

**GOVERNMENT OF PUDUCHERRY
STATE ELECTION COMMISSION**

No. 12/SEC/CE/2021/211

Puducherry, dated ^{22.}06.2021

ORDER

Subject: Restrictions on the printing of pamphlets posters, etc.

In order that there is strict observance of, and compliance with, the requirements of section 127 A of the Representation of People Act, 1951, read with section 27 of the Pondicherry Village and Commune Panchayat Act, 1973, the State Election Commission, in exercise of its power under Article 243K of the Constitution, and section 9A of the Pondicherry Village and Commune Panchayat Act, 1973, hereby directs as follows:

(1) As soon as any election as Member/President of a Village Panchayat and or Member of a Commune Panchayat Council is announced by the State Election Commission, the Sub Divisional Magistrate (North), Puducherry, Sub Divisional Magistrate (South), Villianur, Puducherry and Sub Divisional Magistrate, Karaikal shall, within three days of such announcement of election, write to all printing presses in their jurisdiction.

- (a) pointing out to them the requirements of above mentioned Section 127 A and specifically instructing them to indicate clearly in the print line the names and addresses of printer and publisher of any election pamphlets or posters or such other material printed by them;
- (b) Asking the printing presses to send the copies of the printed material (alongwith three extra copies of each such printed material) and the declaration obtained from the publisher as required under Section 127A (2) within three days of its printing;
- (c) Impressing on them in clear terms that any violation of the provisions of Section 127A and the above directions of the State Election Commission would be very seriously viewed and stern action, which may in appropriate cases include even the revocation of the licence of the printing press under the relevant laws, would be taken.

(2) Before undertaking the printing of any election pamphlets or posters, etc. the printer shall obtain from the publisher a declaration in terms of Section 127 A (2) in the Performa prescribed by the State Election Commission in Appendix-A hereto. This declaration shall be duly signed by the publisher and attested by two persons to whom the publisher is personally known. It should also be authenticated by the printer when it is forwarded to Sub Divisional Magistrates.

(3) As directed above, the printer shall furnish four (4) copies of the printed material, along with the declaration of the publisher, within three (3) days of the printing thereof. Alongwith such printed material and the declaration, the printer shall also furnish the information regarding number of copies of the document printed and the price charged for such printing job, in the Performa prescribed by the State Election Commission in the Appendix-B hereto. Such information shall be furnished by the printer, not collectively but separately, in respect of each election pamphlet, poster, etc., printed by him within three (3) days of the printing of each such document.

(4) As soon as a Sub Divisional Magistrate receives any election pamphlets or posters, etc, from a printing press, he shall examine whether the publisher and printer have complied with the requirements of law and the above directions of the State Election Commission. He shall also cause one copy thereof to be exhibited at some conspicuous place in his office so that all candidates and other interested persons may be able to check whether the requirements of law have been duly complied with in relation to such document and which would also enable them to bring to the notice of the authorities concerned the cases of other election pamphlets, posters, etc., in respect of which the above requirements of law have been violated.

(5) The Sub Divisional Magistrates shall initiate prompt action for investigation forthwith if any case of publication of election pamphlets, posters etc. in violation of the above mentioned provisions of said Section 127 A and/or the Commission's above direction either comes, or is brought, to their notice. In all such cases prosecutions should be launched against the offenders most expeditiously and these cases should be pursued vigorously in the courts concerned.

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(ROY P THOMAS)

STATE ELECTION COMMISSIONER

To

1. The Sub Divisional Magistrate (North / South), Puducherry.
2. The Sub Divisional Magistrate, Karaikal.

Copy to:

The District Magistrate, Puducherry / Karaikal.

23/6/21
DESPATCHER
STATE ELECTION COMMISSION
PUDUCHERRY

APPENDIX - B

**Proforma For Submission Of Information Regarding Printing Of Election
Poster, Pamphlets, Etc.**

1. Name and address of printer
-
-
2. Name and address of publisher
-
-
3. Date of the printing order of the publisher.....
4. Date of the declaration of the publisher
5. Brief particulars of election poster, pamphlet, etc
6. Number of copies of the above document printed
7. Date of printing
8. Printing charges (including cost of paper) being charged from the publisher in respect
of the above document

Place:

Date :

(Signature of printer)

Seal of the Printer

APPENDIX - A

***Proforma for Declaration to be submitted by the Publisher of Election Posters,
Pamphlets, etc.***

[See Section 127-A of the Representation of the People Act, 1951].

I son/daughter/wife of
resident of Village/town hereby declare that I am the
publisher of (give brief particulars of election poster, pamphlet, etc.)
being printed at (name of printing press)

Place:

Date :

(Signature of Publisher)

Full Address.....

Attested by (persons personally known to publisher)

1. Signature
(Name and address)

2. Signature
(Name and address)

Countersigned by

3. Signature
(Name and address of Printer)