Arora & Ors. - regarding.

Sir,

I am directed to refer to the subject cited and to state that in compliance of the directions given by the Hon'ble Supreme Court vide its judgment dated 10.08.2021 in Contempt Petition (C) No. 656 of 2020 titled Brajesh Singh Vs. Sunil Arora & Ors, the Commission has created a fund for depositing fines for contempt of the Hon'ble Court's Order dated 13.02.2020.

2. The fines, as directed in the aforesaid judgment, may be deposited by way of cheque in the name of PAY AND ACCOUNTS OFFICER or through electronic mode in the Punjab National Bank receipt accounts i.e. A/c No. 0153002100000180 (Name of the account "Collection A/c Election Commission of India") IFSC code PUNB0015300 within the period of 8 weeks of passing of the judgment of the apex court dated 10.08.2021. In case the payment is made through electronic mode, the details of the transaction namely UTR No., Bank Name, Date of transaction etc. may be intimated to the Commission, immediately.

Yours faithfully,

  
(Ashwani Kumar Mohal)  
Secretary

SOM  
Arora  
26/8

1/5/21  
26/8/2021

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110 001

No. 3/4/2021/SDR/VOL.III

Dated: 26<sup>th</sup> August, 2021

To,

The President/General Secretary  
of recognized National/State political parties  
(As per the list)

Subject: Publication of criminal antecedents by contesting candidates and political parties –  
Hon'ble Supreme Court order dated 10.08.2021 in Contempt Petition (C) No. 656 of  
2020 titled Brajesh Singh Vs. Sunil Arora & Ors. - regarding.

Sir,

SO 111  
26/8  
I am directed to refer to the subject cited and to state that the Hon'ble Supreme Court  
vide its judgment dated 10.08.2021 in Contempt Petition (C) No. 656 of 2020 titled Brajesh  
Singh Vs. Sunil Arora & Ors. has given the following directions:

9/9/21  
26/8  
"73. In furtherance of the directions issued by the Constitution Bench in Public Interest  
Foundation (supra) and our Order dated 13.02.2020, in order to make the right of information of  
a voter more effective and meaningful, we find it necessary to issue the following further  
directions:

(i) *Political parties are to publish information regarding criminal antecedents of  
candidates on the homepage of their websites, thus making it easier for the voter to get to  
the information that has to be supplied. It will also become necessary now to have on the  
homepage a caption which states "candidates with criminal antecedents";*

(ii) *The ECI is directed to create a dedicated mobile application containing  
information published by candidates regarding their criminal antecedents, so that at one  
stroke, each voter gets such information on his/her mobile phone;*

(iii) *The ECI is directed to carry out an extensive awareness campaign to make every  
voter aware about his right to know and the availability of information regarding  
criminal antecedents of all contesting candidates. This shall be done across various  
platforms, including social media, websites, TV ads, prime time debates, pamphlets, etc.  
A fund must be created for this purpose within a period of 4 weeks into which fines for  
contempt of Court may be directed to be paid;*

(iv) *For the aforesaid purposes, the ECI is also directed to create a separate cell  
which will also monitor the required compliances so that this Court can be apprised  
promptly of non-compliance by any political party of the directions contained in this*

*Court's Orders, as fleshed out by the ECI, in instructions, letters and circulars issued in this behalf;*


*(v) We clarify that the direction in paragraph 4.4 of our Order dated 13.02.2020 be modified and it is clarified that the details which are required to be published, shall be published within 48 hours of the selection of the candidate and not prior to two weeks before the first date of filing of nominations; and*

*(vi) We reiterate that if such a political party fails to submit such compliance report with the ECI, the ECI shall bring such noncompliance by the political party to the notice of this Court as being in contempt of this Court's Orders/directions, which shall in future be viewed very seriously."*

2. In compliance of the Hon'ble Supreme Court directions the Election Commission of India has created a Fund in which fines for contempt of court can be deposited. The fines can be deposited by way of cheque in the name of PAY AND ACCOUNTS OFFICER or through electronic mode in the Punjab National Bank receipt accounts i.e. A/c No. 0153002100000180 (Name of the account "Collection A/c Election Commission of India") IFSC code PUNB0015300. In case the payment is made through electronic mode the details of the transaction namely UTR No., Bank Name, Date of transaction etc. may be intimated to the Commission, immediately.

The above may be noted for future compliance.

Yours faithfully,

  
(Ashwani Kumar Mohal)  
Secretary

Copy to: - The Chief Electoral Officers of all States and UTs.