

THE JAMMU AND KASHMIR CONDUCT OF ELECTION RULES, 1965

Notification SRO 133, dated 14th June, 1965, Law Department]
[As Amended by SRO 391, dated 29.9.2014]

In exercise of the powers conferred by section 168C of the Jammu and Kashmir Representation of the People Act, 1957 and in supersession of the Jammu and Kashmir Representation of the People (Conduct of Elections and Election Petitions) Rules, 1957, the Government, after consulting the Election Commission, hereby makes the following rules, namely:-

PART I PRELIMINARY

1. Short title and commencement

(1) These rules may be called the Jammu and Kashmir Conduct of Election Rules, 1965.

(2) They shall come into force at once.

2. Interpretation

(1) In these rules, unless the context otherwise requires,—

- (a) "Act" means the Jammu and Kashmir Representation of the People Act, 1957;
- (b) "ballot box" includes any box, bag or other receptacle used for the insertion of ballot paper by voters;
- ¹[(b) "counterfoil" means the counterfoil attached to a ballot paper printed under the provisions of these rules];
- (c) "election by assembly members" means an election to the Legislative Council by the members of the Legislative Assembly;
- (d) "elector" in relation to an election by Assembly Members, means any person entitled to vote at that election;
- (e) "electoral roll" in relation to an election by Assembly Members, means the list maintained under section 154 by the Returning Officer for that election;

¹ Inserted vide SRO-5 dated 8-1-1972.

- (f) "electoral roll number of a person" means,—
- (i) the serial number of the entry in the electoral roll in respect of that person;
 - (ii) the serial number of the part of the electoral roll in which such entry occurs; and
 - (iii) the name of the constituency to which the electoral roll relates;
- ¹[(g) "form" means a Form appended to these rules and in respect of any election in the State, includes a translation thereof in any of the languages used for official purposes of the State];
- ²[(gg) "marked copy of the electoral roll" means the copy of the electoral roll set apart for the purpose of marking the names of election to whom ballot papers are issued at an election];
- (h) "polling station" in relation to an election by Assembly Members means place fixed under section 40 for taking the poll at that election;
- (i) "Presiding Officer" includes—
- (i) any Polling Officer performing any of the functions of a Presiding Officer under sub-section (2) or sub-section (3) of section 37; and
 - (ii) any Returning Officer while presiding over an election under sub-section (2) of section 40;
- (j) "Returning Officer" includes any Assistant Returning Officer performing any function he is authorised to perform under sub-section (2) of section 33;
- (k) "section" means a section of the Act.
- (2) For the purposes of the Act or these rules, a person who is unable to write his name shall, unless otherwise expressly provided in these rules, be deemed to have signed an instrument or other papers if—
- (a) he has placed a mark on such instrument or other paper in the presence of the Returning Officer or the Presiding Officer or such other officer as may be specified in this behalf by the Election Commission, and
 - (b) such officer on being satisfied as to his identity has attested the mark as being the mark of that person.

1 Substituted for clause (g) vide SRO-490 dated 31-12-1966.

2 Substituted vide SRO-5 dated 8-1-1972.

(3) The General Clauses Act, 1977 (XX of 1977) shall apply for the interpretation of these rules as it applies for the interpretation of an Act of the Legislature.

PART II

GENERAL PROVISIONS

3. Public notice of intended election

The public notice of an intended election referred to in section 42 shall be in Form 1 and shall, subject to any directions of the Election Commission, be published in such manner as the Returning Officer thinks fit.

4. Nomination paper

Every nomination paper presented under sub-section (1) of section 44 shall be completed in such one of the Forms 2-A to 2-C ¹[as may be appropriate], ²[alongwith the affidavit as set out in Form 2D sworn by the candidate before a Magistrate of the First Class or a Notary]:

Provided that a failure to complete, or defect in completing the declaration as to symbols in a nomination paper in Form 2-A or Form 2-C shall not be deemed to be a defect of a substantial character within the meaning of sub-section (4) of section 47.

³**[4A. Proposer to be elector of the concerned Constituency**

The proposer who nominates any person as a candidate under section 43 or delivers the nomination paper on behalf of a candidate under sub-section (2) of section 44-B for election to fill a seat shall be an elector of the constituency for which such nomination is made or such nomination paper is delivered.]

5. Symbols for election in Assembly and Council Constituencies

(1) The Election Commission shall, by notification in the Jammu and Kashmir Government Gazette, specify the symbols that may be chosen by candidates at elections in Assembly or Council Constituencies and the restrictions to which their choice shall be subject.

⁴[(2) Subject to any general or special direction issued by the Election Commission either under sub-rule (3) or sub-rule (4) of rule 10, where at

¹ Substituted vide SRO-314 dated 21-8-2002.

² Substituted for "alongwith the affidavits as set out in Forms 2-D and 2-E" by SRO 391, dated 29.9.2014.

³ Inserted by SRO 391, dated 29.9.2014.

⁴ Substituted vide SRO-5 dated 8-1-1972.

any such election,] more nomination papers than one are delivered by or on behalf of a candidate, the declaration as to symbols made in the nomination paper first delivered, and no other declaration as to symbols, shall be taken into consideration under rule 10 even if that nomination paper has been rejected.

6. Authentication of certificates issued by the Election Commission

A certificate issued by the Election Commission under ¹[sub-section (2) of section 24-B] or under sub-section (3) of section 44 shall be signed by the Secretary to the Election Commission and shall bear its official seal.

7. Notice of Nominations

The notice of nominations under section 46 shall be in such one of the Forms 3-A or 3-C as may be appropriate.

²[8. List of validly nominated candidates

(1) The list of validly nominated candidates referred to in sub-section (8) of section 47 shall be in Form 4.

(2) The name of every such candidate shall be shown in the said list as it appears in his nomination paper:

Provided that if a candidate considers that his name is incorrectly spelt or is otherwise incorrectly shown in his nomination paper or is different from the name by which he is popularly known, he may, at any time before the list of contesting candidates is prepared, furnish in writing to the returning officer the proper form and spelling of his name and the returning officer shall, on being satisfied as to the genuineness of the request, make the necessary correction or alteration in the list in Form 4 and adopt that form and spelling in the list of contesting candidates.]

9. Notice of withdrawal of candidature

(1) A notice of withdrawal of candidature under sub-section (1) of section 48 shall be in Form 5 and shall contain the particulars set out therein; and on receipt of such notice, the Returning Officer shall note thereon the date and time at which it was delivered.

¹ Substituted by SRO-520 dated 2-12-1967 for "sub-section (3) of section 26".

² Substituted by SRO 391, dated 29.9.2014.

(2) The notice under sub-section (3) of section 48 shall be in Form 6.

10. Preparation of list of contesting candidates

(1) The list of contesting candidates referred to in sub-section (1) of section 49 shall be in Form 7-A or Form 7-B as may be appropriate and shall contain the particulars set out therein and shall be prepared in such language or languages as the Election Commission may direct.

(2) If the list is prepared in more languages than one, the names of candidates therein shall be arranged alphabetically according to the script of such one of those languages as the Election Commission may direct.

(3) At an election in an Assembly or Council Constituency, where a poll becomes necessary, the Returning Officer shall consider the choice of symbols expressed by the contesting candidates in their nomination papers and shall, subject to any general or special direction issued in this behalf by the Election Commission—

- (a) allot a different symbol to each contesting candidates in conformity as far as practicable, with his choice; and
- (b) if more contesting candidates than one have indicated their preference for the same symbol, decide by lot to which of such candidate the symbol will be allotted.

(4) The allotment by the Returning Officer of any symbol to a candidate shall be final except where it is inconsistent with any directions issued by the Election Commission in this behalf in which case the Election Commission may revise the allotment in such manner as it thinks fit.

(5) Every candidate or his election agent shall forthwith be informed of the symbol allotted to the candidate and be supplied with a specimen thereof by Returning Officer.

¹[11. Publication of list of contesting candidates and declaration of results in uncontested election

(1) The Returning Officer shall immediately after its preparation, cause a copy of the list of contesting candidates to be affixed in some conspicuous place in his office and where the number of contesting candidates is equal to, or less than, the number of seats to be filled, he

¹ Rule 11 substituted vide SRO-108 dated 21-2-1969.

shall, immediately, after such affixation declare under sub-section (2) or, as the case may be, sub-section (3) of section 62 the result of the election in such one of the Forms 21 to 21-B as may be appropriate and send signed copies of the declaration to the Government, the Election Commission and the Chief Electoral Officer.

(2) If a poll becomes necessary under sub-section (1) of section 62, the Returning Officer shall supply a copy of the list of contesting candidates to each such candidate or his election agent, and then shall also publish the list in the Government Gazette.]

12. Appointment of election agent

¹[(1) Any appointment of an election agent under section 51 shall be made in Form 8 and the notice of such appointment shall be given by forwarding the same in duplicate to the Returning Officer who shall return one copy thereof to the election agent after affixing thereon his seal and signature in token of his approval of the appointment.]

(2) The revocation of the appointment of an election agent under sub-section (1) of section 53 shall be made in Form 9.

13. Appointment of polling agents

(1) The number of polling agents that may be appointed under section 55 shall be one agent and two relief agents.

(2) Every such appointment shall be made in Form 10 and shall be made over to the polling agent for production at the polling station or the place fixed for the poll, as the case may be.

(3) No polling agent shall be admitted into the polling station or the place fixed for the poll unless he has delivered to the Presiding Officer the instrument of his appointment under sub-rule (2) after duly completing and signing before the Presiding Officer the declaration contained therein.

14. Revocation of the appointment of a polling agent

(1) The revocation of the appointment of a polling agent under sub-section (1) of section 57 shall be made in Form 11 and lodged with the Presiding Officer.

¹ Sub-rule 12(1) substituted vide SRO-490 dated 31-12-1966.

(2) In the event of any such revocation the candidate or his election agent may, at any time before the poll is closed, make a fresh appointment in the manner specified in rule 13 and the provisions of that rule shall apply to every such agent.

15. Publication of the hours fixed for polling

The hours fixed for polling under section 66 shall be published by notification in the Jammu and Kashmir Government Gazette.

16. Voting normally to be in person

Save as hereinafter provided, all electors voting at an election shall do so in person at the polling station provided for them under section 36 or, as the case may be, at the place of polling fixed under section 40.

PART III

POSTAL BALLOT

17. Definitions

In this Part,—

- (a) "service voter" means any person who is required to give his vote by postal ballot under clause (a) of section 70;
- (b) "special voter" means any person holding an office to which the provisions of sub-section (4) of section 16 are declared to apply or the wife of such person, if he or she has been registered as an elector by virtue of a statement made under sub-section (5) of the said section;
- (c) "voter on election duty" means any polling agent, any Polling Officer, Presiding Officer or other public servant, who is an elector in the constituency and is by reason of his being on election duty under to vote at the polling station where he is entitled to vote.

18. Persons entitled to vote by post

The following persons shall, subject to their fulfilling the requirements hereinafter specified, be entitled to vote by post, namely:—

- (a) at an election in an Assembly Constituency—
 - (i) special voters;
 - (ii) service voters;
 - (iii) voters on election duty; and
 - (iv) electors subjected to preventive detention.
- (b) at an election in a Council Constituency—
 - (i) voters on election duty;

- (ii) electors subjected to preventive detention; and
 - (iii) electors in the whole or any specified parts, of the constituency if directed by the Election Commission in this behalf under rule 30-A.
- (c) at an election by Assembly members—
- (i) elector subjected to preventive detention; and
 - (ii) all electors if directed by the Election Commission in this behalf under rule 68.

19. Intimation by special voters

A special voter who wishes to vote by post at an election shall send an intimation in Form 12 to the Returning Officer so as to reach him at least ten days before the date of poll; and on receipt of the intimation the Returning Officer shall issue a postal ballot paper to him.

¹[19-A. Intimation in the case of service voters falling under section 16(8)(e) of the Act

The verifying authority specified in pursuance of the provisions of sub-clause (e) of sub-section (8) of section 16 of the Act shall furnish to the Returning Officer of the constituency at least 10 days before the date of the poll, a list of the electors verified by him under the said provisions and the said list shall contain the name of every such elector, the part number of the electoral roll in which the name has been included, and the serial number of the elector in such part and on receipt of the list, the Returning Officer shall check the list with the electoral roll and if the list is found correct, shall issue a postal ballot paper to every elector included in the list and shall insert the letter 'P.B.' against the name of such elector in the electoral roll.]

20. Intimation by voters on election duty

(1) A voter on election duty who wishes to vote by post at an election shall send an application in Form 12 to the Returning Officer so as to reach him at least seven days or such shorter period as the Returning Officer may allow before the date of poll; and if the Returning Officer is satisfied that the applicant is a voter on election duty, he shall issue a postal ballot paper to him.

¹ Inserted vide SRO-60 dated 1-2-1972.

(2) Where such voter, being a Polling Officer, Presiding Officer, or other public servant on election duty in the constituency of which he is an elector, wishes to vote in person at an election ¹[in an Assembly Constituency] and not by post, he shall send an application in Form 12-A to the Returning Officer so as to reach him at least four days, or such shorter period as the Returning Officer may allow before the date of poll; and if the Returning Officer is satisfied that the applicant is such public servant and voter on election duty in the constituency he shall—

- (a) issue to the applicant an election duty certificate in Form 12-B;
- (b) mark "EDC" against his name in the marked copy of the electoral roll to indicate that an election duty certificate has been issued to him; and
- (c) ensure that he is not allowed to vote at the polling station where he would otherwise have been entitled to vote.

21. Electors under preventive detention

(1) The Government shall, within 15 days of the calling of an election, ascertain and intimate to the Returning Officer the names of the electors, if any, subjected to preventive detention together with their addresses and electoral roll numbers and the particulars about their places of detention.

(2) Any elector subjected to preventive detention may, within 15 days of the calling of an election, send an intimation to the Returning Officer that he wishes to vote by post, specifying his name, address, electoral roll number and place of detention.

(3) The Returning Officer shall issue a postal ballot paper to every elector subjected to preventive detention whose name has been intimated to him under sub-rule (1) or under sub-rule (2).

22. Form of ballot paper

²[(1) Every postal ballot paper shall have a counterfoil attached thereto and the said ballot paper and the counterfoil shall be in such form and the particulars therein shall be in such language or languages, as the Election Commission may direct.]

1 Inserted vide SRO-24 dated 19-1-1967.

2 Substituted vide SRO-5 dated 8-1-1972.

(2) The names of the candidates shall be arranged ¹[on the postal ballot paper] in the order in which they appear in the list of contesting candidates.

(3) If two or more candidates bear the same name they shall be distinguished by the addition of their occupation or residence or in some other manner.

23. Issue of ballot paper

(1) A postal ballot paper shall be sent by post under certificate of posting to the elector together with—

- (a) a declaration in Form 13-A;
- (b) a cover in Form 13-B;
- (c) a large cover addressed to the Returning Officer in Form 13-C; and
- (d) instructions for the guidance of the elector in Form 13-D:

Provided that the Returning Officer may, in the case of a special voter or voter on election duty, deliver the ballot paper and forms or cause them to be delivered, to such voter personally.

²[(2) The Returning Officer shall at the same time—

- (a) record on the counterfoil of the ballot paper the electoral roll number of the elector as entered in the marked copy of the electoral roll;
- (b) mark the name of the elector in the marked copy of the electoral roll to indicate that a ballot paper has been issued to him, without however, recording therein the serial number of the ballot paper issued to that elector; and
- (c) ensure that the elector is not allowed to vote at a polling station.]

(3) Before any ballot paper is issued to an elector at an election by Assembly members, the serial number of the ballot paper shall be effectively concealed in such manner as the Election Commission may direct.

(4) Every officer under whose care or through whom a postal ballot paper is sent shall ensure its delivery to the addressee without delay.

1 Inserted vide SRO-5 dated 8-1-1972.

2 Substituted vide SRO-5 dated 8-1-1972.

(5) After ballot papers have been issued to all the electors, entitled to vote by post, the Returning Officer shall—

- (a) at an election in an Assembly Constituency, seal up in a packet that part of the marked copy of the electoral roll which relates to service voters and record on the packet a brief description of its contents and the date on which it was sealed and send the other relevant parts of the marked copy to the several Presiding Officers¹ [for marking the names of electors to whom ballot papers are issued at the polling stations without, however, recording therein the serial numbers of the ballot papers issued to the electors;]
- (b) at any other election, seal up in a packet the marked copy of the electoral roll and record on the packet a brief description of its contents and the date on which it is sealed.

²[(6) The Returning Officer shall also seal up in separate packet the counterfoils of the ballot papers issued to electors entitled to vote by post and record on the packet a brief description of its contents and the date on which it was sealed.]

24. Recording of vote

(1) An elector who has received a postal ballot paper and desires to vote shall record his vote on the ballot paper in accordance with the directions contained in Part I of Form 13-D and then enclose it in the cover in Form 13-B.

(2) The elector shall sign the declaration in Form 13-A in the presence of, and have the signature attested by, a stipendiary magistrate or such other officer specified below, as may be appropriate, to whom he is personally known or to whose satisfaction he has been identified—

- (a) in the case of a service voter, such officer as may be appointed in this behalf by the Commanding Officer of the unit, ship or establishment in which the voter or her husband, as the case may be, is employed or such officer as may be appointed in this behalf by the diplomatic or consular representative of India in the country in which such voter is resident;

1 Substituted vide SRO-5 dated 8-1-1972.

2 Sub-rule (6) inserted ibid.

- (b) in the case of special voter, an officer not below the rank of a Secretary to Government;
- (c) in the case of a voter on election duty, any Gazetted officer¹[or the Presiding Officer of the polling station as which he is on election duty];
- (d) in the case of an elector under preventive detention, the Superintendent of the Jail or the Commandant of the detention camp in which the elector is under detention;
- ²[(dd) in the case of a service voter holding any office under the Government and verified to be moving alongwith the headquarters, any Gazetted officer; and]
- (e) in any other case, such officer as may be notified in this behalf by the Election Commission.

25. Assistance to illiterate or infirm voters

(1) If an elector is unable through illiteracy, blindness or other physical infirmity to record his vote on postal ballot paper and sign the declaration, he shall take the ballot paper, together with the declaration and the covers received by him to an officer competent to attest his signature under sub-rule (2) of rule 24 and request the officer to record his vote and sign his declaration on his behalf.

(2) Such officer shall thereupon mark the ballot paper in accordance with the wishes of the elector in his presence, sign the declaration on his behalf and complete the appropriate certificate contained in Form 13-A.

26. Re-issue of ballot paper

(1) When a postal ballot paper and other papers sent under rule 23 are for any reason returned undelivered, the Returning Officer may re-issue them by post under certificate of posting or deliver them or cause them to be delivered to the elector personally on a request being made by him.

(2) If any elector has inadvertently dealt with the ballot paper or any of the other papers sent to him under rule 23 in such a manner that they cannot conveniently be used, a second set of the papers shall be issued to him after he has returned the spoilt paper and satisfied the Returning Officer of the inadvertence.

¹ Inserted vide SRO-490 dated 21-12-1966.

² Clause (dd) inserted vide SRO-80 dated 1-2-1972.

(3) The Returning Officer shall cancel the spoilt papers so returned and keep them in a separate packet after noting thereon the particulars of the election and the serial numbers of the cancelled ballot papers.

27. Return of ballot paper

(1) After an elector has recorded his vote and made his declaration under rule 24 or rule 25, he shall return the ballot paper and declaration to the Returning Officer in accordance with the instructions communicated to him in Part II of Form 13-D so as to reach the Returning Officer before ¹[the hour fixed for the commencement of counting of votes.]

(2) If any cover containing a postal ballot paper is received by the Returning Officer after the expiry of the time fixed in sub-rule (1), he shall note thereon the date and time of its receipt and shall keep all such covers together in a separate packet.

(3) The Returning Officer shall keep in safe custody until the commencement of the counting of votes all covers containing postal ballot papers received by him.

²[PART III-A

PROCEDURE FOR VOTING BY THE NOTIFIED CLASS OF VOTERS

27-A. Definitions

In this part, unless the context otherwise requires,—

- (a) "Assistant Returning Officer for the notified class of voters" means the Assistant Returning Officer notified by the Election Commission for the purposes of this part.
- (b) "Notified voter" means a voter who belongs to the class of person notified by the Election Commission under clause (c) of section 70 of the Act.

27-B. Special provisions for voting by the notified class of voters

Notwithstanding anything contained in Part III, the provisions of this part shall apply to a notified voter who wishes to vote by post at an election.

¹ Substituted vide SRO-343 dated 1-3-1971.

² Inserted vide SRO-212 dated 20-7-1996.

27-C. Intimation by a notified voter

A notified voter who wishes to vote by post at an election shall send an application in Form 12-C to the Assistant Returning Officer for the notified class of voters so as to reach him at least ten days before the date of poll, and on receipt of the intimation, such Assistant Returning Officer, shall issue a postal ballot paper to him:

Provided that the application which does not furnish complete particulars as required in Form 12-C may be rejected if such Assistant Returning Officer, despite making reasonable efforts, is not in a position to ascertain the requisite information:

Provided further that an application in Form 12-C without a certificate from the authorised officer as required under Part-II of Form 12-C shall be rejected.

27-D. Form of ballot paper

(1) Every postal ballot paper shall have counterfoil attached thereto, and the said ballot paper and the counterfoil shall be in such form, and the particulars therein shall be in such language or languages as the Election Commission may direct.

(2) The names of the candidates shall be arranged on the postal ballot papers in the order in which they appear in the list of contesting candidates.

(3) If two or more candidates bear the same name, they shall be distinguished by the addition of their occupation or residence or in some other manner.

27-E. Issue of ballot paper

A postal ballot paper shall be sent by post under certificate of posting to the notified voter together with—

- (a) a declaration in Form 13-A;
- (b) a cover in Form 13-B;
- (c) a large cover addressed to the Returning Officer in Form 13-C; and
- (d) instructions for the guidance of the elector in Form 13-E:

Provided that the Assistant Returning Officer of the notified class of voters may deliver or cause to be delivered the ballot paper and the Forms to the notified voter personally.

(2) The Assistant Returning Officer for the notified class of voters shall at the same time—

- (a) record on the counterfoil of the ballot paper the electoral roll number of the elector as entered in the marked copy of the electoral roll;
- (b) mark the name of the elector in the marked copy of the electoral roll to indicate that a ballot paper has been issued to him, without however, recording therein the serial number of the ballot paper issued to that voter;
- (c) ensure that the elector is not allowed to vote at a polling station.

(3) Every officer under whose care or through whom a postal ballot paper is sent shall ensure its delivery to the addressee without delay.

(4) The Assistant Returning Officer for the notified class of voters shall ensure that ballot paper are issued to all such voters whose intimation has been received in accordance with rule 27-C and who are entitled to a vote by post, before eight days from the date of post in the constituency and shall on expiry of the said period of eight days keep the marked copies of the electoral rolls in sealed envelopes and record on the envelopes a brief description of its contents and the date on which it was sealed and send the sealed envelopes to the Returning Officer concerned.

(5) The Assistant Returning Officer shall also seal up in separate packet the counterfoils of the ballot papers issued to electors entitled to vote by post and record on the packet a brief description of its contents and the date on which it was sealed and send the sealed packet to the Returning Officer concerned.

27-F. Recording vote

(1) A notified voter who has received a postal ballot paper and desire to vote shall record his vote on the ballot paper in accordance with the instructions contained in Form 13-E and then enclose it in the cover in Form 13-B.

(2) The notified voter shall sign the declaration in Form 13-A in the presence of and have the signature attested by an officer authorised under sub-rule (2) of rule 27-J.

27-G. Assistance to illiterate or infirm voters

(1) If a notified voter is unable through illiteracy, blindness or other physical infirmity to record his vote on a postal ballot paper and sign the declaration, he shall take the ballot paper, together with the declaration and the cover received by him to an officer authorised under sub-rule (2)

of rule 27-J and request the officer to record his vote and sign his declaration on his behalf.

(2) Such officer shall thereupon mark the ballot paper in accordance with the wishes of the elector in his presence, sign the declaration on his behalf and complete all the requirements to be made in this behalf.

