

# कार्यालय मुख्य निर्वाचन अधिकारी, उत्तर प्रदेश।

चतुर्थ तल, विकास भवन, जनपथ मार्केट, हजरतगंज, लखनऊ-226001

संख्या- 88 /सी0ई0ओ0-1-142/1-2008 लखनऊ: दिनांक: 08जनवरी, 2022

सेवा में,

समस्त जिलाधिकारी/जिला निर्वाचन अधिकारी,  
उत्तर प्रदेश।

**विषय:- विधान सभा सामान्य निर्वाचन-2022 की घोषणा के उपरान्त आदर्श चुनाव आचार संहिता तथा Release of funds under MPs'/MLAs' Local Area Development Scheme के सम्बन्ध में।**

महोदय/महोदया,

उपरोक्त विषय पर भारत निर्वाचन आयोग से प्राप्त पत्र संख्या-437/6/1/ECI/INST/FUNCT/MCC/2022 दिनांक 08.01.2022 एवं पत्र संख्या-437/6/1/ECI/INST/FUNCT/MCC/2022 दिनांक 08.01.2022 जो विधान सभा सामान्य निर्वाचन-2022 की घोषणा के फलस्वरूप आदर्श चुनाव आचार संहिता के प्रभावी होने एवं सांसदों/विधायकों की स्थानीय विकास निधि के अन्तर्गत निधियों की अवमुक्ति के संबंध में है, की छायाप्रतियां आपको आवश्यक कार्यवाही हेतु प्रेषित की जा रही है। कृपया आयोग के निर्देशों के अनुरूप कार्यवाही सुनिश्चित कराने का कष्ट करें।  
संलग्नक यथोक्त।

भवदीय,

*A. K. Sharma*

(अजय कुमार शुक्ला)  
मुख्य निर्वाचन अधिकारी।

संख्या:- 88 (1)/सी0ई0ओ0-1-तददिनांक।

प्रतिलिपि उक्त संलग्नक सहित निम्नलिखित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित:-

- 1- स्टाफ ऑफिसर, मुख्य सचिव, उत्तर प्रदेश शासन।
- 2- अपर मुख्य सचिव, गृह विभाग, उत्तर प्रदेश शासन।
- 3- समस्त मण्डलायुक्त, उत्तर प्रदेश।
- 4- अनु सचिव, निर्वाचन अनुभाग, उत्तर प्रदेश शासन।
- 5- गोपन अनुभाग-1, उत्तर प्रदेश शासन।
- 6- मुख्यालय के समस्त अधिकारी/अनुभाग।
- 7- ✓ प्रभारी, कम्प्यूटर कक्ष, कार्यालय मुख्य निर्वाचन अधिकारी, उत्तर प्रदेश को पी0डी0एफ0 फाइल हेतु।

*A. K. Sharma*

(अजय कुमार शुक्ला)  
मुख्य निर्वाचन अधिकारी।

# ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 437/64/EC/INST/FUNCT/MCC/2022

Dated: 8<sup>th</sup> January, 2022

To

1. The Cabinet Secretary,  
Government of India,  
Rashtrapati Bhawan,  
New Delhi.
2. The Chief Secretaries to the Government of:-
  - (i) Goa, Panaji;
  - (ii) Manipur, Imphal;
  - (iii) Punjab, Chandigarh;
  - (iv) Uttarakhand, Dehradun; and
  - (v) Uttar Pradesh, Lucknow.
3. The Chief Electoral Officers of:-
  - (i) Goa, Panaji;
  - (ii) Manipur, Imphal;
  - (iii) Punjab, Chandigarh;
  - (iv) Uttarakhand, Dehradun; and
  - (v) Uttar Pradesh, Lucknow.

**Sub: Application of Model Code of Conduct - General Elections to State Legislative Assemblies of Goa, Manipur, Punjab, Uttarakhand and Uttar Pradesh, 2022 - reg.**

Sir/Madam,

I am directed to state that the Commission has announced the schedule for holding General Elections to State Legislative Assemblies of Goa, Manipur, Punjab, Uttarakhand and Uttar Pradesh (Press Note No. ECI/PN/3/2022, dated 8<sup>th</sup> January, 2022 available at the Commission's web-site - <https://eci.gov.in/>).

2. With this announcement, the provisions of the Model Code of Conduct for the guidance of the Political Parties and Candidates have come into force with immediate effect and which will be in force till the completion of the General Elections in the above States. This may be brought to the notice of the Central and State Government, all Ministries/Departments/offices of the Union Government/the State Government. A copy of

instructions issued by you to this effect, may be sent to the Commission for its information and record.

3. Your attention is drawn to the particular provisions of Model Code of Conduct relating to the 'party in power' which inter alia says that the party in power whether at the Centre or in the States concerned, shall ensure that no cause is given for any complaint that it has used its official position for the purposes of its election campaign and in particular: -

- (i) (a) The Ministers shall not combine their official visit with electioneering work and also shall not make use of official machinery or personnel during the electioneering work;
- (b) Government transport including official air-crafts, vehicles, machinery and personnel shall not be used for furtherance of the interest of the party in power;
- (ii) Public places such as maidans etc., for holding election meetings, and use of helipads for air-flights in connection with elections shall not be monopolized by itself. Other parties and candidates shall be allowed the use of such places and facilities on the same terms and conditions on which they are used by the party in power;
- (iii) Rest houses, dak bungalows or other Government accommodation where elections have been announced or are taking place can be given to the political functionaries who are provided security by the State in Z scale or above or equivalent by various State Governments or the Central Government under provisions of their laws, on equitable basis. This shall be subject to condition that such accommodation is not already allotted or occupied by election related officials or Observers. Such political functionaries shall not carry out any political activity while staying in the Government Guest Houses/Rest Houses or other Government accommodation etc.;
- (iv) Issue of advertisement at the cost of public exchequer in the newspapers and other media and the misuse of official mass media during the election period for partisan coverage of political news and publicity regarding achievements with a view to furthering the prospects of the party in power shall be scrupulously avoided;
- (v) Ministers and other authorities shall not sanction grants/payments out of discretionary funds from the time elections are announced by the Commission; and
- (vi) From the time elections are announced by the Commission, Ministers and other authorities shall not -
  - (a) announce any financial grants in any form or promises thereof; or

