

असाधारण  
EXTRAORDINARY

Daman 11<sup>th</sup> March, 2019, 20 Phalguna 1940 (Saka)

सं. : 03  
No.

सरकारी राजपत्र  
OFFICIAL GAZETTE



भारत सरकार  
Government of India

संघ प्रदेश दमण एवं दीव प्रशासन

U.T. ADMINISTRATION OF DAMAN & DIU

प्राधिकरण द्वारा प्रकाशित  
PUBLISHED BY AUTHORITY

**NO. 17/01/CEO/NOTIFICATION/LS-19/437**  
**UT Administration of Daman & Diu**  
**O/o the Dy. Chief Electoral Officer,**  
**Daman & Diu**

**Dated : 10/03/2019**

The Order No. 3/4/ID/2019/SDR/VOL.I dated 28<sup>th</sup> February, 2019 (enclosed herewith) received from the Sr. Principal Secretary, Election Commission of India, New Delhi, regarding General Election to the House of the People, 2019 and General Election and bye-election to State Legislative Assemblies to be held simultaneously – Commission's order regarding identification of electors is hereby re-published in the Official Gazette of the UT Administration of Daman & Diu.

Sd/-  
**(P. S. Jani)**  
Dy. Chief Electoral Officer,  
1- Daman & Diu Parliamentary Constituency,  
Daman & Diu.

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**ELECTION COMMISSION OF INDIA**  
**Nirvachan Sadan, Ashoka Road, New Delhi – 110 001**

**No. 3/4/ID/2019/SDR/VOL. I**

**Dated : 28<sup>th</sup> February 2019**

**ORDER**

1. Whereas, Section 61 of the Representation of the People Act, 1951 provides that with a view to preventing impersonation of electors, so as to make the right of genuine electors to vote under section 62 of that Act more effective, provisions may be made by rules under that Act for use of Electors Photo Identity Card for electors as the means of establishing their identity at the time of polling; and
2. Whereas, Rule 28 of the Registration of Electors Rules, 1960, empowers the Election Commission to direct, with a view to preventing impersonation of electors and facilitating their identification at the time of poll, the issue of Electors Photo Identity Card to electors bearing their photographs at State cost; and
3. Whereas, Rules 49H (3) and 49K (2) (b) of the Conduct of Elections Rules, 1961, stipulate that where the electors of a constituency have been supplied with Electors Photo Identity Card under the said provisions of Rule 28 of the Registration of Electors Rules, 1960, the electors shall produce their Electors Photo Identity Card at the polling station and failure or refusal on their part to produce those electors Photo Identity Card may result in the denial of permission to vote; and
4. Whereas, a combined and harmonious reading of the aforesaid provisions of the said Act and the Rules, makes it clear that although the right to vote arises by the existence of the name in the electoral roll, it is also dependent upon the use of the Electors Photo Identity Card, where provided by the Election Commission at State cost, as the means of establishing their identity at the time of polling and that both are to be used together; and
5. Whereas, the Election Commission made an Order on the 28<sup>th</sup> August, 1993, directing the issue of Electors Photo Identity Card (EPIC) to all electors, according to a time bound programme; and
6. Whereas, Electors Photo Identity Card have been issued to more than 99% electors in the country; and
8. Now, therefore, after taking into account all relevant factors and the legal and factual position, the Election Commission hereby directs that for the upcoming General Election to the House of the People, 2019, and General Elections and Bye-elections to State Legislative Assemblies to be held along with the General Election to the House of the People, all electors who have been issued EPIC shall produce the EPIC for their identification at the polling station before casting their votes. Those electors who are not able to produce the EPIC shall produce one of the following alternative photo identity documents for establishing their identity :-

*Contd./---*

- (i) Passport,
- (ii) Driving Licence,
- (iii) Service Identity Cards with photograph issued to employees by Central/State Govt./PSUs/Public Limited Companies,
- (iv) Passbooks with photographs issued by Bank/Post Office,
- (v) PAN Card,
- (vi) Smart Card issued by RGI under NPR,
- (vii) MNREGA Job Card,
- (viii) Health Insurance Smart Card issued under the scheme of Ministry of Labour,
- (ix) Pension document with photograph,
- (x) Official identity cards issued to MPs/MLAs/MLCs, and
- (xi) Aadhaar Card.

9. In the case of EPIC, clerical errors, spelling mistakes, etc. should be ignored provided the identity of the elector can be established by the EPIC. If an elector produces an EPIC which has been issued by the Electoral Registration Officer of another Assembly Constituency, such EPIC shall also be accepted for identification provided the name of that elector finds place in the electoral roll pertaining to the polling station where the elector has turned up for voting. If it is not possible to establish the identity of the elector on account of mismatch of photograph, etc. the elector shall have to produce one of the alternative photo documents mentioned in para 8 above.

10. Notwithstanding anything in Para 8 above, overseas electors who are registered in the electoral roll under Section 20A of the Representation of the People Act, 1950, based on the particulars in their Passport, shall be identified on the basis of their original passport only (and no other identity document) in the polling station.

By Order

**( K.F. WILFRED )**  
SR. PRINCIPAL SECRETARY

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**UT ADMINISTRATION OF DAMAN & DIU  
OFFICE OF THE COLLECTOR, COLLECTORATE, DAMAN.**

**No. 17/01/Circular/LS/2019/444**

**Dated : 11/03/2019**

**ORDER**

The General Election to the Lok Sabha of 1-Daman & Diu Parliamentary Constituency is scheduled to be held on 23<sup>rd</sup> April, 2019. In this regard all the printing press situated in Daman and Diu are directed to adhere with the restrictions on the printing of pamphlets, posters etc., as per the section 127 A of the Representation of the People Act, 1951.

As per the Section 127 A. Restrictions on the printing of pamphlets, posters etc.

- (1) No person shall print or publish or cause to be printed or published, any election pamphlet or poster which does not bear on its face the names and address of the printer and the publisher thereof.
- (2) No person shall print or cause to be printed any election pamphlet or poster :-
  - (a) Unless a declaration as to the identity of thereof, signed by him and attested by two persons to whom he is personally known, is delivered by him to the printer in duplicate; and
  - (b) Unless, within a reasonable time after the printing of the documents, one copy of the declaration is sent by the printer, together with one copy of the document,
    - (i) where it is printed in the capital of the State, to the Chief Electoral Officer, and
    - (ii) In any other case, to the District Magistrate of the district in which it is printed.
- (3) For the purpose of this section ,-
  - (a) any process for multiplying copies of a document, other than copying it by hand, shall be deemed to the printing and the expression "printer" shall be construed accordingly; and
  - (b) "election pamphlet or poster" means any printed pamphlet, handbill or other document distributed for the purpose of promoting or prejudicing the election of a candidate or group of candidates or any placard or poster having reference to an election, but does not include any hand-bill, placard or poster merely announcing the date, time, place and other particulars of any election meeting or routing instructions to election agents or workers.

EXTRAORDINARY No. : 03

DATED : 11<sup>TH</sup> MARCH, 2019.

(4) Any person who contravenes any of the provisions of sub-section (1) or subsection (2) shall be punishable with imprisonment for a term which may extend to six months, or with fine which may extend to two thousand rupees, or with both.

In view of the above provision, you are hereby directed to print the names and addresses of the printers and the Publisher on the face of any election material and send two copies of the same to office of undersigned.

Sd/-

**(Sandeep Kumar Singh)**

Collector/Returning Officer

1- Daman & Diu Parliamentary Constituency,  
Daman

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