27-H. Re-issue of ballot paper

(1) When a postal ballot paper and other papers sent under rule 27-C are for any reason returned undelivered, the Assistant Returning Officer, for the notified class of voters may re-issue them by post under certificate of posting or deliver them or cause them to be delivered to the voter personally on a request being made by him or of his own.

(2) If any notified voter has inadvertently dealt with the ballot paper or any of the other papers sent to him under rule 27-B in such a manner that they cannot conveniently be used, second set of the papers shall be issued to him after he has returned the spoiled papers and satisfied the Assistant Returning Officer for the notified class of voters of the inadvertence.

(3) The Assistant Returning Officer for the notified class of voters shall cancel the spoiled papers so returned and keep them in a separate packet after noting thereon the particulars of the election and the serial numbers of the cancelled ballot papers.

27-I. Returning of ballot paper

(1) After a notified voter has recorded his vote and made his declaration under rule 27-F or rule 27-G, he shall return the ballot paper and the declaration to the Returning Officer concerned before the hour fixed for counting of votes.

(2) If any cover containing a postal ballot paper is received by the Returning Officer after the expiry of the time fixed in sub-rule (1) he shall note thereon the date and time of its receipt and shall keep all such covers together in a separate packet.

(3) The Returning Officer shall keep in safe custody until the commencement of the counting of votes all covers containing postal ballot papers received by him.

27-J. Officers authorised to perform certain functions under this part

(1) The officers mentioned in sub-rule (2) shall be the authorised officers for the purpose of—

- (a) sub-rule (2) of rule 27-G;
- (b) issuing certificate in Part II of Form 12-C.

(2) Any of the following officers shall be the authorised officers for purpose of sub-rule (1) above:—

- (i) an officer incharge of a migrant camp/area;
- (ii) an officer incharge of an office from where the migrant elector draws his salary as a migrant employee;
- (iii) an officer incharge of treasury/bank from where the migrant elector draws his pension as a pensioner;
- (iv) any gazetted officer.

27-K. Marked copy of the electoral roll

The Returning Officer shall ensure that the marked copy of the electoral roll received by him from the Assistant Returning Officer for the notified class of voters is issued during the poll in the constituency so that such voters who have been supplied with a postal ballot paper cannot cast the vote again.

27L. Notwithstanding anything contained in rule 54-A, the Election Commission may direct, by notification in the official Gazette, that the postal ballot papers may be mixed with the ordinary ballot papers at the time of mixing of ordinary ballot papers under rule 59-A, and in that case the Election Commission may also prescribe, by directions to the Returning Officer the manner in which the mixing of postal ballot papers shall be done with the ordinary ballot papers in the constituency.]

¹**[PART IIIB**

VOTING BY CLASSIFIED SERVICE VOTERS THROUGH PROXY

27M. Definitions

In this part, unless the context otherwise requires,-

- (a) "classified service voter" means any person specified in clause (a) of section 70, who opts to give his vote by proxy;
- (b) "proxy" means the person appointed by a classified service voter as his proxy under rule 27N to give vote on his behalf and in his name; and

¹ Inserted by SRO 391, dated 29.9.2014.

- (c) "service voter" means any person specified in clause (a) of section 70 and registered as an elector in the last part of the electoral roll for the constituency.

27N. Appointment of proxy by a classified service voter

(1) A service voter may opt to give his vote by proxy appointed in the manner provided in sub-rules (2) to (4).

(2) Any service voter opting to vote by proxy may appoint any person as his proxy to give vote on his behalf and in his name at an election in an assembly constituency:

Provided that such proxy shall be an ordinary resident in the constituency concerned and of not less than 18 years of age and shall not be disqualified for registration as an elector in an electoral roll under section 12 of the Jammu and Kashmir Representation of the People Act, 1957 (IV of 1957).

(3) The appointment of proxy under sub-rule (2) shall be made by the classified service voter in Form 13F.

(4) Any appointment of proxy made under sub-rule (3) shall be deemed to be valid so long as the person making it continues to be a service voter or till the date he revokes such appointment, or dies, whichever is earlier:

Provided that any revocation of appointment shall be made in Form 13G and shall be effective from the date on which it is received by the returning officer:

Provided further that where he revokes such appointment, or the proxy appointed by him dies, while he remains a service voter, he may appoint another person as proxy under these rules, as a substitute proxy in Form 13G and the substitute proxy so appointed shall be the proxy appointed by such classified service voter under sub-rule (3) from the date of receipt of the Form 13G by the returning officer.

27-O. Intimation of name of proxy by the classified service voter

(1) The name of the proxy appointed by a classified service voter under sub-rule (3), or, as the case may be, under the second proviso to sub-rule (4), of rule 27N shall be intimated by him to the returning officer as soon as may be after such appointment is made, and such intimation must reach the returning officer not later than the last date for making nominations for the earliest election in the constituency after such appointment.

(2) Notwithstanding anything contained in sub-rule (1), if any intimation under that sub-rule reaches the returning officer after the last date for making nominations in the constituency, such intimation shall not be valid for the election then in progress, but shall, subject to the provisions of sub-rule (4) of rule 27N, be valid for any future election in the constituency.

27P. Action by returning officer on intimation of name of proxy

(1) On receipt of intimation under rule 27-O from a classified service voter in regard to his proxy, the returning officer shall mark "CSV" against the name of such voter in the last part of the electoral roll containing the names of all service voters so as to indicate that the said voter has appointed his proxy, and the returning officer shall—

- (a) if it is an intimation received before the last date for making nominations in the constituency, ensure that no postal ballot paper is issued to such classified service voter; and
- (b) if it is an intimation received after the said last date, ensure that a postal ballot paper is issued to such classified service voter for the election then in progress, in accordance with the provisions contained in Part III of these rules.

(2) The returning officer shall also prepare, and maintain up-to date, a separate list of all classified service voters who have given intimation of their proxies under rule 27-O, and also of all such proxies with their complete addresses, in such form and such manner as the Election Commission may specify from time to time.

(3) As soon as may be after the last date for making nominations in the constituency, the returning officer shall, on the basis of the list maintained under sub-rule (2) and subject to such further direction as the Election Commission may give in this behalf, prepare or cause to be prepared polling station-wise sub-lists of all classified service voters and their proxies having regard to the residential address of each such classified service voter as given in the electoral roll.

(4) Each sub-list prepared under sub-rule (3) shall thereafter be caused to be added by the returning officer at the end to the relevant part of the electoral roll pertaining to each polling station concerned, and such relevant part of the electoral roll together with the said sub-list shall be deemed to be the copy of the electoral roll to be used as the marked copy

of the electoral roll under rule 33A or, as the case may be, under rule 49F during the poll at the polling station concerned.

27Q. Recording of votes of proxy

(1) A person voting as proxy for a classified service voter shall do so in person at the polling station concerned in the electoral roll of which the name of such classified service voter is added under sub-rule (4) of rule 27P.

(2) The person voting as proxy shall record the vote on behalf of the classified service voter at the said polling station, in the same manner as any other elector assigned to that polling station and the provisions of rules 34, 35 and 36 to 43 or, as the case may be, rules 49G, 49H, 49J to 49R shall apply in relation to the recording of vote by such proxy as they apply to any other elector at the polling station:

Provided that any reference to left forefinger of elector in rule 37 or, as the case may be, rule 49K shall be construed as reference to left middle finger of the person voting as a proxy under this rule.]

PART IV

¹[**CHAPTER I**]

VOTING IN ASSEMBLY AND COUNCIL CONSTITUENCIES

28. Definitions

In this part, unless the context otherwise requires—

- (a) "candidate" means a contesting candidate;
- (b) "constituency" means an Assembly Constituency or a Council Constituency; and
- (c) "polling agent" in relation to a polling station, means a polling agent of a candidate duly appointed under section 55 for the polling station and includes a candidate and the election agent of a candidate when present at the polling station.

29. Design of ballot boxes

Every box shall be of such design as may be approved by the Election Commission.

30. Form of ballot papers

²[(1) Every ballot paper shall have a counterfoil attached thereto, and the said ballot paper and the counterfoil shall be in such form and the particulars

1 The heading "Chapter I" inserted vide SRO-292 dated 7-8-2002.

2 Substituted vide SRO-5 dated 8-1-1972.

therein shall be in such language or languages, as the Election Commission may direct.]

(2) The names of the candidates shall be arranged on the ballot paper in the same order as which they appear in the list of contesting candidates.

(3) If two or more candidates bear the same name, they shall be distinguished by the addition of their occupation or residence or in some other manner.

30-A. Notification as to postal ballot

The Election Commission may, by notification published in the Jammu and Kashmir Government Gazette, at any time, before the last date for the withdrawal of candidatures at an election in a Council Constituency, direct that the method of voting by postal ballot shall be followed in the whole or any specified parts of the constituency.

31. Arrangements at polling stations

(1) Outside each polling station there shall be displayed prominently—

- (a) a notice specifying the polling area the electors of which are entitled to vote at the polling station and, when the polling area has more than one polling station, the particulars of the electors so entitled; and
- (b) a copy of the list of contesting candidates.

(2) At each polling station, there shall be set up¹[one] or more voting compartments in which electors can record their vote screened from observation.

(3) The Returning Officer shall provide at each polling station a sufficient number of ballot boxes, copies of the relevant part of the electoral roll, ballot papers, instruments for stamping the distinguishing mark on ballot papers and article necessary for electors to mark the ballot papers.

32. Admission to polling station

The Presiding Officer shall regulate the number of electors to be admitted at any one time inside the polling station and shall exclude therefrom all persons other than—

¹ Substituted vide SRO-5 dated 8-1-1972.

- (a) Polling Officers;
- (b) public servants on duty in connection with the election;
- (c) persons authorised by the Election Commission;
- (d) candidates, their election agents and subject to the provisions of rule 13, one polling agent of each candidate;
- (e) a child in arms accompanying an elector;
- (f) a person accompanying a blind or infirm elector who cannot move without help; and
- (g) such other persons as the Returning Officer or the Presiding Officer may employ under sub-rule (2) of rule 34 or sub-rule (1) of rule 53.

33. Preparation of ballot boxes for poll

(1) The Presiding Officer shall affix his own signature on the paper seal used for securing a ballot box and obtain thereon the signatures of such of the polling agents present as are desirous of affixing the same.

(2) The Presiding Officer shall thereafter fix the paper seal so signed in the space meant therefor in the ballot box and shall then secure and seal the box in such manner that the slit for the insertion of ballot paper remains open.

(3) The seals used for securing a ballot box shall be affixed in such manner that after the box has been closed it is not possible to open it without breaking the seals.

(4) Where it is not necessary to use paper seals for securing the ballot boxes, the Presiding Officer shall secure and seal the ballot box in such manner that the slit for the insertion of ballot papers remains open and shall allow the polling agents present to affix, if they so desire, their seals.

(5) Every ballot box used at a polling station shall bear labels, both inside and outside, marked with—

- (a) the serial number, if any, and name of the constituency;
- (b) the serial number and name of the polling station;
- (c) the serial number of the ballot box (to be filled in at the end of the poll on the label outside the ballot box only); and
- (d) the date of poll.

(6) Immediately before the commencement of the poll, the Presiding Officer shall demonstrate to the polling agents and other persons present that the ballot box is empty and bears the labels referred to in sub-rule (5).

(7) The ballot box shall then be closed, sealed and secured and placed in full view of the Presiding Officer and the polling agents.

¹**[33-A. Marked copy of electoral roll**

Immediately before the commencement of the poll, the Presiding Officer shall also demonstrate to the polling agents and others present that the marked copy of the electoral roll to be used during the post does not contain—

- ²(a) any entry other than that made in pursuance of clause (b) of sub-rule (2) of rule 20 or clause (b) sub-rule (2) of rule 27-E; and
- (b) any mark other than the mark made in pursuance of clause (b) of sub-rule (2) of rule 23.]

34. Facilities for women electors

(1) Where a polling station is for both men and women electors, the Presiding Officer may direct that they shall be admitted into the polling station alternately in separate batches.

(2) The Returning Officer or the Presiding Officer may appoint a woman to serve as an attendant at any polling station to assist women electors and also to assist the Presiding Officer generally in taking the poll in respect of woman electors, and, in particulars to help in searching any women elector in case it becomes necessary.

35. Identification of electors

(1) The Presiding Officer may employ at the polling station such persons as he thinks fit to help in the identification of the electors or to assist him otherwise in taking the poll.

(2) As each elector enters the polling station, the Presiding Officer or the Polling Officer authorised by him in this behalf shall check the elector's name and other particulars with the relevant entry in the electoral roll and then call out the serial number, name and other particulars of the elector.

³[(2-A) Where the polling station is situated in a constituency, electors of which have been supplied with identity cards under the provisions of the Registration of Electors Rules, 1966, the elector shall

1 Substituted vide SRO-5 dated 8-1-1972.

2 Substituted vide SRO-212 dated 20-7-1996.

3 Sub-rule (2-A) inserted vide SRO-520 dated 2-12-1967.

produce his identity card before the Presiding Officer or the Polling Officer authorised by him in this behalf.]

(3) In deciding the right of a person to obtain a ballot paper the Presiding Officer or the Polling Officer, as the case may be, shall overlook nearly clerical or printing errors in an entry in the electoral roll, if he is satisfied that such person is identical with the elector to whom such entry relates.

35-A. Facilities for public servants on election duty

(1) The provisions of rule 35 shall not apply to any person who produces at the polling station and election duty certificate in Form 12-B and asks for the issue of a ballot paper to him although the polling station is different from the one where he is entitled to vote.

(2) On production of such certificate the Presiding Officer shall—

- (a) obtain thereon the signature of the person producing it;
- (b) have the person's name and electoral roll number as mentioned in the certificate entered at the end of the marked copy of the electoral roll; and
- (c) issue to him a ballot paper, and permit him to vote, in the same manner as for an elector entitled to vote, at that polling station.

36. Challenging of identity

(1) Any polling agent may challenge the identity of a person claiming to be a particular elector by first depositing a sum of two rupees in cash with the Presiding Officer for each such challenge.

(2) On such deposit being made, the Presiding Officer shall-

- (a) warn the person challenged of the penalty for personation;
- (b) read the relevant entry in the electoral roll in full and ask him whether he is the person referred to in that entry;
- (c) enter his name and address in the list of challenged votes in Form 14; and
- (d) require him to affix his signature in the said list.

(3) The Presiding Officer shall thereafter hold a summary inquiry into the challenge and may for that purpose—

- (a) require the challenger to adduce evidence in proof of the challenge and the person challenged to adduce evidence in proof of his identity;

- (b) put to the person challenged any question necessary for the purpose of establishing his identity and require him to answer them on oath; and
- (c) administer an oath to the person challenged and any other person offering to give evidence.

(4) If, after inquiry, the Presiding Officer considers that the challenge has not been established, he shall allow the person challenged to vote; and if he considers that the challenge has been established, he shall debar the person challenged from voting.

(5) If the Presiding Officer is of the opinion that the challenge is frivolous or has not been made in good faith, he shall direct that the deposit made under sub-rule (1) be forfeited to Government and in any other case, he shall return it to the challenger at the conclusion of the inquiry.

37. Safeguards against personation

(1) Every elector about whose identity the Presiding Officer or the Polling Officer, as the case may be, is satisfied, shall allow his left forefinger to be inspected by the Presiding Officer or Polling Officer and an indelible ink mark to be put on it.

(2) If any elector refuses to allow his left forefinger to be inspected or marked in accordance with sub-rule (1) or has already such a mark on his left forefinger or does any act with a view to removing the ink mark he shall not be supplied with any ballot paper or allowed to vote.

(3) Any reference in this rule to the left forefinger of an elector shall, in the case where the elector has his left forefinger missing be construed as a reference to any other finger of his left hand, and shall in the case where all the fingers of his left hand are missing, be construed as a reference to the forefinger or any other finger of his right hand, and shall in the case where all his fingers of both the hands are missing be construed as a reference to such identity of his left or right arm as he possesses.

¹[38. Issue of ballot papers to electors

(1) Every ballot paper before it is issued to an elector, and the counter foil attached thereto shall be stamped on the back with such distinguish-

¹ Substituted vide SRO-5 dated 8-1-1972.

ing mark as the Election Commission may direct, and every ballot paper, before it is issued, shall be signed in full on its back by the Presiding Officer.

(2) At the time of issuing a ballot paper to an elector, the Polling Officer shall—

- (a) record on its counterfoil the electoral roll number of the elector as entered in the marked copy of the electoral roll;
- (b) obtain the signature or thumb impression of that elector on the said counterfoil; and
- (c) mark the name of the elector in the marked copy of the electoral roll to indicate that a ballot paper has been issued to him, without, however, recording therein the serial number of the ballot paper issued to that elector:

Provided that no ballot paper shall be delivered to an elector unless he has put his signature or thumb impression on the counterfoil of that ballot paper.

(3) Notwithstanding anything contained in sub-rule (2) of rule 2, it shall not be necessary for any Presiding Officer or Polling Officer or any other officer to attest the thumb impression of the elector on the counterfoil.

(4) No person in the polling station shall note down the serial numbers of the ballot papers issued to particular electors.]

¹[39. Maintenance of secrecy of voting by electors within polling station and voting procedure

(1) Every elector to whom a ballot paper has been issued under rulee38 or under any other provision of these rules, shall maintain secrecy of voting within the polling station and for that purpose observe the voting procedure hereinafter laid down.

(2) The elector on receiving the ballot paper shall forthwith—

- (a) proceed to one of the voting compartments;
- (b) there make a mark on the ballot paper with the instrument supplied for the purpose on or near the symbol of the candidate for whom he intends to vote;
- (c) fold the ballot paper so as to conceal his vote;

¹ Rule 39 substituted vide SRO-259 dated 23-7-1968.

- (d) if required, show to the Presiding Officer the distinguishing mark on the ballot paper;
- (e) inserts the folded ballot paper into the ballot box; and
- (f) quit the polling station.

(3) Every elector shall vote without undue delay.

(4) No elector shall be allowed to enter a voting compartment when another elector is inside it.

(5) If an elector to whom a ballot paper has been issued, refuses, after warning given by the Presiding Officer, to observe the procedure as laid down in sub-rule (2), the ballot paper issued to him shall, whether he has recorded his vote thereon or not, be taken back from him by the Presiding Officer or a Polling Officer under the direction of the Presiding Officer.

(6) After the ballot paper has been taken back, the Presiding Officer shall record on its back the word "cancelled: voting procedure violated" and put his signature below those words.

(7) All the ballot papers on which the words "cancelled: voting procedure violated" are recorded, shall be kept in a separate cover which shall bear on its face the words "Ballot Paper: voting procedure violated".

(8) Without prejudice to any other penalty to which an elector from whom a ballot paper has been taken back under sub-rule (5), may be liable, the vote, if any, recorded on such ballot paper shall not be counted.]

40. Recording of votes of blind or infirm electors

(1) If the Presiding Officer is satisfied that owing to blindness or other physical infirmity an elector is unable to recognise the symbols on the ballot paper or to make a mark thereon without assistance, the Presiding Officer shall permit the elector to take with him a companion of not less than ¹[18] years of age to the voting compartment for recording the vote on the ballot paper on his behalf and in accordance with his wishes, and, if necessary, for folding the ballot paper so as to conceal the vote and inserting it into the ballot box:

Provided that no person shall be permitted to act as the companion of more than one elector at any polling station on the same day:

Provided further that before any person is permitted to act as the companion of an elector on any day under this rule, the person shall be

¹ Substituted vide SRO-324 dated 29-8-1989.

required to declare that he will keep secret the vote recorded by him on behalf of the elector and that he has not already acted as the companion of any other elector at any polling station on that day.

(2) The Presiding Officer shall keep a record in Form 14-A of all cases under this rule.

41. Spoilt and returned ballot papers

(1) An elector who has inadvertently dealt with his ballot paper in such manner that it cannot be conveniently used as a ballot paper may, on returning it to the Presiding Officer and on satisfying him of the inadvertence be given another ballot paper, and ¹[the ballot paper so returned and the counterfoil of such ballot paper] shall be marked "Spoilt: cancelled" by the Presiding Officer.

(2) If an elector obtaining a ballot paper decides not to use it, he shall return it to the Presiding Officer, and ²[the ballot paper so returned and the counterfoil of such ballot paper] shall be marked as "Returned: cancelled" by the Presiding Officer.

(3) All ballot papers cancelled under sub-rule (1) or sub-rule (2) shall be kept in a separate packet.

42. Tendered votes

(1) If a person representing himself to be a particular elector applies for a ballot paper after another person has already voted as such elector, he shall, on satisfactorily answering such questions relating to his identity as the Presiding Officer may ask, be entitled, subject to the following provisions of this rule to mark a ballot paper (hereinafter in these rules referred to as a "tendered ballot paper") in the same manner as any other elector.

(2) Every such person shall, before being supplied with a tendered ballot paper, sign his name against the entry relating to him in a list in Form 15.

³[(3) A tendered ballot paper shall be the same as the other ballot papers used at the polling except that—

1 Substituted vide SRO-5 dated 8-1-1972.

2 Substituted vide SRO-5 dated 8-1-1972.

3 Sub-clause (3) substituted vide SRO-5 dated 8-1-1972.

- (a) such tendered ballot paper shall be serially the last in the bundle of ballot papers issued for use at the polling station; and
- (b) such tendered ballot paper and its counterfoil shall be endorsed on the back with the words "tendered ballot paper" by the Presiding Officer in his own hand and signed by him.]

(4) The elector, after marking a tendered ballot paper in the voting compartment and folding it, shall, instead of putting it into the ballot box, give it to the Presiding Officer, who shall place it in a cover specially kept for the purpose:

¹[Provided that where such elector is a member of a political party in an election to fill a seat or seats in the Legislative Council, the Presiding Officer shall, before placing the tendered ballot paper in the said cover, allow the authorized agent of that political party to verify as to which candidate the elector has cast his vote.

Explanation.- For the purposes of this rule, "authorized agent", in respect of a political party, means an authorized agent appointed, under sub-rule (2) of rule 39AA as made applicable, by clause (ii) of rule 70, to election, in the Legislative Council and, by assembly members other than by postal ballot under clause (a) of rule 68, by that political party.]

43. Closing of poll

(1) The Presiding Officer shall close a polling station at the hour fixed in that behalf under section 66 and shall not thereafter admit any elector into the polling station:

Provided that all electors present at the polling station before it is closed shall be allowed to cast their votes.

(2) If any question arises whether an elector was present at the polling station before it was closed, it shall be decided by the Presiding Officer and his decision shall be final.

44. Sealing of ballot boxes after poll

(1) As soon as practicable after the closing of the poll, the Presiding Officer shall close the slit of the ballot box, and where the box does not contain any mechanical device for closing the slit, he shall seal up the slit and also allow any polling agent present to affix his seal.

¹ Inserted by SRO 66 of 2013, dated 04.03.2013.

(2) The ballot box shall thereafter be sealed and secured.

(3) Where it becomes necessary to use a second ballot box by reason of the first ballot box getting full, the first box shall be closed, sealed and secured as provided in sub-rules (1) and (2) before another ballot box is put into use.

(4) The foregoing provisions of this rule shall not apply at a polling station to the Presiding Officer of which the Election Commission has issued a direction asking him to proceed in accordance with sub-rule (5).

(5) At any such polling station, as soon as practicable, after the close of poll, the Presiding Officer shall—

- (a) transfer all the ballot papers contained in the ballot box or boxes used at that polling station, without examining or counting them and with due regard to the secrecy of the ballot into a cloth bag or cloth-lined cover after demonstrating to the polling agents present that the bag or cover is empty;
- (b) allow the polling agents present to inspect each ballot box and demonstrate to them that it has been emptied;
- (c) record on the bag or cover the name of the constituency, the name of the polling station and the date of the poll; and
- (d) seal the bag or cover and allow any polling agent present to affix his seal thereon.

45. Account of ballot papers

(1) The Presiding Officer shall at the close of the poll prepare a ballot paper account in Form 16 or Form 16-A as may be appropriate and enclose it in a separate cover with the words "Ballot Paper Account", superscribed thereon.

¹[(2) The Presiding Officer shall furnish to every polling agent present at the close of the poll a true copy of the entries made in the ballot paper account after obtaining a receipt from the said polling agent therefor and shall also attest it as a true copy.]