- (b) (except civil servants) lay foundation stones etc. of projects or schemes of any kind; or  
 (c) make any promise of construction of roads, provision of drinking water facilities etc.; or  
 (d) make any ad-hoc appointments in Government, Public Undertakings etc. which may have the effect of influencing the voters in favour of the party in power.

4. As will be observed from Para 3{Clause IV} above, no advertisements shall be issued in electronic and print media highlighting the achievements of the Govt. at the cost of public exchequer. If any advertisement has already been released for telecast/broadcast or publication in the print media, it must be ensured that the telecast/broadcast of such ads on electronic media is stopped forthwith and that no such ad is published in any newspapers, magazines, etc., i.e. in print media, from today itself and it should be immediately withdrawn.

5. The instruction of the Commission contained in its letter No.437/6/2009-CCBE dated 5<sup>th</sup> March, 2009 is available on the Commission's web-site "<https://eci.gov.in>"- under the heading 'Important instructions' for your information and necessary action. The Commission's all other instructions are also available in this link for your guidance.

6. The Commission further directs that there shall be a total ban on the transfer of all officers/officials connected with the conduct of the election. These include but are not restricted to: -

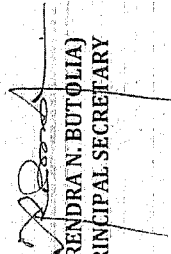
- i) The Chief Electoral Officer and Additional/Joint/Deputy Chief Electoral Officers;
- ii) Divisional Commissioners;
- iii) The District Election Officers, Returning Officers, Assistant Returning Officers and other Revenue Officers connected with the Conduct of Election;
- iv) Officers of the Police Department connected with the management of election like range IGs and DIGs, Senior Superintendents of Police and Superintendents of Police, Sub-Divisional Police Officers like Deputy Superintendents of Police and other Police officers who are deputed to the Commission under section 28A of the Representation of the People Act, 1951;
- v) The transfer orders issued in respect of the above categories of officers prior to the date of announcement but not implemented till date should not be given effect to without obtaining specific permission from the Commission in this regard;

vi) This ban shall be effective till the completion of the election. The Commission further directs that the State Governments should refrain from making transfers of senior officers who have a role in the management of election in the State;

vii) In those cases where transfer of an officer is necessary on account of administrative exigencies, the concerned State Government may with full justification approach the Commission for prior clearance.

7. The receipt of the letter may kindly be acknowledged.

Yours faithfully,

  
(NARENDRA N. BUTOLIA)  
SR. PRINCIPAL SECRETARY

# ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 437/6/1/ECI/INST/FUNCT/MCC/2022

Dated: 8<sup>th</sup> January, 2022

To

1. The Cabinet Secretary,  
Government of India,  
Rashtrapati Bhawan,  
New Delhi.
2. The Secretary to the Government of India,  
Department of Programme Implementation,  
Sardar Patel Bhawan,  
New Delhi.
3. The Chief Secretaries to the Government of :-  
(i) Goa, Panaji;  
(ii) Manipur, Imphal;  
(iii) Punjab, Chandigarh;  
(iv) Uttarakhand, Dehradun; and  
(v) Uttar Pradesh, Lucknow.
4. The Chief Electoral Officers of :-  
(i) Goa, Panaji;  
(ii) Manipur, Imphal;  
(iii) Punjab, Chandigarh;  
(iv) Uttarakhand, Dehradun; and  
(v) Uttar Pradesh, Lucknow.

**Subject: General Elections to the Legislative Assemblies of Goa, Manipur, Punjab, Uttarakhand and Uttar Pradesh 2022 - Release of funds under MPs'/MLAs' Local Area Development Scheme.**

Sir/Madam,

I am directed to refer to the Election Commission's Press Note No. ECI/PN/3/2022, dated 8<sup>th</sup> January, 2022, (Press Note available at Commission's web-site - <https://eci.gov.in/>) as per which the Commission has announced the enforcement of the Model Code of Conduct for the guidance of the Political Parties and Candidates, consequent on the announcement of General Elections to the Legislative Assemblies of Goa, Manipur, Punjab, Uttarakhand and Uttar Pradesh.

2. The Commission has instructed that the release of funds under the Member of Parliament Local Area Development Schemes will be subject to the following restrictions:-

- a) No fresh release of funds under the Member of Parliament (including Rajya Sabha members) Local Area Development fund shall be made in any part of the country where election is in progress. Similarly no fresh release of funds under the MLAs'/MLCs' Local Area Development Fund shall be made, if any such scheme is in operation, till the completion of election process.
- b) No work shall start in respect of which work orders have been issued before the issue of this letter but the work has actually not started in the field. These works can start only after the completion of election process. However, if a work has actually started, that can continue.
- c) There shall be no bar to the release of payments for completed work(s) subject to the full satisfaction of the concerned officials.
- d) Where schemes have been cleared and funds are provided or released and materials procured and reached the site such scheme may be executed as per programme.

Yours faithfully,

  
(NARENDRA N. BUTOLIA)  
SR. PRINCIPAL SECRETARY

