

**GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION: OLD SECRETARIAT: DELHI
(GAZETTED OFFICER CELL)**

F.No.37(4)/831/Edn/GOC/2016/Pt.II/ 9344-54

Dated : 22/8/17

CIRCULAR

The copy of Public Notice regarding Bye-election to 07-Bawana (SC) Assembly Constituency, NCT of Delhi, on 23.08.2017 (Wednesday)-Grant of paid holiday to employee on the day of poll issued from General Administration Department (Co-ordination Branch), GNCT of Delhi is forwarded herewith for information and necessary action to the following:

1. All Special Directors of Education.
2. All Addl. Directors of Education.
3. All Regional Directors of Education.
4. All Dy. Directors of Education.
5. All Asstt. Directors of Education.
6. The Controller of Accounts, Directorate of Education.
7. PS to Secretary (Education).
8. PS to Director (Education).
- ✓9. OS(IT Branch), Dte. of Edn. to upload the same on the Departments website.
10. Guard file.



**(RAMESH RAM)
ASSTT. DIRECTOR OF EDN.(GOC)**

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
GENERAL ADMINISTRATION DEPARTMENT
(CO-ORDINATION BRANCH)
DELHI SECRETARIAT, I.P. ESTATE, NEW DELHI-110 002

PUBLIC NOTICE

Bye-election to 07-Bawana (SC) Assembly Constituency, NCT of Delhi, on
23.08.2017 (Wednesday)-Grant of paid holiday to employees on the day of poll

It is notified for information of the General Public that as per the provision of Section 135 B(1) of the Representation of the People Act 1951, every person employed in any business, trade, industrial undertaking or any other establishment and entitled to vote, shall be granted a holiday on 23.08.2017 (Wednesday), the day of Poll for the bye-election to 07-Bawana (SC) Assembly Constituency in NCT of Delhi, so that he/she can cast his/her vote in the election.

As per sub-section (2) of section 135 B of the Representation of the People Act 1951, no deduction or abatement of the wages shall be made on account of above holiday and if any person is employed on the basis that he/she would not ordinarily receive wages for such a day, he/she shall nonetheless be paid wages he/ she would have drawn had not a holiday been granted to him/ her on that day.

Any contravention of the above provision by an employer is punishable as per the Provision of section 135 B (3) of the Representation of People Act, 1951.

However, as per sub-section (4) of section 135 B of the Representation of the People Act 1951, this section shall not apply to any elector whose absence may cause danger or substantial loss in respect of the employment in which he is engaged.

It is further brought to the notice of all concerned that Election Commission of India vide letter No. 78/EPS/2017 dated 04.08.2017 has clarified that all establishments and shops including those which work on shift basis shall be closed on the day of poll in the Constituency where a general election/bye-election is to held. Further, there may be cases where a person is ordinarily resident of the constituency and registered as an elector, may be serving/ employed in an industrial undertaking or an establishment located outside the constituency having a general election/bye-election, in such a situation even those electors including casual worker working outside the constituency concerned would be entitled to the benefit of a paid holiday extended under section 135 B (1) of the Representation of the People Act, 1951. The daily wage/casual workers are also entitled for a holiday and wages on poll day as provided in section 135 B of the Representation of the People Act, 1951.


(Amitabh Kundoo)
Dy. Secretary (GAD)