46. Sealing of the packets

(1) The Presiding Officer shall then make into separate packets—

- (a) the marked copy of the electoral roll;
- ²[(aa) the counterfoils of the used ballot papers];

1 Substituted vide SRO-738 dated 16-11-1976.

2 Clause (aa) inserted vide SRO-5 of 1972.

- ¹[(b) the ballot papers signed in full by the Presiding Officer under sub-rule (1) of rule 38 but not issued to the voters;
- (b) any other ballot papers not issued to the voters;
 - (c) the ballot papers cancelled for violation of voting procedure under rule 39;
 - (cc) any other cancelled ballot papers];
 - (d) the cover containing the tendered ballot papers and the list in Form 15;
 - (e) the list of challenged votes; and
 - (f) any other papers directed by the Election Commission to be kept in a sealed packet.

²[(2) Each such packet shall be sealed with the seals of the Presiding Officer and with the seals either of the candidate or of his election agent or of his polling agent who may be present at the polling station and may desire to affix his seals thereon.]

47. Transmission of ballot boxes, etc., to the Returning Officer

(1) The Presiding Officer shall then deliver or cause to be delivered to the Returning Officer at such place as the Returning Officer may direct—

- (a) the ballot boxes or, as the case may be, the bags or covers referred to in rule 44;
- (b) the ballot paper account;
- (c) the sealed packet referred to in rule 46; and
- (d) all other papers used at the poll.

(2) The Returning Officer shall make adequate arrangements for the safe transport of all ballot boxes, packets and other papers and for their safe custody until the commencement of the counting of votes.

48. Procedure on adjournment of poll

(1) If the poll at any polling station is adjourned under sub-section (1) of section 67 the provisions of rules 44 to 47 shall as far as practicable apply as if the poll was closed at the hour fixed in that behalf under section 66.

¹ Substituted for clauses (b) and (c) vide SRO 108 dated 21-2-1969.

² Sub-rule (2) substituted by SRO 108 dated 21-2-1969.

(2) When an adjourned poll is recommended under sub-section (2) of section 67 the electors who have already voted at the poll so adjourned shall not be allowed to vote again.

(3) The Returning Officer shall provide the Presiding Officer of the polling station at which such adjourned poll is held with the sealed packet containing the marked copy of the electoral roll and a new ballot box.

(4) The Presiding Officer shall open the sealed packet in the presence of the polling agents present and use the marked copy of the electoral roll ¹[for marking the names of the electors to whom the ballot papers are issued at the adjourned poll without however recording therein the serial number thereof.]

(5) The provisions of rules 28 to 47 shall apply in relation to the conduct of an adjourned poll as they apply in relation to the poll before it was so adjourned.

49. Voting by ballot at notified polling stations

(1) Notwithstanding anything contained in the preceding provisions of this part, the Election Commission may, by notification published in the Jammu and Kashmir Government Gazette at least 15 days before the date, or the first of the dates, of poll appointed for an election direct that the method of voting by ballot shall be followed in that election at such polling stations as may be specified in the notification.

(2) Every such polling station is hereafter in these rules referred to as a "notified polling station".

(3) The provisions of rules 28 to 48 shall apply in relation to every notified polling station subject to the following modifications, namely:—

(a) in lieu of rule 30, the following rule shall apply:—

"30-A. Form of ballot paper. —

Every ballot paper shall be of such design as the Election Commission may decide."

(b) in lieu of sub-rules (2) and (3) of rule 31, the following sub-rules shall apply:—

"(2) At each notified polling station there shall be set up one voting compartment in which the ballot boxes, one for each candidate shall be placed for the reception of ballot papers

¹ Substituted vide SRO-5 dated 8-1-1972.

during the poll and which shall be so designed that an elector can insert a ballot paper in any of the ballot boxes without being observed by any person outside compartment.

(3) The Returning Officer shall provide at each notified polling station a sufficient number of ballot boxes, copies of the relevant part of the electoral roll, ballot papers and such other election materials as may be required for taking the poll";

(c) in lieu of sub-rules (5), (6) and (7) of rule 33, the following sub-rules shall apply:-

(5) The symbol allotted to each candidate under rule 10 shall be printed on labels which shall be affixed both inside and outside the ballot box and such ballot box shall thereafter be deemed to have been allotted to that candidate.

(6) Each ballot box shall also be marked with such other distinguishing marks as the Election Commission may direct.

(7) Immediately before the commencement of the poll, the Presiding Officer shall allow inspection of each ballot box by the polling agents present and demonstrate to them that (a) it is empty, (b) proper labels have been affixed both inside and outside the box and (c) the ballot box is marked in accordance with sub-rule (6).

(8) After all the ballot boxes have been labelled, secured and sealed, they shall be placed in the voting compartment side by side in the same order in which the names of the candidates to whom they have respectively been allotted appear in the list of contesting candidates.";

¹(cc) in lieu of rule 38, the following rule shall apply:—

38-B. Issue of ballot papers to electors.—

(1) Every ballot paper shall before issue to an elector be—

(a) stamped with such distinguishing mark as the Election Commission may direct; and

(b) signed in full on its back by the Presiding Officer.

(2) At the time of issuing a ballot paper to an elector, the Polling Officer shall record the serial number thereof against the entry relating to the elector in the marked copy of the electoral roll.

¹ Inserted vide SRO-5 dated 8-1-1972.

- (3) Save as provided in sub-rule (2) no person in the polling station shall note down the serial numbers of the ballot papers issued to particular electors];
- (d) in lieu of ¹[sub-rule (2) of rule 39] the following sub-rule shall apply:-
- "(2) On receiving the ballot paper, the elector shall forthwith go into the voting compartment and insert the ballot paper through the slit into the ballot box allotted to the candidate for whom he wishes to vote."
- (e) in lieu of sub-rule (1) of rule 40 the following sub-rule shall apply:—
- "(1) If the Presiding Officer is satisfied that owing to blindness or other physical infirmity an elector is unable to recognise the symbols on the ballot boxes or to insert the ballot paper into a ballot box, the Presiding Officer shall permit the elector to take with him a companion of not less than ²[eighteen) years of age to the voting compartment for ascertaining from him the name of the candidate for whom he wishes to vote and for inserting the ballot paper into the ballot box of such candidate in accordance with the wishes of such elector:
- Provided that no person shall be permitted to act as the companion of more than one elector at any polling station on the same day:
- Provided further that before any person is permitted to act as the companion of an elector on any day under this rule, the person shall be required to declare that he will keep secret the name of the candidate for whom the elector has voted and that he has not already acted as the companion of any other elector at any polling station on that day";
- (f) in lieu of rule 42 the following rules shall apply:-
- "42-A. *Tendered votes.* —
- (1) If a person representing himself to be a particular elector applies for a ballot paper after another person has already voted as such elector he shall on satisfactorily answering such questions relating to his identity as the Presiding Officer may

1 Inserted vide SRO-5 dated 8-1-1972.

2 Substituted vide SRO-324 dated 29-8-1989.

also, be supplied "with a ballot paper in Form 17 (hereafter in these rules referred to as a tendered ballot paper").

(2) Every such person shall before being supplied with a tendered ballot paper sign his name against the entry relating to him in a list in Form 15.

(3) Such person shall thereafter record on the tendered ballot paper the name of the candidate for whom he wishes to vote ; but if owing to illiteracy, blindness, physical infirmity or any other reason he is unable to make such record, the Presiding Officer shall do so in accordance with his wishes.

(4) The procedure laid down in sub-rule (3) shall be followed with due regard to secrecy.

(5) Every such tendered ballot paper shall forthwith be placed in a cover specially kept for the purpose:

¹[Provided that where the person referred to in sub-rule (3) is a member of a political party in an election to fill a seat or seats in the Legislative Council, the Presiding Officer, notwithstanding anything contained in sub- rule (3), shall, before the tendered ballot paper is placed in the said cover, allow the authorized agent of that political party to verify as to whom such person has cast his vote.

Explanation.- For the purposes of this rule, "authorized agent", in respect of a political party, means an authorized agent appointed, under sub-rule (2) of rule 39AA as made applicable, by clause (ii) of rule 70, to election, in a council constituency and, by assembly members other than by postal ballot under clause (a) of rule 68, by that political party.]

42-B. Presiding Officers entry into voting compartment during poll. —

(1) The Presiding Officer may, whenever he considers it necessary to do so, enter the voting compartment during poll and take such steps as may be necessary to ensure that the ballot boxes therein are not tampered or interfered with in any way.

(2) If the Presiding Officer has reason to suspect that an elector who has entered the voting compartment is tampering or

¹ Inserted by SRO 66 of 2013, dated 04.03.2013.

otherwise interfering with any ballot box or has remained inside the voting compartment unduly long, he shall enter the voting compartment and take such steps as may be necessary to ensure the smooth and prompt progress of the poll.

(3) Whenever the Presiding Officer enters the voting compartment under this rule, he shall permit the polling agents present to accompany him.

42-C. Disposal of ballot papers found wholly or partly outside ballot boxes. —

(1) If any ballot paper which has been issued to an elector has not been inserted by him into any ballot box but is found anywhere in or near the polling station, whether within or outside the voting compartment it shall be deemed to have been returned to the Presiding Officer under sub-rule (2) of rule 41 and dealt with accordingly.

(2) If a ballot paper is found partly inserted into the ballot box of a candidate, it shall be presumed that the intention of the elector was to cast that vote for that candidate and the Presiding Officer shall accordingly push the ballot paper into that ballot box.";

(g) in lieu of rule 44, the following rule shall apply:-

"44-A. Sealing of ballot boxes after poll. —

(1) As soon as practicable after the closing of the poll, the Presiding Officer shall close the slit of each ballot box and where the boxes do not contain any mechanical device for closing the slit, he shall seal up the slit and also allow any polling agent present to affix his seals.

(2) All the ballot boxes shall thereafter be sealed and secured;"

¹[(h) Omitted.]

²[(i) clause (aa) of sub-rule (1) of rule 46 shall not apply; and

(j) in lieu of sub-rule (3) and (4) of rule 48, the following sub- rule shall apply:-

(3) The Returning Officer shall provide the Presiding Officer of the polling station at which such adjourned poll is held with

1 Omitted vide SRO-330 dated 1-7-1980.

2 Substituted vide SRO-5 dated 8-1-1972.

the sealed packet containing the marked copy of the electoral roll and a set of new ballot boxes.

(4) The Presiding Officer shall open the sealed packet in the presence of the polling agents present and use the marked copy of the electoral roll for recording the serial numbers of the ballot papers issued to electors at the adjourned poll.]

¹[CHAPTER II

VOTING BY ELECTRONIC VOTING MACHINES

49-A. Design of Electronic Voting Machines

Every electronic voting machines (hereinafter referred to as the voting machine) shall have a control unit and a balloting unit and shall be of such designs as may be approved by the Election Commission:

²[Provided that a printer with a drop box of such design, as may be approved by the Election Commission, may also be attached to a voting machine for printing a paper trail of the vote, in such constituency or constituencies or parts thereof as the Election Commission may direct.]

49-B. Preparation of voting machine by the Returning Officer

(1) The balloting unit of the voting machine shall contain such particulars and in such language or languages as the Election Commission may specify.

(2) The names of the candidate shall be arranged on the balloting unit in the same order in which they appear in the list of the contesting candidates.

(3) If two or more candidates bear the same name, they shall be distinguished by the addition of their occupation or residence or in the same other manner.

(4) Subject to the foregoing provisions of this rule, the Returning Officer shall,—

- (a) fix the label containing the names and symbols of the contesting candidates in the balloting unit and secure that unit with his seal and the seals of such of the contesting candidates or their election agents present as are desirous of affixing the same;

¹ Inserted vide SRO-292 dated 7-8-2002.

² Inserted by SRO 391, dated 29.9.2014.

- (b) set the number of contesting candidates and close the candidate set section in the control unit and secure it with his seal and the seals of such of the contesting candidates or their election agents present as are desirous of affixing the same.
- ¹[(c) Where the printer for paper trail is used under the proviso to rule 49A, set the printer as per the number of contesting candidates set in the control unit by-
 - i. loading in the printer the serial numbers and names of candidates and symbols allotted to them as given on the balloting units under clause (a);
 - ii. loading paper in the printer; and
 - iii. sealing the printer in such manner as may be directed by the Election Commission.]

49-C. Arrangements at the Polling Stations

- (1) Outside each polling station there shall be displayed prominently—
 - (a) a notice specifying the polling area, the electors of which are entitled to vote at the polling station and, when the polling area has more than one polling station, the particulars of the electors so entitled; and
 - (b) a copy of the list of contesting candidates.
- (2) At each polling station there shall be set up one or more voting compartments in which the electors can record their votes free from observation.
- (3) The Returning Officer shall provide at each polling station one voting machine and copies of relevant part of the electoral roll and such other election material as may be necessary for taking the poll.
- (4) Without prejudice to the provisions of sub-rule (3), the Returning Officer may, with the previous approval of the Election Commission, provide one common voting machine for two or more polling stations located in the same premises.

¹ Inserted by SRO 391, dated 29.9.2014.

49-D. Admission to polling stations

The Presiding Officer shall regulate the number of electors, to-be admitted at any one time inside the polling station and shall exclude therefrom all persons other than—

- (a) Polling Officers;
- (b) Public servants on duty in connection with the election;
- (c) Persons authorised by the Election Commission;
- (d) Candidates, their election agents and subject to the provisions of rule 13, one polling agent of each candidate;
- (e) A child in arms accompanying the elector;
- (f) A person accompanying a blind or infirm elector who cannot move without help; and
- (g) Such other person as the Returning Officer or the Presiding Officer may employ under sub-rule (2) of rule 49-G or sub-rule (1) or rule 49-H.

49-E. Preparation of voting machine for poll

(1) The control unit and balloting unit of¹ [every voting machine used at the polling station and the printer for paper trail wherever used] shall bear a label marked with—

- (a) the serial number, if any, and the name of the constituency;
- (b) the serial number and name of the polling station or stations as the case may be;
- (c) the serial number of the unit; and
- (d) the date of poll.

(2) Immediately before the commencement of the poll, the Presiding Officer shall demonstrate to the polling agents and other persons present that² [no vote has been already recorded in the voting machine and it bears the label referred to in sub-rule (1), and where the printer for paper trail is used that the drop box of the printer is empty].

(3) A paper seal shall be used for securing the control unit of the voting machine, and the Presiding Officer shall affix his own signature on the paper seal and obtain thereon the signature of such of the polling agents present as are desirous of affixing the same.

¹ Substituted for "every voting machine used at polling station" by SRO 391, dated 29.9.2014.

² Substituted for "no vote has been already recorded in the voting machine and it bears the label referred to in sub-rule (4)" by SRO 391, dated 29.9.2014.

(4) The Presiding Officer shall thereafter fix the paper seal so signed in the space meant therefore in the control unit of the voting machine and shall secure and seal the same.

(5) The seal used for securing the control unit shall be fixed in such manner that after the unit has been sealed, it is not possible to press the "result button" without breaking the seal.

(6) The control unit shall, after being closed and secured, be placed in full view of the Presiding Officer and the polling agents and the balloting unit shall be placed in the voting compartment.

¹[(7) where the printer for paper trail is used, the printer shall also be kept along with the balloting unit in the voting compartment and shall be connected to the electronic voting machine in the manner as directed by the Election Commission.]

49-F. Marked copy of electoral roll

Immediately before the commencement of the poll, the Presiding Officer shall also demonstrate to the polling agents and others present that the marked copy of the electoral roll to be used during the poll does not contain—

- (a) any entry other than that made in pursuance of clause (b) of sub-rule (2) of rule 20; and
- (b) any mark other than the mark made in pursuance of clause (b) of sub-rule (2) of rule 23 or clause (b) of sub-rule (2) of rule 27-E.

49-G. Facilities for women electors

(1) Where a polling station is for both men and women electors, the Presiding Officer may direct that they shall be admitted into the polling station alternatively in separate batches.

(2) The Returning Officer or the Presiding Officer may appoint a woman to serve as an attendant at any polling station to assist women electors and also to assist the Presiding Officer generally in taking the poll in respect of women electors, and in particular, to help in frisking any women elector in case it becomes necessary.

¹ Inserted by SRO 391, dated 29.9.2014.

49-H. Identification of electors

(1) The Presiding Officer may employ at the polling station such persons as he thinks fit to help in the identification of the electors or to assist him otherwise in taking the poll.

(2) As each elector enters the polling station, the Presiding Officer or the Polling Officer authorised by him in this behalf shall check the elector's name and other particulars with the relevant entry in the electoral roll and then call out the serial number, name and other particulars of the elector.

(3) Where the polling station is situated in a constituency, electors of which have been supplied with identity cards under the provisions of the Jammu and Kashmir Registration of Electors Rules, 1966, the elector shall produce his identity card before the Presiding Officer or the Polling Officer authorised by him in this behalf.

(4) In deciding the right of a person to cast his vote, the Presiding Officer or the Polling Officer, as the case may be, shall overlook the clerical or printing errors in an entry in the electoral roll if he is satisfied that such person is identical with the elector to whom such entry relates.

49-I. Facilities for public servants on election duty

(1) The provisions of rule 49-H shall not apply to any person who produces at the polling station an election duty certificate in Form-12B and seeks permission to cast his vote at that polling station although it is different from the one where he is entitled to vote.

- (2) On production of such certificate, the Presiding Officer shall—
- (a) obtain thereon, the signature of the person producing it;
 - (b) have the person's name and electoral roll number as mentioned in the certificate entered at the end of the marked copy of the electoral roll; and
 - (c) permit him to cast his vote in the same manner as for an elector entitled to vote at that polling station.

49-J. Challenging of Identity

(1) Any polling agent may challenge the identity of a person claiming to be a particular elector by first depositing a sum of rupees two in cash with the Presiding Officer for each such challenge.

- (2) On such deposit being made, the Presiding Officer shall—
- (a) warn the person challenged of the penalty for personation;

- (b) read the relevant entry in the electoral roll in full and ask him whether he is the person referred to in that entry;
- (c) enter his name and address in the list of challenged votes in Form 14; and
- (d) require him to affix his signature in the said list.

(3) The Presiding Officer shall thereafter hold a summary inquiry into the challenge and may for that purpose—

- (a) require the challenger to adduce evidence in proof of the challenged and the person challenged to adduce evidence in proof of his identity;
- (b) put to the person challenged any question necessary for the purpose of establishing his identity and require him to answer them on oath; and
- (c) administer an oath to the person challenged and any other person offering to give evidence.

(4) If, after the inquiry, the Presiding Officer considers that the challenge has not been established he shall allow the person challenged to vote; and if he considers that the challenge has been established, he shall debar the person challenged from voting.

(5) If the Presiding Officer is of the opinion that the challenge is frivolous or has not been made in good faith, he shall direct that the deposit made under sub-rule (1) be forfeited to Government and in any other case, returned to the challenger at the conclusion of the inquiry.

49-K. Safeguards against personation

(1) Every elector about whose identity the Presiding Officer or the Polling Officer, as the case may be, is satisfied, shall allow his left forefinger to be inspected by the Presiding Officer or Polling Officer and an indelible ink mark to be put on it.

(2) If any elector—

- (a) refuses to allow his left forefinger to be inspected or marked in accordance with sub-rule (1) or has already such a mark on his left forefinger or does any act with a view to removing the ink mark; or
- (b) fails or refuses to produce his identity card as required by sub-rule (3) of rule 49-H,

he shall not be allowed to vote.

(3) Where a poll is taken simultaneously in a Parliamentary constituency and an Assembly constituency, and elector whose left forefinger has been marked with indelible ink or who has produced his identity card at one such election, shall notwithstanding anything contained in sub-rules (1) and (2) be permitted to cast his vote for the other election.

(4) Any reference in this rule to the left forefinger of an elector shall, in the case where the elector has his left forefinger missing, be construed as a reference to any other finger to his left hand, and shall, in the case where all the fingers of his left hand are missing, be construed as a reference to the forefinger or any other finger of his right hand, and shall in the case where all his fingers of both the hands are missing be construed as a reference to such extremity of his left or right arm as he possesses.

49-L. Procedure for voting by voting machines

- (1) Before permitting an elector to vote, the Polling Officer shall—
- (a) record the electoral roll number of the elector as entered in the marked copy of the electoral roll in a register of votes in Form 17A;
 - (b) obtain the signature or the thumb impression of the elector on the said register of votes; and
 - (c) mark the name of the electoral in the marked copy of the electoral roll to indicate that he has been allowed to vote;
 - ¹[(d) give details of the document produced by the elector in proof of his/her identification:]

Provided that no elector shall be allowed to vote unless he has put his signature or thumb impression of the register of votes.

(2) Notwithstanding anything contained in sub-rule (2) of rule 2, it shall not be necessary for any Presiding Officer or Polling Officer or any other officer to attest the thumb impression of the elector on the register of voter.

¹ Inserted by SRO 391, dated 29.9.2014.

49-M. Maintenance of secrecy of voting by electors within the polling station and voting procedure

(1) Every elector who has been permitted to vote under rule 49-L shall maintain secrecy of voting within the polling station and for that purpose observe the voting procedure hereinafter laid down.

(2) Immediately on being permitted to vote, the elector shall proceed to the Presiding Officer or the Polling Officer incharge of the control unit of the voting machine who shall, by pressing the appropriate button on the control unit, activate the balloting unit, for recording of elector's vote.

(3) The elector shall thereafter forthwith—

- (a) proceed to the voting compartment;
- (b) record his vote by pressing the button on the balloting unit against the name and symbol of the candidates for whom he intends to vote; and
- (c) come out of the voting compartment and leave the polling station:

¹[Provided that where printer for paper trail is used, upon casting the vote by pressing the button as referred to in clause (b), the elector shall be able to view through the transparent window of the printer, kept along with the balloting unit inside the voting compartment, the printed paper slip showing the serial number, name and the symbol of the candidate for whom he has cast his vote before such paper slip gets cut and drops in the drop box of the printer.]

(4) Every elector shall vote without undue delay.

(5) No elector shall be allowed to enter the voting compartment when another elector is inside it.

(6) If an elector who has been permitted to vote under rule 49-L refuses after warning given by the Presiding Officer to observe the procedure laid down in sub-rule (3), the Presiding Officer or Polling Officer under the direction of the Presiding Officer shall not allow such elector to vote.

(7) Where an elector is not allowed to vote under sub-rule (6), a remark to the effect that voting procedure has been violated shall be

¹ Inserted by SRO 391, dated 29.9.2014.

made against the elector's name in the register of voters in Form 17-A by the Presiding Officer under his signature.

¹[49MA. Procedure in case of complaint about particulars printed on paper slip

(1) Where printer for paper trail is used, if an elector after having recorded his vote under rule 49M alleges that the paper slip generated by the printer has shown the name or symbol of a candidate other than the one he voted for, the presiding officer shall obtain a written declaration from the elector as to the allegation, after warning the elector about the consequence of making a false declaration.

(2) If the elector gives the written declaration referred to in sub-rule (1), the presiding officer shall make a second entry related to that elector in Form 17 A, and permit the elector to record a test vote in the voting machine in his presence and in the presence of the candidates or polling agents who may be present in the polling station, and observe the paper slip generated by the printer.

(3) If the allegation is found true, the presiding officer shall report the facts immediately to the returning officer, stop further recording of votes in that voting machine and act as per the direction that may be given by the returning officer.

(4) If, however, the allegation is found to be false and the paper slip so generated under sub-rule (1) matches with the test vote recorded by the elector under sub-rule (2), then, the presiding officer shall-

- (i) make a remark to that effect against the second entry relating to that elector in Form 17 A mentioning the serial number and name of the candidate for whom such test vote has been recorded;
- (ii) obtain the signature or thumb impression of that elector against such remarks; and
- (iii) make necessary entries regarding such test vote in item 5 in Part I of Form 17C.]

49-N. Recording of votes of blind or infirm electors

(1) If the Presiding Officer is satisfied that owing to blindness or other physical infirmity an elector is unable to recognise the symbol on

¹ Inserted by SRO 391, dated 29.9.2014.

the balloting unit of the voting machine or unable to record his vote by pressing the appropriate button thereon without assistance, the Presiding Officer shall permit the elector to take with him a companion of not less than eighteen years of age to the voting compartment for recording the vote on his behalf and in accordance with his wishes:

Provided that no person shall be permitted to act as the companion of more than one elector at any polling station on the same day:

Provided further that before any person is permitted to act as the companion of an elector on any day under this rule that person shall be required to declare that he will keep secret the vote recorded by him on behalf of the elector and that he has not already acted as the companion of any other elector at any other polling station on that day.

(2) The Presiding Officer shall keep a record in Form 14-A of all cases under this rule.

49-O. Elector deciding not to vote

If an elector, after his electoral roll number has been duly entered in the register of voters in Form-17-A and has put his signature or thumb impression thereon as required under sub-rule (1) of rule 49-L, decides not to record his vote, a remark to this effect shall be made against the said entry in Form 17-A by the Presiding Officer and the signature or thumb impression of the elector shall be obtained against such remark.

49-P. Tendered Votes

(1) If a person representing himself to be a particular elector seeks to vote after another person has already voted as such elector, he shall, on satisfactorily answering such questions relating to his identity as the Presiding Officer may ask, be, instead of being allowed to vote through the balloting unit, supplied with a tendered ballot paper which shall be of such design, and the particulars of which shall be in such language or language as the Election Commission may specify.

(2) Every such elector shall before being supplied with tendered ballot paper write his name against the entry relating to him in Form 17-B.

(3) On receiving the ballot paper he shall forthwith—

- (a) proceed to the voting compartment;
- (b) record there his vote on the ballot paper by placing a cross mark 'X' with the instrument or article supplied for the

purpose on or near the symbol of the candidate for whom he intends to vote;

- (c) for the ballot paper so as to conceal his vote;
- (d) show to the Presiding Officer, if required, the distinguishing mark on the ballot paper;
- (e) give it to the Presiding Officer who shall place it in a cover specially kept for the purpose; and
- (f) leave the polling station.

(4) If owing to blindness or physical infirmity, such elector is unable to record his vote without assistance; the Presiding Officer shall permit him to take with him a companion, subject to the same conditions and after following the same procedure as laid down in rule 49-N for recording the vote in accordance with his wishes.

49-Q. Presiding Officer's entry in the voting compartment during poll

(1) The Presiding Officer may, whenever he considers it necessary to do so, enter the voting compartment during poll and take such steps as may be necessary to ensure that the balloting unit is not tampered or interfered with in anyway.

(2) If the Presiding Officer has reason to suspect that an elector, who has entered the voting compartment, is tampering or otherwise interfering with the balloting unit or has remained inside the voting compartment for unduly long period, he shall enter the voting compartment and take such steps as may be necessary to ensure the smooth and orderly progress of the poll.

(3) Whenever the Presiding Officer enters the voting compartment under this rule, he shall permit the polling agents present to accompany him if they so desire.

49-R. Closing of Poll

(1) The Presiding Officer shall close the polling station at the hour fixed in that behalf under section 66 and shall not thereafter admit any elector into the polling station:

Provided that all electors present at the polling station before it is closed shall be allowed to cast their votes.

(2) If any question arises whether an elector was present at the polling station before it was closed it shall be decided by the Presiding Officer and his decision shall be final.

49-S. Account of votes recorded

(1) The Presiding Officer shall at the close of the poll prepare an account of votes recorded in Form 17-C and enclose it in a separate cover with the words 'Account of Votes Recorded' superscribed thereon.

(2) The Presiding Officer shall furnish to every polling agent present at the close of the poll a true copy of the entries made in Form 17-C after obtaining a receipt from the said polling agent therefor and shall attest it as a true copy.

49-T. Sealing of voting machine after poll

(1) As soon as practicable after the closing of the poll the Presiding Officer shall close the control unit to ensure that no further votes can be recorded and shall detach the balloting unit from the control unit ¹[and from the printer, where printer is also used, so however, that the paper slips contained in the drop box of the printer shall remain intact].

(2) ²[The control unit, the balloting unit and the printer, where it is used, shall] thereafter be sealed, and secured separately in such manner as the Election Commission may direct and the seal used for securing them shall be so affixed that it will not be possible to open the units without breaking the seals.

(3) The polling agents present at the polling station, who desire to affix their seals, shall also be permitted to do so.

49-U. Sealing of the other packets

- (1) The Presiding Officer shall then make into separate packets—
- (a) the marked copy of the electoral roll;
 - (b) the register of voters in Form 17-A;
 - (c) the cover containing the tendered ballot papers and the list in Form 17-B;
 - (d) the list of challenged votes; and
 - (e) any other papers directed by the Election Commission to be kept in a sealed packet.

(2) Each packet shall be sealed with the seal of the Presiding Officer and with the seal either of the candidate or of his election agent or of his

¹ Inserted by SRO 391, dated 29.9.2014.

² Substituted for "The control unit and the balloting unit shall" by SRO 391, dated 29.9.2014.

polling agent who may be present at the polling station and may desire to affix his seal thereon.

49-V. Transmission of voting machines, etc. to the Returning Officer

(1) The Presiding Officer shall then deliver or cause to be delivered to the Returning Officer at such place as the Returning Officer may direct,—

- (a) the voting machine;
- (b) the account of votes recorded in Form 17-C;
- (c) the sealed packets referred to in rule 49-U; and
- (d) all other papers used at the poll.

(2) The Returning Officer shall make adequate arrangements for the safe transport of the voting machine, packets and other papers for their safe custody until the commencement of the counting of votes.

49-W. Procedure on adjournment of poll

(1) If the poll at any polling station is adjourned under sub-section (1) of section 67, the provision of rules 49-S to 49-V shall, as far as practicable, apply as if the poll was closed at the hour fixed in that behalf under section 66.

(2) When an adjourned poll is recommended under sub-section (2) of section 67, the electors who have already voted at the poll so adjourned shall not be allowed to vote again.

(3) The Returning Officer shall provide the Presiding Officer of the polling station at which such adjourned poll is held, with the sealed packet containing the marked copy of the electoral roll, register of voters in Form 17-A and a new voting machine.

(4) The Presiding Officer shall open the sealed packet in the presence of the polling agents present and use the marked copy of the electoral roll for marking the names of the electors who are allowed to vote at the adjourned poll.

(5) The provisions of rule 28 and rules 49-A to 49-V shall apply in relation to the conduct of an adjourned poll before it was so adjourned.

49-X. Closing of voting machine in case of booth capturing

Where the Presiding Officer is of opinion that booth capturing is taking place at a polling station, he shall immediately close the control

unit of the voting machine to ensure that no further votes can be recorded and shall detach the balloting unit from the control unit.]

PART V

**COUNTING OF VOTES IN ASSEMBLY AND COUNCIL
CONSTITUENCIES**

50. Definitions

In this Part, unless the context otherwise requires,—

- (a) ‘candidate’ means contesting candidates;
- (b) ‘constituency’ means an Assembly or a Council Constituency;
- (c) ‘counting agent’ means a counting agent duly appointed under section 56 and includes a candidate and the election agent of a candidate when present at the counting;
- (d) ‘notified polling station’ means a polling station notified under rule 49;
- (e) ‘polling station’ means a polling station provided under section 36 other than a notified polling station.

51. Time and place for counting of votes

The Returning Officer shall, at least one week before the date, or the first of the dates fixed for the poll, appoint the place or places where the counting of votes will be done and the date and time at which the counting will commence and shall give notice of the same in writing to each candidate or his election agent:

Provided that if for any reason the Returning Officer finds it necessary so to do, he may alter the date, time and place or places so fixed, or any of them, after giving notice of the same in writing to each candidate or his election agent.

52. Appointment of counting agents and revocation of such appointment

(1) The number of counting agents that a candidate may appoint under section 56 shall, subject to such general or special directions as the Election Commission may issue in this behalf, not exceed sixteen at the place or each of the places fixed for counting under rule 51.

(2) Every such appointment shall be made in Form 18 in duplicate, one copy of which shall be forwarded to the Returning Officer while the other copy shall be made over to the counting agent for production before the Returning Officer not later than one hour before the time fixed for counting under rule 51.

(3) No counting agent shall be admitted into the place fixed for counting unless he has delivered to the Returning Officer the second copy of his appointment under sub-rule (2) after duly completing and signing the declaration contained therein and receiving from the Returning Officer an authority for entry into the place fixed for counting.

(4) The revocation of appointment of a counting agent under sub-section (2) of section 57 shall be made in Form 19 and lodged with the Returning Officer.

(5) In the event of any such revocation before the commencement of the counting of votes, the candidate or his election agent may make a fresh appointment in accordance with sub-rule (2).

53. Admission to the place fixed for counting

(1) The Returning Officer shall exclude from the place fixed for counting of votes all persons except—

- (a) ¹[such persons (to be known as counting supervisors and counting assistants)] as he may appoint to assist him in the counting;
- (b) persons authorised by the Election Commission;
- (c) public servants on duty in connection with the election; and
- (d) candidates, their election agents and counting agents.

(2) No person who has been employed by or on behalf of or has been otherwise working for, a candidate in or about the election shall be appointed under clause (a) of sub-rule (1).

(3) The Returning Officer shall decide which counting agent or agents shall watch the counting at any particular counting table or group of counting tables.

(4) Any person who during the counting of votes misconducts himself or fails to obey the lawful directions of the Returning Officer may be removed from the place where the votes are being counted by the Returning Officer or by any police officer on duty or by any person authorised in this behalf by the Returning Officer.

54. Maintenance of secrecy of voting

The Returning Officer shall, before he commences the counting, read out the provisions of section 135 to such persons as may be present.

¹ Substituted vide SRO-108 dated 21-2-1969, for "such persons".

54-A. Counting of votes received by post

(1) The Returning Officer shall first deal with the postal ballot papers in the manner hereinafter provided.

(2) No cover in Form 13-C received by the Returning Officer after the expiry of the time fixed in that behalf shall be opened and no vote contained in any such cover shall be counted.

(3) The other covers shall be opened one after another and as each cover is opened, the Returning Officer shall first scrutinise the declaration in Form 13-A contained therein.

(4) If the said declaration is not found, or has not been duly signed and attested, or is otherwise substantially defective, or if the serial number of the ballot paper as entered in it differs from the serial number endorsed on the cover in Form 13-B, that cover shall not be opened, and after making an appropriate endorsement thereon, the Returning Officer shall reject the ballot paper therein contained.

(5) Each cover so endorsed and the declaration received with it shall be replaced in the cover in Form 13-C and all such covers in Form 13-C shall be kept in a separate packet which shall be sealed and on which shall be recorded the name of the constituency, the date of counting and a brief description of its contents.

(6) The Returning Officer shall then place all the declarations in Form 13-A which he has found to be in order in a separate packet which shall be sealed before any cover in Form 13-B is opened and on which shall be recorded the particulars referred to in sub-rule (5).

(7) The covers in Form 13-B not already dealt with under the foregoing provisions of this rule shall then be opened one after another and the Returning Officer shall scrutinise each ballot paper and decide the validity of the vote recorded thereon.

(8) Postal ballot paper shall be rejected—

¹[(a) if it bears any mark (other than the mark to record the vote) or writing by which the elector can be identified; or]

²[(aa) if no vote is recorded thereon; or]

1 Inserted vide SRO-5 dated 8-1-1972.

2 Clause (a) re-lettered (aa) *ibid*.

- (b) if votes are given on it in favour of more candidates than one;
or
- (c) if it is a spurious ballot paper; or
- (d) if it is so damaged or mutilated that its identity as a genuine ballot paper cannot be established; or
- (e) if it is not returned in the cover sent along with it to the elector by the Returning Officer.

(9) A vote recorded on a postal ballot paper shall be rejected if the mark indicating the vote is placed on the ballot paper in such manner as to make it doubtful to which candidate the vote has been given.

(10) A vote recorded on a postal ballot paper shall not be rejected merely on the ground that the mark indicating the vote is indistinct or made more than once, if the intention that the vote shall be for a particular candidate clearly appears from the way the paper is marked.

(11) The Returning Officer shall count all the valid votes given by postal ballot in favour of each candidate, record the total thereof in the result sheet in Form 20 and announce the same.

(12) Thereafter, all the valid ballot papers and all the rejected ballot papers shall be separately bundled and kept together in a packet which shall be sealed with the seals of the Returning Officer and of such of the candidates, their election agents or counting agents as may desire to affix their seals thereon and on the packet so sealed shall be recorded the name of the constituency, the date of counting and a brief description of its contents.

¹[55. **Scrutiny and opening of ballot boxes**

(1) The Returning Officer may have the ballot box or boxes used at more than one polling station opened and the ballot papers found in such box or boxes counted simultaneously].

²[(1-A) *Omitted.*]

(2) Before any ballot box is opened at a counting table, the counting agents present at that table shall be allowed to inspect the paper seal or such other seal as might have been affixed thereon and to satisfy themselves that it is intact.

1 Substituted vide SRO-330 dated 1-7-1980.

2 Omitted *ibid.*

(3) The Returning Officer shall satisfy himself that none of the ballot boxes has in fact been tampered with.

(4) If the Returning Officer is satisfied that any ballot box has in fact been tampered with, he shall not count the ballot papers contained in that box and shall follow the procedure laid down in section 68 in respect of that polling station.

56. Counting of votes

¹[(1) The ballot papers taken out of each ballot box shall be arranged in convenient bundles and scrutinised];

(2) The Returning Officer shall reject a ballot paper—

(a) if it bears any mark or writing by which the elector can be identified; or

²[(b) if it bears no mark at all or to indicate the vote it bears a mark elsewhere than on or near the symbol of one of the candidates on the face of the ballot paper or, it bears a mark made otherwise than with the instrument supplied for the purpose; or]

(c) if votes are given on it in favour of more than one candidate; or

(d) if the mark indicating the vote thereon is placed in such manner as to make it doubtful to which candidate the vote has been given; or

(e) if it is a spurious ballot paper; or

(f) if it is so damaged or mutilated that its identity as a genuine ballot paper cannot be established; or

(g) if it bears a serial number, or is of a design, different from the serial members, or, as the case may be, design, of the ballot papers authorised for use at the particular polling station; or

(h) if it does not bear ³[both the mark and the signature] which it should have borne under the provisions of sub-rule (1) of the rule 38:

Provided that where the Returning Officer is satisfied that any such defect as is mentioned in clause (g) or clause (h) has been caused by any

1 Substituted vide SRO-330 dated 1-7-1980.

2 Clause (b) substituted vide SRO-178 dated 25-4-1974.

3 Substituted vide SRO-108 dated 21-2-1969 for "the mark".

mistake or failure on the part of a Presiding Officer or Polling Officer, the ballot paper shall not be rejected merely on the ground of such defect:

Provided further that a ballot paper shall not be rejected merely on the ground that the mark indicating the vote is indistinct or made more than once if the intention that the vote shall be for a particular candidate clearly appears from the way the paper is marked.

(3) Before rejecting any ballot paper under sub-rule (2), the Returning Officer shall allow each counting agent present a reasonable opportunity to inspect the ballot paper but shall not allow him to handle it or any other ballot paper.

¹[(4) The Returning Officer shall endorse on every ballot paper which he rejects the word "Rejected" and the grounds of rejection in abbreviated form either in his own hand or by means of a rubber stamp and shall initial such endorsement.]

(5) All ballot papers rejected under this rule shall be bundled together.

(6) Every ballot paper which is not rejected under this rule shall be counted as one valid vote:

Provided that no cover containing tendered ballot paper shall be opened and no such paper shall be counted.

²[(7) After the counting of all ballot papers contained in all the ballot boxes used at a polling station has been completed,—

- (a) the Counting Supervisor shall fill in and sign Part II result of counting in Form 16, which shall also be signed by the Returning Officer; and
- (b) the Returning Officer shall make the entries in a result sheet in Form 20 and announce the particulars.]

57. Sealing of used ballot papers

The valid ballots of each candidate and the rejected ballot papers shall thereafter be bundled separately and the several bundles made up into a separate packet which shall be sealed with the seals of the Returning Officer and of such of the candidates, their election agents or

1 Substituted vide SRO-343 dated 2-8-1971.

2 Sub-rule (7) substituted vide SRO-330 dated 1-7-1980.

counting agents as may desire to affix their seals thereon; and on the packets so sealed shall be recorded the following particulars, namely:—

- (a) the name of the constituency;
- ¹[(b) the particulars of the Polling Station where the ballot papers have been used]; and
- (c) the date of counting.

58. Counting of ballot papers transferred to bags or covers under rule 44

The provisions of rules 55, 56 and 57 shall apply so far as may be in relation to counting of ballot papers and votes, if any, which have been transferred from ballot boxes to cloth bags or cloth-lined covers under sub-rule (5) of rule 44:

Provided that every reference in the said rules to a ballot box shall be construed as a reference to a bag or cover to which the contents of a ballot box have been transferred.

59. Counting of votes at notified polling stations

In relation to the counting of ballot papers found in ballot boxes used at notified polling stations, ²[x x x] and, in lieu of rules 55, 56 and 57, the following rules shall apply, namely:-

"55-A. Scrutiny and opening of ballot boxes. — (1) All ballot boxes used at a notified polling station shall be opened at the same time, but every ballot box shall be dealt with in such manner that its contents do not get mixed up with the contents of any other ballot box.

(2) Subject to the provisions of sub-rule (1), the Returning Officer may have the ballot boxes used at more notified polling stations than one opened and their contents counted simultaneously.

(3) Before any ballot box is opened, the counting agents present shall be allowed to inspect the paper seal or any other seal that might have been affixed thereon and to satisfy themselves that it is intact.

(4) The Returning Officer shall satisfy himself that none of the ballot boxes has in fact been tampered with.

¹ Inserted vide SRO-330 dated 1-7-1980.

² Deleted vide SRO-5 dated 8-1-1972.

(5) If the Returning Officer is satisfied that any of the ballot boxes has in fact been tampered with, he shall not count the ballot papers contained in any of the ballot boxes used at the polling station at which such box was used and shall proceed as laid down in section 68 in respect of that polling station.

(6) After each ballot box is opened, the counting agents present shall be allowed to inspect the ballot box and satisfy themselves that it bears the proper symbol inside and has been duly marked in accordance with the provisions of sub-rule (6) of rule 33 as modified by clause (c) of sub-rule (3) of rule 49.

(7) If any question arises as to the candidate to whom a particular ballot box was allotted at the poll, the Returning Officer shall decide such question by a reference to the symbol inside the box:

Provided that—

- (a) if there is no symbol inside the box; or
- (b) if the symbol inside the box has been damaged or mutilated beyond recognition; or
- (c) if the same symbol is found on two or more boxes used at the same polling station,

the Returning Officer, shall, wherever possible, decide the question by reference to all relevant circumstances including the distinguishing marks on the ballot box, and where he does not consider it possible to decide the question, he shall immediately refer it to the Election Commission for its decision.

56-A. Counting of votes. — (1) The ballot papers taken out of each ballot box shall be arranged in convenient bundles and scrutinised.

(2) The Returning Officer shall reject a ballot paper—

- (a) if it bears any mark or writing by which the elector can be identified; or
- (b) if it is a spurious ballot paper; or
- (c) if it is so damaged or mutilated that its identity as a genuine ballot paper cannot be established; or
- (d) if it bears a serial number, or is of a design, different from the serial numbers or, as the case may be, design, of the ballot papers authorised for use at the particular Polling Station; or

- (e) if it does not bear ¹[both the mark and the signature] which it should have borne under the provisions of sub-rule (1) of rule 38:

Provided that where the Returning Officer is satisfied that any such defect as is mentioned in clause (d) or clause (e) has been caused by any mistake or failure on the part of a Presiding Officer or Polling Officer, the ballot paper shall not be rejected merely on the ground of such defect.

(3) Before rejecting any ballot paper under sub-rule (2), the Returning Officer shall allow the counting agent a reasonable opportunity to inspect the ballot paper but shall not allow them to handle it or any other ballot paper.

(4) The Returning Officer shall record on every ballot paper which he rejects the letter 'R' and the grounds of rejection in abbreviated form either in his own hand or by means of a rubber stamp.

(5) All ballot papers taken out of any one ballot box and rejected under this rule shall be made into a separate bundle.

(6) Every ballot paper which is not rejected under this rule shall be counted as one valid vote:

Provided that no cover containing tendered ballot paper shall be opened and no such ballot paper shall be counted.

²[(7) After the counting of all ballot papers contained in all the ballot boxes used at a Polling Station has been completed—

- (a) the counting supervisor shall fill in and sign Part-II Result of counting in ³[Form 16] which shall also be signed by the Returning Officer; and
- (b) the Returning Officer shall make the entries in a result sheet in ⁴[Form 20-A] and announce the particulars.]

57-A. Sealing of used ballot papers. — (1) the valid ballot papers found in each ballot box shall thereafter be bundled together and kept along with the bundle of rejected ballot papers, if any, found in that box in a separate packet which shall be sealed with the seals of the Returning Officer and of

1 Substituted vide SRO-108 dated 21-2-1969, for "the mark".

2 Sub-rule (7) substituted vide SRO-108 dated 21-2-1969.

3 Substituted vide SRO-330 dated 1-7-1980.

4 Substituted vide SRO-303 dated 29-8-1996.

such of the candidates, their election agents, or counting agents as may desire to affix their seals therein and on the packet so sealed there shall be recorded the following particulars, namely:-

- (a) the name of constituency;
- (b) the particulars of the polling station where the ballot papers have been used;
- (c) the name of the candidate to whom the ballot box was allotted; and
- (d) the date of counting.

(2) The Returning Officer shall place together all the packets made up under sub-rule (1) in respect of each candidate in a separate container which shall be sealed with the seals of the Returning Officer and of the such of the candidates, their election agents or their counting agents as may desire to affix their seals thereon and on the container so sealed shall be recorded the following particulars, namely:-

- (a) the name of the constituency;
- (b) the names of the candidates; and
- (c) the date of counting.

¹[59-A. Counting of votes in specified constituents

Where the Election Commission apprehends intimidation and victimisation of electors in any constituency and it is of the opinion that it is absolutely necessary that the ballot papers taken out of all boxes used in that constituency should be mixed before counting, it may, by notification in the official Gazette, specify such constituency and for counting of such ballot papers, in view of rules 55, 56, 57 and 59, the following rules shall apply, namely:-

55-B. Scrutiny and opening of ballot boxes. — (1) The Returning Officer shall open, or cause to be opened simultaneously the ballot box or boxes used at more than one Polling Station and shall have the total number of ballot papers found in such ballot box or boxes counted and recorded in Part II of ²[Form 16-A]:

¹ Rule 59-A added vide SRO-213 dated 29-8-1995.

² Substituted vide SRO-303 dated 29-8-1996.

Provided that discrepancy if any between the total number of such ballot papers recorded as aforesaid and the total number of ballot papers shown against item No. 5 of Part I shall also be recorded in Part II of ¹[Form 16-A].

(2) Before any ballot box is opened at a counting table, the counting agents present at that table shall be allowed to inspect the paper seal or such other seal as might have been affixed thereon and to satisfy themselves that it is intact.

(3) The Returning Officer shall satisfy himself that none of the ballot boxes has in fact been tampered with.

(4) If the Returning Officer is satisfied that any ballot box has in fact been tampered with, he shall not count the ballot papers contained in that box and shall follow the procedure laid down in section 58 in respect of that Polling Station.

56-B. Counting of votes. — (1) Subject to such general or special directions, if any, as may be given by the Election Commission in this behalf the ballot papers taken out of all boxes used at more than one Polling Station in a constituency shall be mixed together and then arranged in convenient bundles and scrutinised.

(2) The Returning Officer shall reject a ballot paper—

- (a) if it bears any mark or writing by which the elector can be identified; or
- (b) if it bears no mark at all or, to indicate the vote, it bears a mark elsewhere than on or bear the symbol of one of the candidates on the face of the ballot paper or, it bears a mark made otherwise than with the instrument supplied for the purpose; or
- (c) if votes are given on it in favour of more than one candidate; or
- (d) if the mark indicating the vote thereon is placed in such manner as to make it doubtful to which candidate the vote has been given; or
- (e) if it is a spurious ballot paper; or
- (f) if it is so damaged or mutilated that its identity as a genuine ballot paper cannot be established; or

¹ Substituted vide SRO-303 dated 29-8-1996.

- (g) if it bears a serial number, or is of a design, different from the serial number, or as the case may be, design of the ballot papers authorised for use at the particular Polling Station; or
- (h) if it does not bear both the mark and signature which it would have borne under the provisions of sub-rule (1) of rule 38:

Provided that where the Returning Officer is satisfied that any such defect as mentioned in clause (g) or clause (h) has been caused by any mistake or failure on the part of a Presiding Officer or Polling Officer, the ballot paper shall not be rejected merely on the ground of such defect:

Provided further that a ballot paper shall not be rejected merely on the ground that the mark indicating the vote is indistinct or made more than once if the intention that the vote shall be for a particular candidate clearly appear from the way the ballot paper is marked.

(3) Before rejecting any ballot paper under sub-rule (2), the Returning Officer shall allow each counting agent present, a reasonable opportunity to inspect the ballot paper but shall not allow him to handle it or any other ballot paper.

(4) The Returning Officer shall endorse on every ballot paper which he rejects the word "Rejected" and the ground of rejection in abbreviated form either in his own hand or by means of a rubber stamp and shall initial such endorsement.

(5) All ballot papers rejected under this rule shall be bundled together.

(6) Every ballot paper which is not rejected under this rule shall be counted as one valid vote:

Provided that no cover containing tendered ballot paper shall be opened and no such ballot paper shall be counted.

(7) After the counting of all ballot papers contained in all the ballot boxes used in a constituency has been completed, the Returning Officer shall make the entries in a result sheet in Form 20-B or Form 20-C as may be appropriate and announce the particulars.

Explanation. — For the purpose of this rule the expression "Constituency" shall in relation to an election from a

Parliamentary Constituency, mean the Assembly Constituency comprised, herein.

57-B. Sealing of used ballot papers. — The valid ballot papers of each candidate and the rejected ballot papers shall thereafter be bundled separately and the several bundles made up into a separate packet which shall be sealed with the seal of the Returning Officer and of such of the candidates, there election agents or counting agents as may desire to affix their seals thereon, and on the packets so sealed shall record the following particulars, namely:-

- (a) the name of the constituency.
- (b) the date of counting.

60. Counting to be continuous

The Returning Officer shall, as far as practicable, proceed continuously with the counting and shall, during any intervals when the counting has to be suspended, keep the ballot papers, packets and all other papers relating to the election sealed with his own seal and the seals of such candidates or election agents as may desire to affix their seals and take sufficient precaution for their safe custody during such intervals.

61. Recommencement of counting after fresh poll

(1) if a fresh poll is held under section 68, the Returning Officer shall after completion of that poll, recommence the counting of votes on the date and at the time and place which have been fixed by him in that behalf and of which notice has been previously given to the candidates and their election agents.

(2) The provisions of rules 56 and 57 shall apply so far as may be to such further counting.

62. Omitted.

63. Recount of votes

(1) After the completion of the counting, the Returning Officer shall record in the result sheet in Form 20 the total number of votes polled by each candidate and announce the same.

(2) After such announcement has been made, a candidate or in his absence, his election agent or any of his counting agents may apply in writing to the Returning Officer to recount the votes either wholly or in part stating the grounds on which he demands such recount.

(3) On such an application being made the Returning Officer shall decide the matter and may allow the application in whole or in part or may reject it in toto if it appears to him to be frivolous or unreasonable.

(4) Every decision of the Returning Officer under sub-rule (3) to allow a recount of the votes either wholly or in part, he shall—

- (a) do the recounting in accordance with ¹[rule 54-A], rule 56 or rule 56-A, as the case may be;
- (b) amend the result sheet in Form 20 to the extent necessary after such recount; and
- (c) announce the amendments so made by him.

Point (5) not found in original.

(6) After the total number of votes polled by each candidate has been announced under sub-rule (1) or sub-rule (5), the Returning Officer shall complete and sign the result sheet in Form 20 and no application for a recount shall be entertained thereafter:

Provided that no step under this sub-rule shall be taken on the completion of the counting under sub-rule (1) until the candidates and election agents present at the completion thereof have been given a reasonable opportunity to exercise the right conferred by sub-rule (2).

²[64. **Declaration of result of election and return of election**

The Returning Officer shall, subject to the provisions of section 75, if and so far as they apply to any particular case, then—

- (a) declare in Form 21-C or Form 21-D, as may be appropriate, the candidate to whom the largest number of valid votes has been given, to be elected under section 76 and send signed copies thereof to the Government, the Election Commission and the Chief Electoral Officer; and
- (b) complete and certify the return of election in Form 21-E and send signed copies thereof to the Election Commission and the Chief Electoral Officer.]

65. Counting at two or more places

If ballot papers are counted at more places than one, the provisions of rules ³[53, 54 and 55 to 60] shall apply to the counting at

¹ Inserted vide SRO-24 dated 19-1-1967.

² Rule 64 substituted vide SRO-24 dated 19-1-1967.

³ Substituted vide SRO-24 dated 19-1-1967.

each such place, but the provision of rules 54-A, 63 and 64 shall apply only to the counting at the last of such places.

66. Grant of certificate of election to returned candidate

As soon as may be after a candidate has been declared by the Returning Officer under the provisions of section 62, or section 76, to be elected, the Returning Officer shall grant to such candidate a certificate of election in Form 22 and obtain from the candidate and acknowledgment of its receipt duly signed by him and immediately send the acknowledgement by registered post to the Secretary of the Legislative Assembly or, as the case may be, the Secretary of the Legislative Council.

¹[66-A. Counting of votes where electronic voting machines have been used

In relation to counting of votes at a polling station, where voting machine has been used,—

- (i) the provision of rules 50 to 54 and in lieu of rules 55, 56 and 57, the following rules shall respectively apply, namely:—

55-A. Scrutiny and inspection of voting machines — (1) The Returning Officer may have the control units of the voting machines used at more than one polling station taken up for scrutiny and inspection and votes recorded in such units counted simultaneously.

(2) Before the votes recorded in any control unit of a voting machine are counted under sub-rule (1), the candidate or his election agent or his counting agent present at the counting table shall be allowed to inspect the paper seal and such other vital seals as might have been affixed on the unit and to satisfy themselves that the seals are intact.

(3) The Returning Officer shall satisfy himself that none of the voting machines has in fact been tampered with.

(4) If the Returning Officer is satisfied that any voting machine has in fact been tampered with, he shall not count the votes recorded in that machine and shall follow the procedure laid down in section 68 or section 68-A or section 74-A, as may be applicable in respect of the polling station where that machine was used.

¹ Rule 66-A inserted vide SRO-292 dated 7-8-2002.

56-A. *Counting of votes*—(1) After the Returning Officer is satisfied that a voting machine has in fact not been tampered with, he shall have the votes recorded therein counted by pressing the appropriate button marked "Result" provided in the control unit whereby the total votes polled and votes polled by each candidate shall be displayed in respect of each such candidate on the display panel provided for the purpose in the unit.

(2) As the votes polled by each candidate are displayed on the control unit, the Returning Officer shall have.—

(a) the number of such votes recorded separately in respect of each candidate in Part-II of Form 17-C:

¹[Provided that the test vote recorded, if any, for a candidate, as per item 5 in Part I of Form 17C, shall be subtracted from the number of votes recorded for such candidate as displayed on the control unit;]

(b) Part II of Form 17-C completed in other respects and signed by the counting supervisor and also by the candidates or their election agents or their counting agents present; and

(c) corresponding entries made in a result sheet in Form-20 and the particulars so entered in the result sheet announced.

²[56B. *Scrutiny of paper trail*

(1) Where printer for paper trail is used, after the entries made in the result sheet are announced, any candidate, or in his absence, his election agent or any of his counting agents may apply in writing to the returning officer to count the printed paper slips in the drop box of the printer in respect of any polling station or polling stations.

(2) On such application being made, the returning officer shall, subject to such general or special guidelines, as may be issued by the Election Commission, decide the matter and may allow the application in whole or in part or may reject in whole, if it appears to him to be frivolous or unreasonable.

1 Inserted by SRO 391, dated 29.9.2014.

2 Inserted by SRO 391, dated 29.9.2014.

(3) Every decision of the returning officer under sub-rule (2) shall be in writing and shall contain the reasons therefor.

(4) If the returning officer decides under sub-rule (2) to allow counting of the paper slips either wholly or in part or parts, he shall-

- (a) do the counting in the manner as may be directed by the Election Commission;
- (b) if there is discrepancy between the votes displayed on the control unit and the counting of the paper slips, amend the result sheet in Form 20 as per the paper slips count;
- (c) announce the amendments so made by him; and
- (d) complete and sign the result sheet.]

57-A. Sealing of voting machines—(1) After the result of voting recorded in a control unit has been ascertained candidate-wise and entered in Part II of Form 17-C and Form 20 under rule 56-A, the Returning Officer shall reseal the unit with his seal and the seals of such of the candidates or their election agents present who may desire to affix their seals thereon so however that the result of voting recorded in the unit is not obliterated and the unit retains the memory of such result ¹[and where printer for paper trail is used, the returning officer shall seal the paper slips in such manner, as may be directed by the Election Commission].

(2) ²[The control unit and the paper slips] so sealed shall be kept in specially prepared boxes on which the Returning Officer shall record the following particulars, namely:-

- (a) the name of the constituency;
- (b) the particulars of polling station or stations where the control unit has been used;
- ³(c) Serial number of the control unit and printer, wherever used;]
- (d) date of poll; and
- (e) date of counting.

1 Inserted by SRO 391, dated 29.9.2014.

2 Substituted for "The Control unit" by SRO 391, dated 29.9.2014.

3 Substituted by SRO 391, dated 29.9.2014.

(3) The provisions of rules 60 to 66 shall, so far as may be, apply in relation to voting by voting machines and any reference in those rules to—

- (a) ballot paper shall be construed as including a reference to such voting machine;
- (b) any rule shall be construed as a reference to the corresponding rule in Chapter II of Part IV or, as the case may be, to rule 55-A or 56-A or 57-A.]

PART VI

VOTING AT ELECTIONS BY ASSEMBLY MEMBERS

¹[67. Definitions

Unless the context otherwise requires, in this Part, and in rule 84,—

- (a) "authorized agent", in respect of a political party, means an authorized agent appointed under sub-rule (2) of rule 39AA as made applicable by clause (ii) of rule 70, to election, by assembly members other than by postal ballot under clause (a) of rule 68, by that political party;
- (b) "candidate" means a contesting candidate; and
- (c) "election" means an election by assembly members.]

68. Notification as to postal ballot

The Election Commission may, by notification published in the Jammu and Kashmir Government Gazette at any time before the last date for the withdrawal of candidatures at an election, direct that the method of voting by postal ballot shall be followed at that election.

69. Notice to electors at election by assembly members

At an election by assembly members where a poll becomes necessary, the Returning Officer for such election shall, as soon as may be, after the last date for the withdrawal of candidatures, send to each elector a notice informing him of the date, time and place fixed for polling.

70. Rules for conduct of poll

The provisions of rules 29 to 48 shall apply to every election in respect of which no direction has been issued under rule 68 subject to the following modifications, namely:—

- (i) clause (a) of sub-rule (1) of rule 31 shall not apply;

¹ Substituted by SRO 66 of 2013, dated 04.03.2013.

- (ii) ¹[in lieu of rules 37 to 40], the following rules shall apply:-
- 37-A. Method of voting.* — (1) Every elector has only one vote at an election irrespective of the number of seats to be filled.
- (2) An elector in giving his vote—
- (a) shall place on his ballot paper the figure 1 in the space opposite the name of the candidate for whom he wishes to vote in the first instance; and
- (b) may, in addition, place on his ballot paper the figure 2, or the figures 2 and 3, or the figures 2, 3 and 4 and so on in the space opposite the names of the other candidates in the order of his preference.
- ²*[38-A. Issue of ballot papers to electors.* — (1) Every ballot paper, before it is issued to an elector, and the counterfoil attached thereto shall be stamped on the back with such distinguishing mark as the Election Commission may direct, and every ballot paper, before it is issued, shall be signed in full on its back by the Presiding Officer.
- (2) At the time of issuing a ballot paper to an elector, the Polling Officer shall—
- (a) record on its counterfoil the electoral roll number of the elector as entered in the marked copy of the electoral roll;
- (b) obtain the signature or thumb impression of that elector on the said counterfoil; and
- ³(c) mark the name of the elector in the marked copy of the electoral roll to indicate that a ballot paper has been issued to him and record in the marked copy of the electoral roll, the serial number of the ballot paper issued to that elector, to fill a seat or seats:]
- Provided that no ballot paper shall be delivered to an elector unless he has put his signature or thumb impression on the counterfoil of that ballot paper.
- (3) Notwithstanding anything contained in sub-rule (2), it shall not be necessary for any Presiding Officer or Polling Officer or any other officer to attest the thumb impression of the elector on the counterfoil.

1 Substituted vide SRO-364 dated 25-7-1970.

2 Substituted vide SRO-5 dated 8-1-1972.

3 Substituted by SRO 66 of 2013, dated 04.03.2013.

(4) ¹[Subject to rule 39AA, no person] in the Polling Station shall note down the serial numbers of the ballot papers issued to particular electors.

²[***]

³[39-A. Maintenance of secrecy of voting by electors within Polling Station and voting procedure. — (1) Every elector to whom a ballot paper has been issued under rule 38-A or under any other provision of these rules, shall maintain secrecy of voting within the polling station and for that purpose observe the voting procedure hereinafter laid down.

(2) The elector on receiving the ballot papers shall forthwith—

- (a) proceed to one of the voting compartments;
- (b) record his vote in accordance with sub-rule (2) of rule 37-A with the article supplied for the purpose;
- (c) fold the ballot paper so as to conceal his vote;
- ⁴(d) if required, show to the Presiding Officer the distinguishing mark on the ballot paper];
- (e) insert the folded paper into the ballot box; and
- (f) quit the Polling Station.

(3) Every elector shall vote without undue delay.

(4) No elector shall be allowed to enter a voting compartment when another elector is inside it.

(5) If an elector to whom a ballot paper has been issued, refuses after warning given by the Presiding Officer to observe the procedure as laid down in sub-rule (2) the ballot paper issued to him shall, whether he has recorded his vote thereon or not, be taken back from him by the Presiding Officer or a Polling Officer under the direction of the Presiding Officer.

(6) After the ballot paper has been taken back the Presiding Officer shall record on its back the words "cancelled: voting procedure violated" and put his signature below those words.

(7) All the ballot papers on which the words "cancelled: voting procedure violated" are recorded, shall be kept in a separate

¹ Substituted for "No person" by SRO 66 of 2013, dated 04.03.2013.

² Sub-rule (5) deleted by SRO 66 of 2013, dated 04.03.2013.

³ Substituted vide SRO-738 dated 15-11-1976.

⁴ Inserted vide SRO-572 dated 11-9-1986.

cover which shall bear on its face the words "Ballot Paper: voting procedure violated."

(8) Without prejudice to any other penalty to which an elector, from whom a ballot paper has been taken back under sub-rule (5) may be liable, vote, if any, recorded on such ballot paper shall not be counted.

¹[39AA. *Information regarding casting of votes.*- (1) Notwithstanding anything contained in rule 39A, the Presiding Officer shall, between the period when an elector, being a member of a political party records his vote on a ballot paper and before such elector inserts that ballot paper into the ballot box, allow the authorized agent of that political party to verify as to whom such elector has cast his vote:

Provided that if such elector refuses to show his marked ballot paper to the authorized agent of his political party, the ballot paper issued to him shall be taken back by the Presiding Officer or a Polling Officer under the direction of the Presiding Officer and the ballot paper so taken back shall then be further dealt with in the manner specified in sub-rules (6) to (8) of rule 39A as if such ballot paper had been taken back under sub-rule (5) of that rule.

(2) Every political party, whose member as an elector casts a vote at a polling station, shall, for the purposes of sub-rule (1), appoint, in Form 22A, two authorized agents.

(3) An authorized agent appointed under sub-rule (2) shall be present throughout the polling hours at the polling station and the other shall relieve him when he goes out of the polling station or vice-versa.]

²[40-A. *Recording of vote of illiterate, blind or infirm electors.*—

(1) If an elector is unable to read the ballot paper or to record his vote thereon in accordance with rule 37-A by reason of illiteracy, blindness or other infirmity, the Presiding Officer shall, on being satisfied about such illiteracy, blindness or infirmity permit the elector to take with him a companion of not less than eighteen years of age who is able to read the ballot paper and record the vote thereon on behalf of, and in

1 Inserted by SRO 66 of 2013, dated 04.03.2013.

2 Rule 40-A inserted vide SRO-364 dated 25-7-1970.

accordance with the wishes of the elector and, if necessary, to fold the ballot paper so as to conceal the vote and insert it into the ballot box:

Provided that no person shall be permitted to act as the companion of more than one elector at any Polling Station on the same day:

Provided further that before any person is permitted to act as the companion of an elector on any day under this rule, the person shall be required to declare that he will keep secret the vote recorded by him on behalf of the elector and that he has not already acted as the companion of any other elector at any Polling Station on that day:

¹[Provided also that in an election by assembly members no such companion shall be an elector at that election.]

(2) The Presiding Officer shall keep a record in Form 14-A of all the cases under this rule.

(3) The Presiding Officer shall, when he is so requested by the companion of an elector, explain to him the instruction for the recording of votes.]

(iii) in lieu of rule 44, the following rule shall apply:-

44-B. Sealing of ballot box after poll. — As soon as practicable, after the close of the poll, the Presiding Officer shall, in the presence of any polling agents who may be present, close the slit for insertion of ballot papers of each ballot box or where the box does not contain any mechanical device for closing the slit, seal up the slit and secure the ballot box:

Provided that it shall not be necessary to seal the slit or secure the ballot box if the counting of votes is to begin immediately after the close of the poll.

²[(iv) in rule 46, in sub-rule (1), in lieu of clause (b), the following clause shall apply:-

(a) the ballot papers signed in full by the Presiding Officer under sub-rule (1) of rule 38-A but not be issued to the voters;

1 Added vide SRO-5 dated 8-1-1972.

2 Added vide SRO-5 dated 8-1-1972.

- (b) the ballot papers cancelled for violation of voting procedure under rule 39-A.]

PART VII

COUNTING OF VOTES AT ELECTIONS BY ASSEMBLY MEMBERS

71. Definitions

In this Part,—

- (1) "continuing candidate" means any candidate not elected and not excluded from the poll at any given time;
- (2) 'count' means—
 - (a) all the operations involved in the counting of the first preferences recorded for candidates; or
 - (b) all the operations involved in the transfer of the surplus of an elected candidate; or
 - (c) all the operations involved in the transfer of the total value of votes of an excluded candidate;
- (3) 'exhausted paper' means a ballot paper on which no further preference is recorded for a continuing candidate; provided that a paper shall also be deemed to have become exhausted whenever—
 - (a) the names of two or more candidates, whether continuing or not, are marked with the same figure and are next in order of preference; or
 - (b) the name of the candidates next in order of preference, whether continuing or not, is marked by a figure not following consecutively after some other figure on the ballot paper or by two or more figures;
- (4) 'first preference' means the figure 1 set opposite the name of a candidate; 'second preference' means the figure 2 set opposite the name of a candidate; 'third preference' means the figure 3 set opposite the name of a candidate; and so on;
- (5) 'original vote' in relation to any candidate, means a vote derived from a ballot paper on which a first preference is recorded for such candidate;
- (6) 'surplus' means the number by which the value of the votes, original and transferred, of any candidate exceeds the quota;
- (7) 'transferred vote' in relation to any candidate, means a vote the value or the part of the value of which is credited to such

candidate and which is derived from a ballot paper on which a second or a subsequent preference is recorded for such candidate; and

- (8) 'unexhausted paper' means a ballot paper on which a further preference is recorded for a continuing candidate.

72. Application of certain rules

The provisions of rules 51 to 54 shall apply to the counting of votes at any election by Assembly Members as they apply to the counting of votes at an election in an Assembly Constituency.

73. Scrutiny and opening of ballot boxes and packets of postal ballot papers

(1) The Returning Officer shall—

- (a) first deal with the covers containing the postal ballot papers, if any, in the manner provided in sub-rules (2) to (7) of rule 54-A;
- (b) then open the ballot boxes, take out from each box and count the ballot papers contained therein, and record their number in a statement;
- (c) scrutinise the ballot papers taken out of the ballot boxes as well as the postal ballot papers taken out from the covers; and
- (d) separate the ballot papers which he deems valid from those which he rejects endorsing on each of the letter the word "Rejected" and the ground of rejection.

(2) ¹[Subject to rule 38A as made applicable, by clause (ii) of rule 70, to election, by assembly members other than by postal ballot under clause (a) of rule 68, a ballot paper shall] be invalid on which—

- (a) the figure 1 is not marked; or
- (b) the figure 1 is set opposite the name of more than one candidate or is so placed as to render it doubtful to which candidate it is intended to apply; or
- (c) the figure 1 and some other figures are set opposite the name of the same candidate; or
- (d) there is any mark or writing by which the elector can be identified; ²[or]

¹ Substituted for "A ballot paper shall" by SRO 66 of 2013, dated 04.03.2013.

² Substituted by SRO 738 date 16-11-1976.

¹[(e) if it bears any figure marked otherwise than with the articles supplied for the purpose.]

Explanation. — The figures referred to in clauses (a), (b) and (c) of this sub-rule may be marked in the international form of Indian numerals or in the Roman form or in the form used in any Indian language, but shall not be indicated in words.

74. Arrangement of valid ballot papers in parcels

After rejecting the ballot papers which are invalid, the Returning Officer shall—

- (a) arrange the remaining ballot papers in parcels according to the first preference recorded for each candidate;
- (b) count and record the number of papers in each parcel and the total number;
- (c) credit to each candidate the value of the papers in his parcel.

75. Counting of votes where only one seat is to be filled

(1) At any election where only one seat is to be filled, every valid ballot paper shall be deemed to be of the value of 1 at each count, and the quota sufficient to secure the return of a candidate at the election shall be determined as follows:-

- (a) add the values credited to all the candidates under clause (c) of rule 74;
- (b) divide the total by 2; and
- (c) add 1 to the quotient ignoring the remainder, if any, and the resulting number is the quota.

(2) If, at the end of the first or any subsequent count, the total value of the ballot papers credited to any candidate is equal to, or greater than, the quota or there is only one continuing candidate, that candidate shall be declared elected.

(3) If, at the end of any count, no candidate can be declared elected, the Returning Officer shall—

- (a) exclude from the poll the candidate who up to that stage has been credited with the lowest value;
- (b) examine all the ballot papers in his parcel and sub-parcels, arrange the unexhausted papers in sub-parcels according to

¹ Inserted by SRO 738 date 16-11-1976.

the next available preferences recorded thereon for the continuing candidates, count the number of papers in each such sub-parcel and credit it to the candidate for whom such preference is recorded, transfer the sub-parcel to that candidate, and make a separate sub-parcel of all the exhausted papers; and

- (c) see whether any of the continuing candidates has, after such transfer and credit, secured the quota.

(4) If, when a candidate has to be excluded under clause (a) of sub-rule (3), two or more candidates have been credited with the same value and stand lowest on the poll, the candidate for whom the lowest number of original votes are recorded shall be excluded, and if this number also is the same in the case of two or more candidates, the Returning Officer shall decide by lot which of them shall be excluded.

COUNTING OF VOTES WHEN MORE THAN ONE SEAT IS TO BE FILLED

76. Ascertainment of quota

At any election where more than one seat is to be filled, every valid ballot paper shall be deemed to be of the value of 100, and the quota sufficient to secure the return of a candidate at the election shall be determined as follows:—

- (a) add the values credited to all the candidates under clause (c) of rule 74;
- (b) divide the total by a number which exceeds by 1 the number of vacancies to be filled; and
- (c) add 1 to the quotient ignoring the remainder, if any, and the resulting number is the quota.

77. General instructions

In carrying out the provisions of rules 78 to 82, the Returning Officer shall disregard all fractions and ignore all preferences recorded for candidates already elected or excluded from the poll.

78. Candidates with quota elected

If at the end of any count or at the end of the transfer of any parcel or sub-parcel of an excluded candidate the value of ballot papers credited to a candidate is equal to or greater than the quota, that candidate shall be declared elected.

79. Transfer of surplus

(1) If at the end of any count the value of the ballot papers credited to a candidate is greater than the quota, the surplus shall be transferred, in accordance with the provisions of this rule, to the continuing candidates indicated on the ballot papers of that candidate as being next in order of the elector's preference.

(2) If more than one candidate have a surplus, the largest surplus shall be dealt with first and the others in order of magnitude:

Provided that every surplus arising on the first count shall be dealt with before those arising on the second count and so on.

(3) Where there are more surpluses than one to distribute and two or more surpluses are equal, regard shall be had to the original votes of each candidate and the candidate for whom more original votes are recorded shall have his surplus first distributed; and if the values of their original votes are equal, the Returning Officer shall decide by lot which candidate shall have his surplus first distributed.

(4) (a) If the surplus of any candidate to be transferred arises from original votes only, the Returning Officer shall examine all the papers in the parcel belonging to that candidate, divide the unexhausted papers into sub-parcels according to the next preferences recorded thereon and make a separate sub-parcel of the exhausted papers.

(b) He shall ascertain the value of the papers in each sub-parcel and of all the unexhausted papers.

(c) If the value of the unexhausted papers is equal to or less than the surplus, he shall transfer all the unexhausted papers at the value at which they were received by the candidate whose surplus is being transferred.

(d) If the value of the unexhausted papers is greater than the surplus, he shall transfer the sub-parcels of unexhausted papers, and the value at which each paper shall be transferred shall be ascertained by dividing the surplus by the total number of unexhausted papers.

(5) If the surplus of any candidate to be transferred arises from transferred as well as original votes, the Returning Officer shall re-examine all the papers in the sub-parcel last transferred to the candidate, divide the unexhausted papers into sub-parcels according to the next preferences recorded thereon, and then deal with the sub-parcels in the

same manner as provided in the case of sub-parcels referred to in sub-rule (4).

(6) The papers transferred to each candidate shall be added in the form of a sub-paragraph to the papers already belonging to such candidate.

(7) All papers in the paragraph or sub-paragraph of an elected candidate not transferred under this rule shall be set apart as finally dealt with.

80. Exclusion of candidates lowest on the poll

(1) If after all surpluses have been transferred as hereinbefore provided the number of candidates elected is less than the required number the Returning Officer shall exclude from the poll the candidate lowest on the poll and shall distribute his unexhausted papers among the continuing candidates according to the next preferences, recorded thereon; and any exhausted papers shall be set apart as finally dealt with.

(2) The papers containing original votes of an excluded candidate shall first be transferred, the transfer value of each paper being one hundred.

(3) The papers containing transferred votes of an excluded candidate shall then be transferred in the order of the transfers in which, and at the value at which, he obtained them.

(4) Each of such transfers shall be deemed to be a separate transfer but not a separate count.

(5) If, as a result of the transfer of papers, the value of votes obtained by a candidate is equal to or greater than the quota, the count then proceeding shall be completed but no further papers shall be transferred to him.

(6) The process directed by this rule shall be repeated on the successive exclusions one after another of the candidates lowest on the poll until such vacancy, is filled either by the election of a candidate with the quota or as hereinafter provided.

(7) If at any time it becomes necessary to exclude a candidate and two or more candidates have the same value of votes and are the lowest on the poll, regard shall be had to the original votes of each candidate and the candidate for whom fewest original votes are recorded shall be excluded and if the value of their original votes are equal the candidate with the smallest value at the earliest count at which these candidates had unequal values shall be excluded.

(8) If two or more candidates are lowest on the poll and each has the same value of votes at all counts the Returning Officer shall decide by lot which candidate shall be excluded.

81. Filling the last vacancies

(1) When at the end of any count the number of continuing candidates is reduced to the number of vacancies remaining unfilled, the continuing candidates shall be declared elected.

(2) When at the end of any count only one vacancy remains unfilled and the value of the papers of some one candidate exceeds the total value of the papers of all the other continuing candidates together with any surplus not transferred, that candidate shall be declared elected.

(3) When at the end of any count only one vacancy remains unfilled and there are only two continuing candidates and each of them has the same value of votes and no surplus remains capable of transfer, the Returning Officer shall decide by lot which of them shall be excluded, and after excluding him in manner aforesaid, declare the other candidate to be elected.

82. Provision for recounts

(1) Any candidate or, in his absence his election agent or counting agent may, at any time during the counting of the votes, either before the commencement or after the completion of any transfer of votes (whether surplus or otherwise), request the Returning Officer to re-examine and recount the papers of all or any candidates (not being papers set aside at any previous transfer as finally dealt with), and the Returning Officer shall forthwith re-examine and recount the same accordingly.

(2) The Returning Officer may, in his discretion, recount the votes either once or more than once in any case in which he is not satisfied as to the accuracy of any previous count:

Provided that nothing in this sub-rule shall make it obligatory on the Returning Officer to count the same votes more than once.

83. Illustration of the procedure as to the counting of votes under rules 76 to 81

An illustration of the procedure as to the counting of votes in accordance with the provisions of this part is given in the Schedule to these Rules.

84. ¹[**Declaration of result and return by Returning Officer**]

²[(1) Upon the completion of the counting, the Returning Officer shall, subject to the provisions of sub-rule (3) of rule 81,—

- (a) declare the result under section 76 in Form 23 or Form 23-A as may be appropriate and send signed copies thereof to the Government, the Election Commission and the Chief Electoral Officer;
- (b) prepare and certify a return of the election in Form 23-B and after reporting the result of the election under section 77, send signed copies of the said Form to the Election Commission and the Chief Electoral Officer; and
- (c) permit any candidate or his election agent or counting agent to take a copy of, or extract from such return in Form 23-B.]

(2) The Returning Officer shall thereafter—

- (a) place the valid ballot papers in one packet and the rejected ballot papers in another;
- (b) seal with the seals of the Returning Officer and if such of the candidates, their election agents or counting agents as may desired to affix their seals, each of the packets referred to in clause (a) and the packet containing the declarations by electors and attestations of their signatures; and
- (c) record on each of the sealed packets the description of its contents and the date of election:

³[Provided that where such counting relates to an election to fill a seat or seats in the Legislative Council, the returning officer shall, before sealing the packets under clause (b), allow the authorized agent of a political party to verify as to whom the electors being members of that political party have cast their votes.]

⁴[(3) *Omitted.*]

85. Grant of certificate of election to returned candidate

As soon as may be, after a candidate has been declared to be elected, the Returning Officer shall grant to such candidate a certificate of election in Form 24 and obtain from the candidate an acknowledgement

1 Substituted vide SRO-108 dated 21-2-1969 for "Return by returning officers".

2 Sub-rule 1 substituted *ibid.*

3 Inserted by SRO 66 of 2013, dated 04.03.2013.

4 Sub-rule (3) omitted vide SRO-108 dated 21-2-1969.

of its receipt duly signed by him and immediately send the acknowledgement by registered post to the Secretary of the Legislative Council.

¹**[PART VIIA**

**EQUITABLE SHARING OF TIME ON ELECTRONIC MEDIA
AND MATERIAL TO BE SUPPLIED TO RECOGNISED
POLITICAL PARTIES**

85A. Definitions

In this Part, unless the context otherwise requires,—

- (a) "cable television network" and "cable operator" have the meanings respectively assigned to them in clause (b) of Explanation to section 50-A;
- (b) "electronic media" has the meaning assigned to it in clause (a) of Explanation to section 50-A;
- (c) "political party" has the meaning assigned to it in clause (f) of sub-section (1) of section 2 of the Representation of People Act, 1951 (Central Act No.43 of 1951).
- (d) "recognized political party" has the meaning assigned to it in the Election Symbols (Reservation and Allotment) Order, 1968.

85B. Allocation of equitable sharing of time on electronic media

(1) The Election Commission shall, for the purposes of allocating equitable sharing of time on the cable television network and other electronic media under sub- section (1) of section 50A, categorize the cable television networks and electronic media into the two separate categories that is to say one category which is owned or controlled or financed wholly or substantially by funds provided to them by the Central Government and the other which is not owned or controlled or financed wholly or substantially by funds provided to them by the Central Government.

(2) For allocating equitable sharing of time on the cable television network and other electronic media owned or controlled or financed wholly or substantially by funds provided to them by the Central Government referred to in sub- rule (1), the Election Commission shall determine, in consultation with the Ministry of the Government of India

¹ Inserted by SRO 391, dated 29.9.2014.

dealing with the concerned subject, the maximum time period available on such cable television network and other electronic media and allocate such time period proportionately among the recognised political parties contesting the election on the basis of their past performances for the purposes of displaying or propagating any election matter or to address public in connection with the election under sub-section (1) of section 50A.

(3) For the purposes of this rule, "past performance of a recognised political party" shall be calculated in relation to the election to fill a seat or seats in the Legislative Assembly of Jammu and Kashmir, on the basis of the percentage of the votes cast in the last preceding general election in favour of that recognised political party with reference to the total votes cast in that general election, to fill the seats in that Assembly.

85C. Supply of material by the Government

The State Government shall, at the time of any general election to be held for the purposes of constituting the Legislative Assembly of the Jammu and Kashmir provide to the Election Commission such number of copies of electoral roll, as finally published under the Jammu and Kashmir Representation of the People Act, 1957 (IV of 1957), as the Election Commission may require for supplying the same free of cost to the candidate of recognised political parties through such officers as may be specified by the Election Commission and such officer shall act in accordance with such general or special directions as may be issued by the Election Commission in this behalf.]

PART VIII

ELECTION EXPENSES

86. Particulars of account of election expenses

The account of election expenses to be kept by a candidate or his election agent under section 85 shall contain the following particulars in respect of each item of expenditure from day to day, namely:-

- (a) the date on which the expenditure was incurred or authorised;
- (b) the nature of the expenditure (as for example, travelling, postage or printing and the like);
- (c) the amount of the expenditure—
 - (i) the amount paid;
 - (ii) the amount outstanding;
- (d) the date of payment;

- (e) the name and address of the payee;
- (f) the serial number of vouchers, in case of amount paid;
- (g) the serial number of bills, if any, in case of amount outstanding;
- (h) the name and address of the person to whom the amount outstanding is payable.

(2) A voucher shall be obtained for every item of expenditure unless from the nature of the case, such as postage, travel by rail and the like it is not practicable to obtain a voucher.

(3) All vouchers shall be lodged along with the account of election expenses, arranged according to the date of payment and serially numbered by the candidate or his election agent and such serial numbers shall be entered in the account under item (f) of sub-rule (1).

(4) It shall not be necessary to give the particulars mentioned in item (e) of sub-rule (1) in regard to items of expenditure for which vouchers have not been obtained under sub-rule (2).

87. Notice by ¹[District Election Officer] for inspection of accounts

The ²[District Election Officer] shall, within two days from the date on which the account of election expenses has been lodged by a candidate under section 86, cause a notice to be affixed to his notice board, specifying—

- (a) the date on which account has been lodged;
- (b) the name of the candidate; and
- (c) the time and place at which such account can be inspected.

88. Inspection of account and the obtaining of copies thereof

Any person shall, on payment of a fee of one rupee, be entitled to inspect any account, and on payment of such fee as may be fixed by the Election Commission in this behalf, be entitled to obtain attested copies of such account or any part thereof.

¹ Substituted vide SRO-520 dated 2-12-1967 for "Returning Officer".

² Substituted vide SRO-520 dated 2-12-1967 for "Returning Officer".

89. Report by the ¹[District Election Officer] as to the lodging of the account of election expenses and the decision of Election Commission thereon

(1) As soon as may be, after the expiration of the time specified in section 86 for the lodging of the accounts of election expenses at any election the ²[District Election Officer] shall report to the Election Commission—

- (a) the name of each contesting candidate;
- (b) whether such candidate has lodged his account of election expenses; and if so, the date on which such account has been lodged;
- (c) whether in his opinion such account has been lodged within the time and in the manner required by the Act and these rules.

(2) Where the ³[District Election Officer] is of the opinion that the account of election expenses of any candidate has not been lodged in the manner required by the Act and these rules, he shall with every such report forward to the Election Commission the account of election expenses of that candidate and the vouchers lodged along with it.

(3) Immediately after the submission of the report referred to in sub-rule (1) the ⁴[District Election Officer] shall publish a copy thereof by affixing the same to his notice board.

(4) As soon as may be, after the receipt of the report referred to in sub-rule (1), the Election Commission shall consider the same and decide whether any contesting candidate has failed to lodge the account of election expenses within the time and in the manner required by the Act and these rules.

⁵(5) Where the Election Commission decides that a contesting candidate has failed to lodge his account of election expenses within the time and in the manner required by the Act and these rules, it shall, by notice in writing, call upon the candidate to show cause why he should not be disqualified under section 24-E for the failure.

1 Substituted vide SRO-520 dated 2-12-1967 for "Returning Officer".

2 Substituted vide SRO-520 dated 2-12-1967 for "Returning Officer".

3 Substituted vide SRO-520 dated 2-12-1967 for "Returning Officer".

4 Substituted vide SRO-520 dated 2-12-1967 for "Returning Officer".

5 Substituted *ibid* for sub-rule (5) to (8).

(6) Any contesting candidate who has been called upon to show cause under sub-rule (5) may within twenty days of the receipt of such notice submit in respect of the matter a representation in writing to the Election Commission, and shall at the same time send to the District Election Officer a copy of his representation together with a complete account of his election expenses if he had not already furnished such an account.

(7) The District Election Officer shall, within five days of the receipt thereof, forward to the Election Commission the copy of the representation and the account (if any) with such comments as he wishes to make thereon.

(8) If, after considering the representation submitted by the candidate and the comments made by the District Election Officer and after such enquiry as it thinks fit, the Election Commission is satisfied that the candidate has no good reason or justification for the failure to lodge his account, it shall declare him to be disqualified under section 24-E for a period ¹[which may extend to three years] from the date of the order and cause the order to be published in the Jammu and Kashmir Government Gazette.]

90. Maximum election expenses

The total of the expenditure of which account is to be kept under section 85 and which is incurred in connection with an election in any one Assembly Constituency shall not exceed ²[Rs.28,00000/-].

PART IX

MISCELLANEOUS

91. Resignation of seats in case of election to more seats than one in a House

(1) The time within which a person may resign all but one of the seats in either House of the Legislature to which he has been elected shall be—

- (a) fourteen days from the date of his election under section 78; or
- (b) where the dates of his election are different in respect of different seats, fourteen days from the last of those dates.

(2) Such resignation shall be addressed—

¹ Substituted vide SRO-225 dated 3-6-1982.

² Substituted for "Rs. 5,00,000/-" by SRO 391, dated 29.9.2014.

- (a) to the Speaker or the Chairman of the House concerned; or
- (b) where the office of the Speaker or Chairman is for the time being vacant or is, or is deemed to be, in abeyance, to the Deputy Speaker or the Deputy Chairman of the House concerned ;or
- (c) where the post of the Deputy Speaker or Deputy Chairman is also for the time being vacant or is, deemed to be in abeyance, to the Election Commission or such other authority or officer as may be prescribed.

(3) Where the resignation has been addressed to the Election Commission or such authority or officer, as the case may be, under sub-rule (2) the Election Commission or such authority or officer, as the case may be, shall as soon as may be, after the receipt of the resignation.

92. Custody of ballot boxes and papers relating to election

(1) All ballot boxes used at an election shall be kept in such custody as the Chief Electoral Officer may direct.

¹[(1-A) All voting machines used at an election shall be kept in the custody of the concerned District Election Officer.]

²[(2) The District Election Officer shall keep in safe custody—

- (a) the packets of unused ballot papers with counterfoils attached thereto;
- (b) the packets of used ballot papers whether valid, tendered or rejected;
- (c) the packets of the counterfoils of used ballot papers;

³[(cc) the printed paper slips sealed under the provisions of rule 57A as made applicable by rule 66A;]

- (d) the packets of the marked copy of the electoral roll or, as the case may be, the list maintained under sub-section (1) of section 154;

⁴[(dd) the packets containing registers of voters in Form 17-A;]

- (e) the packets of the declarations by electors and the attestation of their signatures; and
- (f) all other papers relating to the election:

¹ Sub-rule (1-A) inserted vide SRO-292 dated 7-8-2002.

² Sub-rule (2) substituted vide SRO-5 dated 8-1-1972.

³ Inserted by SRO 391, dated 29.9.2014.

⁴ Clause (dd) inserted vide SRO-292 dated 7-8-2002

Provided that in the case of an election in an Assembly Constituency or a Council Constituency which extends over more districts than one, the said papers shall be kept in the custody of such one of the District Election Officers having jurisdiction over the constituency as the Election Commission may direct:

Provided further that in the case of an election by assembly members the said papers shall be kept in the custody of the Returning Officer.]

¹**[93. Production and inspection of election papers**

(1) While in the custody of the District Election Officer or, as the case may be, the Returning Officer—

- (a) the packets of unused ballot papers with counterfoils attached thereto;
- (b) the packets of used ballot papers whether valid, tendered or rejected;
- (c) the packets of the counterfoils of used ballot papers;
- ²[(cc) the printed paper slips sealed under the provisions of rule 57A as made applicable by rule 66A;]
- (d) the packets of the marked copy of the electoral roll or, as the case may be, the list maintained under sub-section (1) of section 154; and
- ³[(dd) the packets containing registers of voters in Form 17-A; and]
- (e) the packets of the declarations by electors and the attestation of their signatures:

shall not be opened and their contents shall not be inspected by or produced before any person or authority except under the order of a competent court.

⁴[(1-A) The control units sealed under the provisions of rule 93 and kept in the custody of the District Election Officer shall not be opened and shall not be inspected by, or produced before, any person or authority except under the orders of a competent court.]

(2) Subject to such conditions and to the payment of such fee as the Election Commission may direct,—

1 Rule 93 substituted vide SRO-5 dated 8-1-1972.

2 Inserted by SRO 391, dated 29.9.2014.

3 Clause (dd) inserted vide SRO-292 dated 7-8-2002.

4 Sub-rule (1-A) inserted vide SRO-292 dated 7-8-2002.

- (a) all other papers relating to the election shall be open to public inspection; and
- (b) copies thereof shall on application be furnished.

(3) Copies of the returns by the Returning Officer forwarded under rule 64, or, as the case may be, under clause (b) of sub-rule (1) of rule 84 shall be furnished by the Returning Officer, District Election Officer, Chief Electoral Officer or the Election Commission on payment of a fee of two rupees for each copy.]

94. Disposed of election paper

Subject to any direction to the contrary given by the Election Commission or by a competent court or tribunal—

- ¹[(a) the packets of unused ballot papers shall be retained for a period of six months and shall thereafter be destroyed in such manner as the Election Commission may direct;]
- ²[(aa) the voting machines kept in the custody of the District Election Officer under sub-rule (1A) of rule 92 shall be retained intact for such period as the Election Commission may direct and shall not be used at any subsequent election without the previous approval of the Election Commission;]
- (b) the other packets referred to in sub-rule (1) of rule 93, shall be retained for a period of one year and shall thereafter be destroyed:
 - ³[Provided that packets containing the counterfoils of used ballot papers ⁴[and the printed paper slips, if any,] shall not be destroyed except with the previous approval of the Election Commission;]
- (c) all other papers relating to the election shall be retained for such period as the Election Commission may direct.

94-A. Form of affidavit to be filed with election petition

The affidavit referred to in the proviso to sub-section (1) of section 91 shall be sworn before a magistrate of the first class or a notary or Commissioner of Oaths and shall be in Form 25.

¹ Clause (a) substituted vide SRO-5 dated 8-1-1972.

² Clause (aa) inserted vide SRO-292 dated 7-8-2002.

³ Added vide SRO-5, dated 08.01.1972.

⁴ Inserted by SRO 391, dated 29.9.2014.

¹[95. Power of the Election Commission to issue directions

Subject to the other provisions of these rules, the Election Commission may issue such directions as it may consider necessary to facilitate the proper use and operation of the voting machines.]

96. List of members of Assembly

The Returning Officer for an election by the members of the Legislative Assembly to fill a seat in the Legislative Council shall maintain a list of members of the Assembly with their addresses corrected up-to-date in such form as the Election Commission may direct.

²[96-A. Number of votes sufficient to secure, the return of a candidate in relation to return or forfeiture of deposits in certain cases

For the purpose of the proviso to sub-section (4) of section 138:-

- (a) candidate who is not elected shall be deemed to get—
 - (i) if he is a continuing candidate, the votes obtained by him at the end of the final count;
 - (ii) and if he is a candidate, excluded from the poll, the votes obtained by him at the end of the count immediately preceding his exclusion;
- (b) the quota referred to in rule 75 or rule 76 shall be deemed to be the number of votes sufficient to secure the return of a candidate.]

97. Manner of serving the order of requisition of premises, vehicles, etc.

An order of requisition under section 160 shall be served—

- (a) where the person to whom such order is addressed is a corporation or firm, in the manner provided for the service of summons in rule 2 of Order XXIX or rule 3 of Order XXX, as the case may be, in the First Schedule to the Code of Civil Procedure, Svt. 1977, and
- (b) where the person to whom such order is addressed is an individual—
 - (i) personally by delivering or tendering the order, or
 - (ii) by registered post, or

¹ Rule 95 inserted vide SRO-292 dated 7-8-2002.

² Rule 96-A inserted vide SRO-520 dated 2-12-1967.

- (iii) if the person cannot be found, by leaving an authentic copy of the order with any adult member of his family or by affixing such copy to some conspicuous part of the premises in which he is known to have last resided or carried on business or personally worked for gain.

98. Time for application for reference to arbitration under section 161

The time within which any person interested who is aggrieved by the amount of compensation determined under sub-section (1) of section 161 or within which the owner of a vehicle, vessel or animal who is aggrieved by the amount of compensation determined under sub-section (2) of that section, may make an application for referring the matter to arbitration shall be fourteen days from the date of determination of the amount of such compensation or where the amount of such compensation has been determined in the absence of the person interested or, as the case may be, the owner, fourteen days from the date on which the intimation of such determination is sent to that person or owner.

FORM 1

[See rule 3]

NOTICE OF ELECTION

Election to¹

Notice is hereby given that—

- (1) an election is to be held of
- (2) forms of nomination paper may be obtained at the offices of the officers specified in paragraph 6 between the hours of and from date to(date);
- (3) nomination papers may be delivered between the hours of 11 in the morning and 3 in the afternoon by a candidate or his²[authorised agent] to any of the officers specified in paragraph 6 at his office on any day not later than the day of
- (4) the nomination papers will be taken up for scrutiny at (hours) on date at (place);

¹ Here appropriate particulars of the election to be inserted.

² Substituted vide SRO-55 dated 24-1-1978.

- (5) notice of withdrawal of candidature may be delivered by a candidate, his ¹[authorised agent] or election agent to any one of the officers specified in paragraph 6 at his office before 3 P. M. on
- (6) nomination papers and notices of withdrawal may be delivered to any of the officers specified in the column of the following table at his office specified in the corresponding entry in the second column of the table:-

TABLE

Designation of Officer	Location of office
1	2
1. Returning Officer	
2. Assistant Returning Officer.	

- (7) in the event of election being contested, the poll will take place on between the hours of and

Date.....

Returning Officer,

Place.....

.....Constituency

²**[FORM 2A**

(See rule 4)

NOMINATION PAPER

Election to the Legislative Assembly of Jammu & Kashmir

STRIKE OFF PART I OR PART II BELOW WHICHEVER IS NOT APPLICABLE

PART I

(To be used by candidate set up by recognised political party)

I nominate as a candidate for election to the Legislative Assembly from the _____ Assembly Constituency.

Candidate's name _____ Father's/Mother's/Husband's name _____ His postal address _____

His name is entered at S. No. _____ in Part No. _____ of the electoral roll for _____ Assembly Constituency.

1 Substituted vide SRO-55 dated 24-1-1978.

2 Substituted by SRO 391, dated 29.9.2014.

My name is _____ and it is entered at Sl. No. _____ in Part No. _____ of the electoral roll for the _____ Assembly Constituency.

Date _____

(Signature of the Proposer).

PART II

(To be used by candidate not set up by recognised political party)

We hereby nominate as candidate for election to the Legislative Assembly from the _____ Assembly Constituency.

Candidate's name _____ Father's/mother's/ husband's name _____ His postal address _____.

His name is entered at S. No. _____ in Part No. _____ of the electoral roll for _____ Assembly Constituency.

We declare that we are electors of this Assembly Constituency and our names are entered in the electoral Roll for this Assembly constituency as indicated below and we append our signatures below in token of subscribing to this nomination:-

Particulars of the proposers and their signatures

S. No.	Electoral Roll No. of proposer	Full Name	Signature	Date
	Part No. of electoral roll Constituency	SI. No. in that part		
	1	2	3	4
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				

9.

10.

N.B.: There should be ten electors of the constituency as proposers.

PART III

I, the candidate mentioned in Part I/ Part II (Strike out which is not applicable) assent to this nomination and hereby declare-

- (a) That I have completed _____ years of age;
[STRIKE OUT b(i) OR b(ii) BELOW WHICHEVER IS NOT APPLICABLE]
- (b) (i) that I am set up at this election by the _____ party, which is recognised National Party/ State Party in this State and that the symbol reserved for the above party be allotted to me.
(ii) that I am set up at this election by the _____ party, which is a registered unrecognised political party/that I am contesting this election as an independent candidate. (Strike out which is not applicable) and that the symbols I have chosen, in order of preference, are:-
(i) _____ (ii) _____ (iii) _____
- (c) that my name and my father's/mother's/husband's name have been correctly spelt out above in _____ (name of the language);
- (d) that to the best of my knowledge and belief, I am qualified and not also disqualified for being chosen to fill the seat in the Legislative Assembly of this State.

I further declare that I am a member of the _____ Caste which is a Scheduled Caste of the State of Jammu & Kashmir in relation to _____ (area) in that State.

I also declare that I have not been, and shall not be nominated as a candidate at the present general election/the bye-elections being held simultaneously, to the Legislative Assembly of Jammu & Kashmir from more than two Assembly constituencies.

Date _____

(Signature of Candidate).

! Score out this paragraph, if not applicable.

N.B.—A "recognised political party" means a political party recognised by the Election Commission under the Election Symbols (Reservation and Allotment) Order, 1968 in Jammu and Kashmir.

PART IV

(To be filled by the candidate)

Whether the candidate-

- (i) has been convicted-
 - (a) of any offence(s) under sub-section (1) of section 24 of the Jammu and Kashmir Representation of the People Act, 1957; or
- Yes/No
- (b) for contravention of any law specified in the proviso to sub-section (2) of section 24 of the Jammu and Kashmir Representation of the People Act, 1957 (IV of 1957) and sentenced to imprisonment for not less than six months; or
- (ii) has been convicted for any other offence(s) for which he has been sentenced to imprisonment for two years or more.

If the answer is "Yes", the candidate shall furnish the following information:-

- (i) Case/First information report No./Nos. _____
- (ii) Police station(s) _____ District(s) _____ State(s) _____
- (iii) Section(s) of the concerned Act(s) and brief description of the offence(s) for which he has been convicted _____
- (iv) Date(s) of conviction(s) _____
- (v) Court(s) which convicted the candidate _____
- (vi) Punishment(s) imposed [indicate period of imprisonment(s) and/or quantum of fine(s)] _____
- (vii) Date(s) of release from prison _____
- (viii) Was/were any appeal(s)/revision(s) filed against above conviction(s) _____ Yes/No
- (ix) Date and particulars of appeal(s)/ application(s) for revision filed _____
- (x) Name of the court(s) before which the appeal(s)/application(s) for revision filed _____
- (xi) Whether the said appeal(s)/application(s) for revision has/have been disposed of or is/are pending _____

(xii) If the said appeal(s)/application(s) for revision has/have been disposed of-

(a) Date(s) of disposal _____

(b) Nature of order(s) passed _____

Place:

Date:

(Signature of the candidate).

PART V

*[AUTHORIZATION OF AGENT]

I _____ a candidate at the above election hereby authorize _____ (name) _____ (Full Postal Address) to deliver this nomination paper.

Place _____

Date _____

Signature of candidate.

I agree to act as such authorized agent.

Place _____

Date _____

Signature of authorized agent.

*Score out this paragraph if not applicable

PART VI

(To be filled by the Returning Officer)

Serial No. of nomination paper _____

This nomination was delivered to me at my office at _____ (hour) on _____ (date) by the *candidate/authorized agent/proposer.

Date _____

Returning Officer.

*Score out the word not applicable

PART VII

DECISION OF RETURNING OFFICER ACCEPTING OR REJECTING THE NOMINATION PAPER

I have examined this nomination paper in accordance with section 47 of the Jammu and Kashmir Representation of the People Act, 1957 and decided as follows:-

Date _____

Returning Officer.

(Perforation) _____

PART VIII

RECEIPT FOR NOMINATION PAPER AND NOTICE OF SCRUTINY

(To be handed over to the person presenting the Nomination Paper)

Serial No. of nomination paper _____

The nomination paper of _____ a candidate for election from the _____ Assembly constituency was delivered to me at my office at _____ (hour) on _____ (date) by the *candidate/ authorized agent/proposer. All nomination papers will be taken up for scrutiny at _____ (hour) on _____ (date) at _____ (Place).
Date _____

Returning Officer.

* Score out the word not applicable.]

¹**[FORM 2B**

(See rule 4)

NOMINATION PAPER

Election to the Legislative Council of Jammu and Kashmir by the members of the Legislative Assembly from amongst persons who are residents of Kashmir Province/ Tehsil Ladakh (Reserved)/ Kargil Tehsil (Reserved) of Jammu Province/ Doda District (Reserved)

PART I

(To be used by candidate set up by recognised political party)

I nominate as a candidate for the above election.

Candidate's name _____ Father's/Mother's/Husband's name _____
His postal address _____ His name is entered at Sl. No. _____ in Part No. _____ of the electoral roll for _____ Assembly Constituency. I declare that I am a member of the Legislative Assembly of Jammu and Kashmir and my name is entered at Sl. No. _____ in the list maintained under Section 154 of the Jammu and Kashmir Representation of the People Act, 1957.

Date _____

(Signature of the Proposer).

¹ Substituted by SRO 391, dated 29.9.2014.

PART II

(To be used by candidate not set up by recognised political party)

We hereby nominate as candidate for the above election.

Candidate's name _____ Father's/Mother's/Husband's name _____ His postal address _____ His name is entered at Sl. No. _____ in Part No. _____ of the electoral roll for _____ Assembly Constituency.

We declare that we are members of the Legislative Assembly of Jammu and Kashmir and our names are entered as indicated below in the list maintained under section 154 and we append our signature below in token of subscribing to his nomination.

Particulars of the proposers and their signatures

Sl. No.	Sl. No. as indicated in the list maintained under section 154	Full Name	Signature	Date
1	2	3	4	5
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10.*				

* There should be ten members of the Legislative Assembly, as proposers.

I, the above-mentioned candidate, assent to this nomination and hereby declare:-

- (a) that I have completed _____ years of age;
- (b) that I am set up at this election by the _____ party;

- (c) that my name and my father's/mother's/husband's name has been correctly spelt out above in _____ (name of the language);
- (d) that to the best of my knowledge and belief, I am qualified and not also disqualified for being chosen to fill the seat in the Legislative Council of Jammu and Kashmir by the members of the Legislative Assembly.

I also declare that I have not been, and shall not be, nominated as a candidate at the present biennial election/bye-elections being held simultaneously, to the Legislative Council of Jammu and Kashmir from more than two Council Constituencies in the State.

Date _____ (Signature of the candidate).

PART III

(To be filled by the candidate)

Whether the candidate-

- (i) has been convicted-
 - (a) of any offence(s) under sub-section (1) of section 24 of the Jammu & Kashmir Representation of the People Act, 1957; or

Yes/No

- (b) for contravention of any law specified in the proviso to sub-section (2) of section 24 of the Jammu & Kashmir Representation of the People Act, 1957 (IV of 1957) and sentenced to imprisonment for not less than six months; or
- (ii) has been convicted for any other offence(s) for which he has been sentenced to imprisonment for two years or more.

If the answer is "Yes", the candidate shall furnish the following information:

- (i) Case/First information report No./Nos. _____
- (ii) Police Station(s) _____ District(s) _____ State(s) _____
- (iii) Section(s) of the concerned Act(s) and brief description of the offence(s) for which he has been convicted _____
- (iv) Date(s) of conviction(s) _____
- (v) Court(s) which convicted the candidate _____
- (vi) Punishment(s) imposed [indicate period of imprisonment(s) and/or quantum of fine(s)] _____

- (vii) Date(s) of release from prison _____
- (viii) Was/were any appeal(s)/revision(s) filed against above conviction(s) _____ Yes/No
- (ix) Date and particulars of appeal(s)/application(s) for revision filed _____
- (x) Name of the court(s) before which the appeal(s)/application(s) for revision filed _____
- (xi) Whether the said appeal(s)/application(s) for revision has/have been disposed of or is/are pending _____
- (xii) If the said appeal(s)/application(s) for revision has/have been disposed of-
- (a) Date(s) of disposal _____
- (b) Nature of Order(s) Passed _____

Place:

Date:

(Signature of the candidate).

PART IV

*[AUTHORIZATION OF AGENT]

I _____ a candidate at the above election hereby authorize _____ (name) _____ (Full Postal Address) to deliver this nomination paper.

Place _____

Date _____

Signature of candidate.

I agree to act as such authorized agent.

Place _____

Date _____

Signature of authorized agent.

*Score out this paragraph if not applicable

PART V

(To be filled by the Returning Officer)

Serial No. of Nomination Paper _____

This nomination was delivered to me at my office at _____ (hour) on _____ (date) by the *candidate/authorized agent/proposer.

Date _____

Returning Officer.

*Score out the word not applicable

PART VI

**DECISION OF RETURNING OFFICER ACCEPTING OR
REJECTING THE NOMINATION PAPER**

I have examined this nomination paper in accordance with section 47 of the J&K Representation of the People Act, 1957 and decided as follows:-

Date _____

Returning Officer.

(Perforation).....

PART VII

**RECEIPT FOR NOMINATION PAPER AND NOTICE OF
SCRUTINY**

(To be handed over to the person presenting the nomination paper)

Serial No. of nomination paper _____

The nomination paper of _____ a candidate for election to the Legislative Council of Jammu and Kashmir by the Members of the Legislative Assembly was delivered to me at my office at _____ (hour) on _____ (date) by the *candidate/authorized agent/proposer. All nomination papers will be taken up for scrutiny at _____ (hour) on _____ (date) at _____ (Place).

Date _____

Returning Officer."

*Score out the word not applicable

Note:- Wherever alternative is provided score out the word(s) not applicable.]

¹[**FORM 2C**

(See rule 4)

NOMINATION PAPER

Election to the Legislative Council of Jammu and Kashmir from a Council Constituency

PART I

(To be used by candidate set up by recognised political party)

I nominate as a candidate for election to the Legislative Council of Jammu and Kashmir from the _____ Council Con-

¹ Substituted by SRO 391, dated 29.9.2014.

stituency. Candidate's name _____ Father's/Mother's/Husband's name _____ His postal address _____ His name is entered at SI. No. _____ in Part No. _____ of the electoral roll for _____ Assembly Constituency. I declare that I am a member of the _____ Council Constituency and my name is entered at SI. No. _____ in the list maintained under Section 21 of the Jammu and Kashmir Representation of the People Act, 1957.
Date _____

(Signature of the Proposer).

PART II

(To be used by candidate not set up by recognised political party)

We hereby nominate as a candidate for election to the Legislative Council of Jammu and Kashmir from the _____ Council constituency. Candidate's name _____ Father's/Mother's/Husband's name _____ His postal address _____ His name is entered at SI. No. _____ in Part No. _____ of the electoral roll for _____ Assembly Constituency.

We declare that we are electorals and our names are entered in the electoral roll for _____ Council constituency as indicated below and we append our signatures below in token of subscribing to this nomination:-

Particulars of the proposers and their signatures

SI. No.	Serial No. of proposer as entered in the list maintained under Section 21	Name of local Body in which registered as elector	Full Name	Signature	Date
1	2	3	4	5	6
1.					
2.					
3.					
4.					
5.					
6.					
7.					

8.					
9.					
*10.					

* There should be ten electors of the constituency, as proposers.

I, the above-mentioned candidate, assent to this nomination and hereby declare:-

- (a) That I have completed _____ years of age;
[STRIKE OUT b(i) OR b(ii) BELOW WHICHEVER IS NOT APPLICABLE]
- (b) (i) that I am set up at this election by the _____ party, which is recognised National Party/ State Party in this State and that the symbol reserved for the above party be allotted to me.
(ii) that I am set up at this election by the _____ party, which is a registered unrecognised political party/that I am contesting this election as an independent candidate. (Strike out which is not applicable) and that the symbols I have chosen, in order of preference, are:-
(i) _____ (ii) _____ (iii) _____
- (c) that my name and my father's/mother's/husband's name has been correctly spelt out above in _____ (name of the language);
- (d) that to the best of my knowledge and belief, I am qualified and not also disqualified for being chosen to fill the seat in the Legislative Council of Jammu and Kashmir by the members of the Council constituency.

I further declare that I am a member of the _____ Caste which is a Scheduled Caste of the State of Jammu & Kashmir in relation to _____ (area) in that State.

I also declare that I have not been and shall not be, nominated as a candidate at the present biennial election/bye-elections being held simultaneously, to the Legislative Council of Jammu and Kashmir from more than two Council constituencies in the State.

Date _____

(Signature of the candidate).

PART III

(To be filled by the candidate)

Whether the candidate-

(i) has been convicted-

(a) of any offence(s) under sub-section (1) of section 24 of the Jammu and Kashmir Representation of the People Act, 1957; or

Yes/No

(b) for contravention of any law specified in the proviso to sub-section (2) of section 24 of the Jammu and Kashmir Representation of the People Act, 1957 (IV of 1957) and sentenced to imprisonment for not less than six months; or

(ii) has been convicted for any other offence(s) for which he has been sentenced to imprisonment for two years or more.

If the answer is "Yes", the candidate shall furnish the following information:

- (i) Case/First information report No./Nos. _____
- (ii) Police Station(s) _____ District(s) _____ State(s) _____
- (iii) Section(s) of the concerned Act(s) and brief description of the offence(s) for which he has been convicted _____
- (iv) Date(s) of conviction(s) _____
- (v) Court(s) which convicted the candidate _____
- (vi) Punishment(s) imposed [indicate period of imprisonment(s) and/or quantum of fine(s)] _____
- (vii) Date(s) of release from prison _____
- (viii) Was/were any appeal(s)/revision(s) filed against above conviction(s) _____ Yes/No
- (ix) Date and particulars of appeal(s)/application(s) for revision filed _____
- (x) Name of the court(s) before which the appeal(s)/application(s) for revision filed _____
- (xi) Whether the said appeal(s)/application(s) for revision has/have been disposed of or is/are pending _____
- (xii) If the said appeal(s)/application(s) for revision has/have been disposed of-
 - (a) Date(s) of disposal _____

(b) Nature of Order (s) Passed _____

Place:

Date: _____ (Signature of the candidate).

PART IV

*[AUTHORIZATION OF AGENT]

I _____ a candidate at the above election hereby authorise _____ name of _____ (Full Postal Address) to deliver this nomination paper.

Place _____

Date _____

Signature of candidate.

I agree to act as such authorized agent.

Place _____

Date _____

Signature of authorized agent.

* Score out this paragraph if not applicable

PART V

(To be filled by the Returning Officer)

Serial No. of Nomination paper _____

This nomination paper was delivered to me at my office at _____ (hour) on _____ (date) by the *candidate/authorized agent/proposer.

Date _____

Returning Officer.

* Score out the word not applicable

PART VI

DECISION OF RETURNING OFFICER ACCEPTING OR REJECTING THE NOMINATION PAPER

I have examined this nomination paper in accordance with section 47 read with Sub-Section (1) of Section 50 of the Jammu & Kashmir Representation of the People Act, 1957 and decided as follows:-

Date _____

Returning Officer.

Perforation.....

PART VII

RECEIPT FOR NOMINATION PAPER AND NOTICE OF SCRUTINY

(To be handed over to the person presenting the Nomination Paper)

Serial No. of nomination paper _____

The nomination paper of _____ a candidate for election to the Legislative Council of Jammu and Kashmir by the Members of _____ Council Constituency _____ was delivered to me at my office at _____ (hour) on _____ (date) by the *candidate/authorized agent/proposer. All nomination papers will be taken up for scrutiny at _____ (hour) on _____ (date) at _____ (Place).

Date _____

Returning Officer.

* Score out the word not applicable.]

¹**[FORM 2D**

(See Rule 4)

Please affix your recent passport size photograph here
--

Affidavit to be filed by the candidate alongwith nomination paper before the returning officer for election to _____ (name of the House) from _____ constituency (Name of the constituency)

PART-A

I _____, **son/daughter/wife of _____
 Aged _____ years, resident of _____ (mention full postal address), a candidate at the above election, do hereby solemnly affirm and state on oath as under:-

¹ Substituted by SRO 391, dated 29.9.2014.

- (1) I am a candidate set up by _____ (**name of the political party)/ **am contesting as an Independent candidate. (**strike out whichever is not applicable)
- (2) My name is enrolled in _____ (Name of the Constituency and the State), at Serial No. _____ in Part No. _____
- (3) My contact telephone Number(s) is/are _____ and my e-mail id (if any) is _____ and my social media accounts (if any) are _____
- (4) Details of Permanent Account Number (PAN) and status of filing of Income Tax return:

SI. No.	Names	PAN	The financial year for which the last Income-tax return has been filed	Total income shown in Income-tax return(in rupees)
1.	Self			
2.	Spouse			
3.	Dependent-1			
4.	Dependent-2			
5.	Dependent-3.....			

- (5) I am/am not accused of any offence(s) punishable with imprisonment for two years or more in a pending case(s) in which a charge(s) has/have been framed by the court(s) of competent jurisdiction.

If the deponent is accused of any such offence(s) he shall furnish the following information:-

- (i) The following case(s) is/are pending against me in which charges have been framed by the court for an offence punishable with imprisonment for two years or more:-

(a)	Case/First Information Report No./Nos. together with complete details of concerned Police Station/District/State	
(b)	Section(s) of the concerned Act(s) and short description of the offence(s) for which charged	

(c)	Name of the Court, Case No. and date of order taking cognizance:	
(d)	Court(s) which framed the charge(s)	
(e)	Date(s) on which the charge(s) was/were framed	
(f)	Whether all or any of the proceeding(s) have been stayed by any Court(s) of competent jurisdiction	

(ii) The following case(s) is/are pending against me in which cognizance has been taken by the court [other than the cases mentioned in item (i) above]:-

(a)	Name of the Court, Case No. and date of order taking cognizance:	
(b)	The details of cases where the court has taken cognizance, section(s) of the Act(s) and description of the offence(s) for which cognizance taken	
(c)	Details of Appeal(s)/ Application(s) for revision (if any) filed against the above order(s)	

(6) I have been/ have not been convicted of an offence(s) [other than any offence(s) referred to in sub-section (1) or sub-section (2), or covered in sub-section (3), of section 24 of the Jammu and Kashmir Representation of the People Act, 1957 (IV of 1957)] and sentenced to imprisonment for one year or more.

If the deponent is convicted and punished as aforesaid, he shall furnish the following information:

In the following cases, I have been convicted and sentenced to imprisonment by a court of law:

(a)	The details of cases, Section(s) of the concerned Act(s) and description of the offence(s) for which convicted	
(b)	Name of the Court(s), Case No. and date(s) of order(s):	
(c)	Punishment imposed	

(d)	Whether any appeal was/has been filed against the conviction order. If so, details and the present status of the appeal:	
-----	--	--

(7) That I give herein below the details of the assets (movable and immovable etc.) of myself, my spouse and all dependents:

A. Details of movable assets

Note: 1. Assets in joint name indicating the extent of joint ownership will also have to be given.

Note: 2. In case of deposit/Investment, the details including Serial Number, Amount, date of deposit, the scheme, Name of the Bank/Institution and Branch are to be given.

Note: 3. Value of Bonds/ Share Debentures as per current market value in Stock exchange in respect of listed companies and as per books in case of non-listed companies should be given.

Note: 4. Dependent here has the same meaning as assigned in Explanation (v) under section 75A of the Representation of the People Act, 1951.

Note: 5. Details including amount is to be given separately in respect of each investment.

Sl. No.	Description	Self	Spouse	Dependent-1	Dependent-2	Dependent-3
(i)	Cash in hand					
(ii)	Details of deposit in Bank accounts (FDRs, Term Deposits and all other types of deposits including saving accounts), Deposits with Financial Institutions, Non-Banking Financial Companies and Cooperative societies and the amount in each such deposit					
(iii)	Details of investment in Bonds, debentures/shares and units in companies/Mutual funds and others and the amount					
(iv)	Details of investment in NSS, Postal Saving, Insurance policies and investment in any Financial instruments in Post office or Insurance Company and the amount					

(v)	Personal loans/ advance given to any person or entity including firm, company, Trust etc., and other receivables from debtors and the amount					
(vi)	Motor vehicles/ Aircrafts/Yachts/Ships (Details of Make, registration number etc. year of purchase and amount)					
(vii)	Jewellery, bullion and valuable thing(s) (give details of weight and value)					
(viii)	Any other assets such as value of claims/interest					
(ix)	Gross Total Value					

B. Details of Immovable Assets:

Note: 1. Properties in joint ownership indicating the extent of joint ownership will also have to be indicated

Note: 2. Each land or building or apartment should be mentioned separately in this format

Sl. No.	Description	Self	Spouse	Dependent-1	Dependent-2	Dependent-3
(1)	Agricultural Land Location(s) Survey Number(s)					
	Area (total measurement in acres)					
	Whether inherited property (Yes or No)					
	Date of purchase in case of self-acquired property					
	Cost of land (in case of purchase) at the time of purchase					
	Any investment on the land by way of development, construction etc.					
	Approximate current market value					
(ii)	Non-Agricultural Land: Location(s) Survey Number(s)					
	Area (total measurement in sq.ft.)					
	Whether inherited property (Yes or No)					
	Date of purchase in case of self-acquired property					

	Cost of Land (in case of purchase) at the time of purchase					
	Any investment on the land by way of development, construction etc.					
	Approximate current market value					
(iii)	Commercial Buildings (including apartments) -Location(s) -Survey number(s)					
	Area (total measurement in sq.ft.)					
	Built-up Area (total measurement in sq.ft.)					
	Whether inherited property (Yes or No)					
	Date of purchase in case of self-acquired property					
	Cost of property (in case of purchase) at the time of purchase					
	Any investment on the property by way of development, construction etc.					
	Approximate current market value					
(iv)	Residential Buildings (including apartments): -Location(s) -Survey Number(s)					
	Area (Total measurement in sq.ft.)					
	Built up area (Total measurement in sq.ft.)					
	Whether inherited property (Yes or No)					
	Date of purchase in case of self-acquired property					
	Cost of property (in case of purchase) at the time of purchase					
	Any investment on the land by way of development, construction etc.					
	Approximate current market value					
(v)	Others (such as interest in property)					
(vi)	Total of current market value of (i) to (v) above					

(8) I give herein below the details of liabilities/ dues to public financial institutions and government:-

(Note: Please give separate details of name of bank, institution, entity or individual and amount before each item)

Sl. No.	Description	Self	Spouse(s)	Dependent-1	Dependent-2	Dependent-3
(i)	Loan or dues to Bank/financial institution(s) Name of the Bank or financial Institution, Amount outstanding, Nature of Loan					
	Loan or dues to any other individuals/entity other than mentioned above Name(s), Amount outstanding, nature of loan					
	Any other liability					
	Grand Total of liabilities					
(ii)	Government dues: Dues to departments dealing with government accommodation					
	Dues to department dealing with supply of water					
	Dues to department dealing with supply of electricity					
	Dues to department dealing with supply of telephones/mobiles					
	Dues to department dealing with government transport (including aircrafts and helicopters)					
	Income tax dues					
	Wealth tax dues					
	Service tax dues					
	Municipal/ Property Tax dues					
	Sales Tax dues					
	Any other dues					
(iii)	Grand total of all Government dues					
(iv)	Whether any other liabilities are in dispute, if so, mention the amount involved and the authority before which it is pending.					

(9) Details of profession or occupation:-

(a) Self _____

(b) Spouse _____

(10) My educational qualification is as under:

.....

(Give details of highest School/ University education mentioning the full form of the certificate/diploma/degree course, name of the School/College/University and the year in which the course was completed.)

PART-B

(11) ABSTRACT OF THE DETAILS GIVEN IN (1) TO (10) OF PART-A:

1.	Name of the candidate	Sh./Smt./Kum.					
2.	Full Postal address						
3.	Number and name of the constituency and State						
4.	Name of the political party which set up the candidate (otherwise write 'Independent')						
5	(i) Total number of pending cases where charges have been framed by the Court for offences punishable with imprisonment for two years or more						
	(ii) Total number of pending cases where the court(s) have taken cognizance [other than the cases mentioned in item (i) above]						
6.	Total Number of cases in which convicted and sentenced to imprisonment for one year or more [except for offences referred to in sub-section (1), (2) or (3) of section 24 of J&K Representation of the People Act, 1957]						
7.		PAN of	Year for which last income Tax return filed	Total Income shown			
	(a) Candidate						
	(b) Spouse						
	(c) Dependents						
8.	Details of Assets and Liabilities in Rupees						
		Description	Self	Spouse	Dependent-1	Dependent-2	Dependent-3
A.		Moveable Assets (Total value)					
B		Immovable Assets					

	I.	Purchase Price of self-acquired immovable property					
	II.	Development/ construction cost of immovable property after purchase (if applicable)					
	III.	Approximate current market price of-					
		(a)self-acquired assets (Total Value)					
		(b)inherited assets (Total Value)					
9.		Liabilities					
	(i)	Government dues (Total)					
	(ii)	Loans from Bank, Financial Institutions and others (Total)					
10.		Liabilities that are under dispute					
	(i)	Government dues (Total)					
	(ii)	Loans from Bank, Financial Institutions and others (Total)					
11.		Highest Educational qualification: (Give details of highest School/ University education mentioning the full form of the certificate/diploma/degree course, name of the School/College/University and the year in which the course was completed.)					

VERIFICATION

I, the deponent, above named, do hereby verify and declare that the contents of this affidavit are true and correct to the best of my knowledge and belief and no part of it is false and nothing material has been concealed therefrom. I further declare that:-

- (a) There is no case of conviction or pending case against me other than those mentioned in items 5 and 6 of Part A and B above;
- (b) I, my spouse, or my dependents do not have any asset or liability, other than those mentioned in items 7 and 8 of Part A and items 8, 9 and 10 of Part B above.

Verified at _____ this the _____ day of _____

DEPONENT

Note:1. Affidavit should be filed latest by 3.00 PM on the last day of filing nominations.

- Note:2.** Affidavit should be sworn before an Oath Commissioner or Magistrate of the First Class or before a Notary Public.
- Note:3.** All columns should be filled up and no column to be left blank. If there is no information to furnish in respect of any item, either "Nil" or "Not applicable", as the case may be, should be mentioned.
- Note:4.** The affidavit should be either typed or written legibly and neatly.
- Note:5.** The "details of Bank accounts, assets and liabilities" to be furnished in the affidavit should invariably include "the details of all deposit/ investments in Foreign Banks and any other body/ institution abroad, and details of all assets and liabilities in Foreign Countries".
- Note:6.** In pursuance of the judgement dated 13.09.2013 of the Hon'ble Supreme Court in WP(C) No. 21 of 2008- Resurgence India Vs Election Commission of India and other, regarding the filing of incomplete affidavit of candidates, the candidates are required to fill up all columns therein. No column can be left blank. At the time of filing of affidavit, RO has to check whether all columns of the affidavit filed with the nomination paper are filled up. If not, the RO shall give a reminder to the candidate to furnish information against blank columns. The Hon'ble Court has held that if there is no information to be furnished against any item, appropriate remarks such as 'Nil' or 'Not Applicable' or 'Not Known' as may be applicable shall be indicated in such column. They should not leave any column blank. If a candidate fails to fill the blanks even after reminder, the nomination paper will be liable to be rejected by the RO at the time of scrutiny of nomination papers.]

¹FORM 3-A

(See Rule 7)

NOTICE OF NOMINATIONS

Election to the Jammu and Kashmir Legislative Assembly from the
..... Assembly Constituency.

Notice is hereby given that the following nominations in respect of the above elections have been received upto 3 p.m. today:—

¹ Form 3-A substituted vide SRO-247 dated 5-8-1996.

Serial number of nomination paper	Name of candidate	Name of father/mother/husband	Age of candidate	Address	Party affiliation	Particulars of castes for candidates belonging to Scheduled Castes	Electoral number of candidates	Name of proposers	Electoral roll numbers of proposers
1	2	3	4	5	6	7	8	9	10

Place.....

Date.....

Returning Officer.

¹**[FORM 3B**

(See Rule 7)

NOTICE OF NOMINATION

Election to the Legislative Council by the members of the Legislative Assembly

Notice is hereby given that the following nominations in respect of the above election have been received upto 3 P.M. today:-

Serial No. of Nomination Paper	Name of Candidate	Name of father/mother/husband	Age of Candidate
1	2	3	4

Address	Party Affiliation	Electoral Roll Number of candidate	Names of Proposers	Serial Numbers of proposers in the list maintained under section 154
5	6	7	8	9

Place _____

¹ Substituted by SRO 391, dated 29.9.2014.

Date _____

Returning Officer."

Note: — Wherever alternative is provided score out the word(s) not applicable.]

¹[**FORM 3C**

(See Rule 7)

NOTICE OF NOMINATION

Election to the Legislative Council of Jammu & Kashmir from the _____ constituency.

Notice is hereby given that the following nominations in respect of the above election have been received upto 3 P.M. today:-

Serial No. of Nomination Paper	Name of Candidate	Name of father/mother/husband	Age of Candidate
1	2	3	4

Address	Party Affiliation	Electoral Roll Number Of candidate	Names of Proposers	Serial numbers of proposers in the list maintained under Section 152
5	6	7	8	9

Place _____

Date _____

Returning Officer."

Note: — Wherever alternative is provided score out the word(s) not applicable.]

¹ Substituted by SRO 391, dated 29.9.2014.

¹**FORM 4**

(See Rule 8)

LIST OF VALIDLY NOMINATED CANDIDATES

Election to the *.....

SI.No.	Name of Candidate	Name of **Father/Mother/ Husband	Address of Candidate	@Party affiliation
1	2	3	4	5

- (i) Candidates of recognised National and State Political Parties.
- (ii) Candidates of registered political parties (other than recognised National and State Political Parties).
- (iii) Other candidates.

Place.....

Date.....

Returning Officer."

*Appropriate particulars of the election to be inserted here.

**Strike off the inappropriate alternative.

@ Applicable in the case of candidates mentioned under categories (i) and (ii) above.

N.B. — Under Col. 1 above, the serial numbers of candidates of all the three categories shall be given consecutively and not separately for each category.]**FORM 5**

[(See rule 9 (1)]

NOTICE OF WITHDRAWALElection to the ².....

To

The Returning Officer,

I a ³[candidate validly nominated] at the above election do hereby give notice that I withdraw my candidature.

1 Substituted by SRO 391, dated 29.9.2014.

2 Appropriate particulars of the election to be inserted here.

3 Substituted for "candidate nominated" by SRO 391, dated 29.9.2014.

Place

Date

Signature of ¹[validly nominated candidate]

This notice was delivered to me at my office at (hour) on
..... (date) by (name) the

Date

Returning Officer

(To be handed over to the person delivering the notice).

The notice of withdrawal of candidature by a
²[validly nominated candidate] at the election to the ³.....
was delivered to me by the at my office at
(hour) on (date).

Returning Officer

⁴Here insert one of the following alternatives as may be appropriate:-

- (1) Legislative Assembly from the
Constituency.
- (2) Legislative Council by the members of the Legislative
Assembly.
- (3) Legislative Council from the
Constituency.

⁵Here insert one of the following alternatives as may be appropriate:-

- (1) ⁶[validly nominated Candidate].
- ⁷[(2) ⁸[validly nominated candidate's] election agent who has been
authorised in writing by the ⁹[validly nominated candidate] to
deliver it.]

1 Substituted for "candidate" by SRO 391, dated 29.9.2014.

2 Substituted for "candidate" by SRO 391, dated 29.9.2014.

3 Appropriate particulars of the election to be inserted here.

4 Appropriate particulars of the election to be inserted here.

5 Appropriate particulars of the election to be inserted here.

6 Substituted for "Candidate" by SRO 391, dated 29.9.2014.

7 Item 2 of the last paragraph appearing below in form 5 under the heading "Here insert".... appropriate deleted and item 3 re-numbered as item 2 vide SRO-55 dated 24-01-1978.

8 Substituted for "candidate's" by SRO 391, dated 29.9.2014.

9 Substituted for "candidate" by SRO 391, dated 29.9.2014.

FORM 6

[See rule 9 (2)]

NOTICE OF WITHDRAWAL OF CANDIDATURESElection to the ¹

Notice is hereby given that following ²[validly nominated candidate]/
³[validly nominated candidates] at the above election withdrew his
 candidature/their candidatures today.

Name of ² [validly nominated candidate]	Address of ² [validly nominated candidate]	Remarks
1	2	3
1		
2		
3		
etc.		

Date

Returning Officer

⁴**FORM 7A**

[See Rule 10(1)]

LIST OF CONTESTING CANDIDATES

Election to the *Legislative Assembly/ Legislative Council from the
 constituency

Sl.No.	Name of Candidate	Address of Candidate	**Party affiliation	Symbol Allotted
1	2	3	4	5

(i) Candidates of recognised National and State Political Parties.

-
- 1 Appropriate particulars of the election to be inserted here.
 2 Strike off the inappropriate alternative.
 3 Substituted for "candidates" by SRO 391, dated 29.9.2014.
 4 Substituted by SRO 391, dated 29.9.2014.

- (ii) Candidates of registered political parties (other than recognised National and State Political Parties).
- (iii) Other candidates.

Place.....

Date.....

Returning Officer."

* Strike off the inappropriate alternative.

+ Appropriate particulars of the election to be inserted here.

**Applicable in the case of candidates mentioned under categories (i) and (ii) above.

N.B. — Under Col. 1 above, the serial numbers of candidates of all the three categories shall be given consecutively and not separately for each category.]

¹[**FORM 7B**

[See Rule 10(1)]

LIST OF CONTESTING CANDIDATES

Election to the Legislative Council of Jammu & Kashmir by the members of the Legislative Assembly.

SI.No.	Name of Candidate	Address of Candidate	**Party affiliation
1	2	3	4

- (i) Candidates of recognised National and State Political Parties.
- (ii) Candidates of registered political parties (other than recognised National and State Political Parties).
- (iii) Other candidates.

Place.....

Date.....

Returning Officer."

** Applicable in the case of candidates mentioned under categories (i) and (ii) above.

¹ Substituted by SRO 391, dated 29.9.2014.

N.B. — Under Col. 1 above, the serial numbers of candidates of all the three categories shall be given consecutively and not separately for each category.]

FORM 8

[See rule 12 (1)]

APPOINTMENT OF ELECTION AGENT

Election to the ¹

To

The Returning Officer,

I of a candidate at the above election do hereby appoint of as any Election Agent from this day at the above election.

Place

Date

²Signature of Candidate

I accept the above appointment.

Place

Date

Signature of Election Agent

³[Approved

Signature and Seal of the
Returning Officer.]

FORM 9

[See rule 12 (2)]

REVOCATION OF APPOINTMENT OF ELECTION AGENT

Election to the ⁴

-
- 1 Here insert one of the following alternatives as may be appropriate:-
1. Legislative Assembly from the Constituency.
2. Legislative Council by the members of the Legislative Assembly.
3. Legislative Council from the Constituency.
- 2 Here insert one of the following alternatives as may be appropriate:-
1. Legislative Assembly from the Constituency.
2. Legislative Council by the members of the Legislative Assembly.
3. Legislative Council from the Constituency.
- 3 Inserted by SRO 391, dated 29.9.2014.
- 4 Here insert one of the following alternatives as may be appropriate.
1. Legislative Assembly from the Constituency.
2. Legislative Council by the members of the Legislative Assembly.
3. Legislative Council from the Constituency.

To

The Returning Officer,

I of a candidate at the above election, hereby
revoke the appointment of my Election Agent.

Place.....

Date.....

Signature of Candidate

FORM 10

[See rule 13 (2)]

¹APPOINTMENT OF POLLING AGENT

Election to the ²

I ³ a candidate/the election agent of who
is a candidate at the above election do hereby ⁴[appoint (Name
and address)] of as a polling agent to attend polling station No.
..... /at place fixed for the poll at
.....

Place.....

Date.....

Signature of ⁵Candidate/
Election Agent

I agree to act as such Polling Agent.

Place.....

Date.....

Signature of Polling Agent

Declaration of Polling Agent to be signed before Presiding Officer.

I hereby declare that at the above election I will not do anything forbidden
by ⁶section 135 of the Jammu and Kashmir Representation of the People Act,
1957, which ⁷I have read/ has been read over to me.

1 To be handed over to the Polling Agent for production at the station or at the place fixed for the poll.

2 Appropriate particulars of the election to be inserted here.

3 Strike off the inappropriate alternative.

4 Substituted for "appoint of" by SRO 391, dated 29.9.2014.

5 Strike off the inappropriate alternative.

6 Section 135 of the Jammu and Kashmir Representation of the People Act, 1957:-

"135.Maintenance of secrecy of voting.-(1) Every Officer, clerk, agent or other person who performs any duty in connection with the recording or counting of votes at an election shall maintain, and aid in maintaining the secrecy of the voting and shall not (except for some purpose authorised by or under any law) communicate to any person any information calculated to violate such secrecy:

Provided that the provisions of this sub-section shall not apply to such officer, clerk, agent or other person who performs any such duty at an election to fill a seat or seats in the Legislative Council.

(2) Any person who contravenes the provisions of sub-section (1) shall be punishable with imprisonment for a term which may extend to three months or with fine or with both."

7 Strike off the inappropriate alternative.

Date.....

Signature of Polling Agent.

Signed before me

Date.....

Presiding Officer.

FORM 11

[See rule 14 (1)]

REVOCAATION OF APPOINTMENT OF POLLING AGENT

Election to the ¹

To

The Presiding Officer

I (the Election Agent of.....) a candidate at the above election, hereby revoke the appointment of my/his Polling Agent.

Place.....

Date.....

Signature of person revoking.

FORM 12

[See rules 19 and 20]

LETTER OF INTIMATION TO RETURNING OFFICER

To

The Returning Officer

for Assembly Constituency

Sir,

I intend to cast my vote by post at the ensuing election to the Legislative Assembly from the Assembly Constituency.

My name is entered at S. No. in Part No. of the electoral roll for Assembly Constituency.

The ballot paper may be sent to me at the following address:-

.....

1 Here insert one of the following alternatives as may be appropriate:-
(1) Legislative Assembly from the Constituency.
(2) Legislative Council by the members of the Legislative Assembly.
(3) Legislative Council from the Constituency.
N.B. - Omit the words marked () as necessary.

.....
.....

Place.....

Yours faithfully

Date.....

¹[**FORM 12A**

[See rule 20(2)]

APPLICATION FOR ELECTION DUTY CERTIFICATE

To

The Returning Officer,
_____ Assembly Constituency.

Sir,

I intend to cast my vote in person at the ensuing election to the Legislative Assembly from the _____ Constituency.

I have been posted on election duty within the constituency at _____ (No. and name of the polling station) but my name is entered at Serial No. _____ Part No. _____ of the electoral rolls for _____ assembly constituency.

I request that an Election Duty Certificate in Form 12-B may be issued to enable me to vote at the polling station where I may be on duty on the polling day. It may be sent to me at the following address:-

Place_____

Yours faithfully,

Date_____

_____.]

1 Inserted by SRO 391, dated 29.9.2014.

FORM 12-B

[See rules 20 (2) and 35-A]

ELECTION DUTY CERTIFICATE

Certified that is an elector in the Assembly Constituency, his electoral roll number being that by reason of his being on election duty he is unable to vote at the polling station where he is entitled to vote and that he is therefore hereby authorised to vote at any polling station he may be on duty on the date of poll.

Place.....

Date.....

Signature.....

Returning Officer,

SEAL

¹**FORM 12-C**

(See rule 27-C)

LETTER OF INTIMATION TO ASSTT. RETURNING OFFICER FOR MIGRANTS

To

The Assistant Returning Officer,
(For Migrants)

_____Assembly Constituency

_____ (Jammu Tawi-180001)

(Designation & address of ARO)

Sir,

I _____ son/daughter/wife of _____ resident of village/mohalla _____ of town/city/tehsil _____ District _____ of Kashmir (J&K), belong to the class of notified voters, and wish to cast my vote by post at the election to the J&K Assembly from the _____ Assembly Constituency.

My complete present postal address is as under:-

¹ Inserted vide SRO-212 dated 20-7-1996.

House/dwelling unit/tent number _____

Name of camp/mohalla/village

Name of ward/town/tehsil

District

Pin Code State _____

My name is entered at serial number in part number _____ of this electoral roll for Assembly Constituency.

¹I am registered as a migrant with _____ (designation of officer) Government of under registration No. as a head/member of the family of self/Shri/Shrimati

²I am not registered as a migrant.

³I am serving as a Government employee

⁴The head of the family is (designation) _____ in the office of _____ (full address).

⁵I am _____ a pensioner and drawing pension. ⁶The head of my family is under account No. _____ from Government Treasury/branch of bank, located at (full address).

Yours faithfully,

PART II

Certificate by the officer incharge of the migrant camp/office/area or by head of the office where the applicant is serving as a migrant employee or by a treasury officer/bank manager from where the migrant is drawing his pension as a pensioner or by any gazetted officer.

It is hereby certified that the particulars given by the applicant in Part-I are correct as per our record/to the best of my knowledge and understanding.

(Full signature of the attesting officer).

(Name)

-
- 1 Strike off whichever is not applicable and tick the relevant statement.
 - 2 Strike off whichever is not applicable and tick the relevant statement.
 - 3 Strike off whichever is not applicable and tick the relevant statement.
 - 4 Strike off whichever is not applicable and tick the relevant statement.
 - 5 Strike off whichever is not applicable and tick the relevant statement.
 - 6 Strike off whichever is not applicable and tick the relevant statement.

_____ (Address)

_____ (Rubber stamp)

Note: — Notified voter means the voter who belongs to the class of persons notified by the Election Commission under clause (c) of section 70 of the J&K Representation of the People Act, 1957.

(A copy of the notification issued by the Election Commission of India is enclosed in this regard.)]

FORM 13-A

[See rule 23 (1) (A)]

DECLARATION BY ELECTOR

Election to the¹.....

(This side is to be used only when the elector signs the declaration himself).

I hereby declare that I am the elector to whom the postal ballot paper bearing serial number has been issued at the above election.

Signature of elector.

Date _____ Address _____

Attestation of Signature

The above has been signed in my presence by _____ (elector) who² is personally known to me/has been identified to my satisfaction by _____ (identifier) who is personally known to me.

Signature of identifier, if any _____

Address _____

Signature of Attesting Officer.

Designation _____

Address _____

Date _____

(This side is to be used when the elector cannot sign himself).

I hereby declare that I am the elector to whom the postal ballot paper bearing serial number has been issued at the above election.

Date _____

1 Here insert one of the following alternatives as may be appropriate:-

(1) Legislative Assembly from the Constituency.

(2) Legislative Council by the members of the Legislative Assembly.

(3) Legislative Council from the Constituency.

2 Strike off the inappropriate alternative.

Signature of Attesting
Officer on behalf of elector.

Address of elector _____

Certificate

I hereby certify that—

- (1) The above named elector¹ is personally known to me/has been identified to my satisfaction by (identifier) who is personally known to me;
- (2) I am satisfied that the elector² is illiterate/suffers from (infirmity) and is unable to record his vote himself or sign his declaration;
- (3) I was requested by him to mark the ballot paper and to sign the above declaration on his behalf; and
- (4) The ballot paper was marked and the declaration signed by me on his behalf in his presence and in accordance with the wishes.

Signature of identifier, if any _____

Address _____

Signature of Attesting Officer,

Designation _____

Address _____

Date _____

FORM 13-B

[See rule 23 (1) (b)]

COVER

‘A’

NOT TO BE OPENED BEFORE COUNTING

Election to the *.....

POSTAL BALLOT PAPER

Serial number of ballot paper

* Appropriate particulars of the election to be inserted here.

1 Strike off the inappropriate alternative

2 Strike off the inappropriate alternative

FORM 13-C

[See Rule 23 (1) (c)]

COVER

(To be used at election to the Legislative Assembly/Legislative Council from Council Constituencies)

Cover B	*** (Service unpaid)
<p>Every officer under whose care or through whom a postal ballot paper is sent shall ensure its delivery to the addressee without delay rule 23 (4) of Jammu and Kashmir Conduct of Election Rules, 1965.</p> <p>ELECTION-IMMEDIATE</p> <p>POSTAL BALLOT PAPER</p> <p>For *.....Constituency</p> <p>(NOT TO BE OPENED BEFORE COUNTING)</p> <p>To</p> <p>The Returning Officer</p> <p>**.....</p> <p>Signature***</p> <p>of sender.....</p>	

* Returning Officer to insert here the name of the appropriate Assembly/Council Constituency.

** Returning Officer to mention here his full postal address.

*** Strike off in the case of an elector who is employed under the Government of India in a post out side India.

FORM 13-C

[See rule 23 (1) (c)]

COVER

(To be used at an election to the Jammu and Kashmir Legislative Council by the member of the Legislative Assembly)

<p>'B'</p> <p>NOT TO BE OPENED BEFORE COUNTING</p> <p>ELECTION IMMEDIATE</p> <p>POSTAL BALLOT PAPER</p> <p>The Returning Officer</p>
--

*.....

* Full postal address of the Returning Officer to be inserted here.

FORM 13-D

[See rule 23 (1) (d)]

INSTRUCTIONS FOR GUIDANCE OF ELECTORS

(To be used at an election to the Legislative Assembly/Legislative Council from a Council Constituency).

Election to the Jammu and Kashmir Legislative Assembly/ Legislative Council from the Constituency.

The persons whose names are printed on the ballot paper sent herewith are candidates at the above election. If you desire to vote, you should record your vote in accordance with the directions given in Part I below and then follow the instructions detailed in Part II.

Part I-Directions to Electors

1. The number of members to be elected is one.
2. You have only one vote.
3. You must not vote for more than one candidate. If you do, your ballot paper will be rejected.
4. Record the vote by placing clearly a mark opposite the name of the candidate to whom you wish to give that vote.
5. The mark should be so placed as to indicate clearly and beyond doubt to which candidate you are giving your vote. If the mark is so placed as to make it doubtful to which candidate you have given the vote, that vote will be invalid.

¹[5-A. Do not put your signature or write any word or make any mark, sign or writing whatsoever on the ballot paper other than the mark which you are required to make thereon in accordance with paragraph 4.]

6. An elector shall obtain the attestation of his signature on the declaration in Form 13-A by a stipendiary magistrate, or

¹ Para 5-A inserted by SRO-402 dated 11-8-1970.

- ¹(a) if he is a member of the armed forces of the Union, or is employed under the Government of India in a post out side India, by such officer as may be appointed in this behalf by the Commanding Officer of the unit, ship or establishment in which the voter or her husband, as the case may be, is employed or such officer as may be appointed in this behalf by the diplomatic or consular representative of India in the country in which such voter is resident;
- (b) if he holds an office declared by the President to be an office to which the provisions of sub-section (4) of section 16 of the Jammu and Kashmir Representation of the People Act, 1957 apply, by an officer not below the rank of a Secretary to Government;
- ²[(b) if he is a service voter holding any office under the Government and verified to be moving along with the headquarters, by any gazetted officer];
- (c) if he is on election duty, by any gazetted officer ; and
- (d) if he is under preventive detention, by the Superintendent of the Jail or the Commandant of the detention camp in which, he is under detention.

Part II- Instructions for Electors

- (a) After you have recorded your vote on the ballot paper, place the ballot paper in the smaller cover marked 'A' sent herewith. Close the cover and secure it by seal or otherwise.
- (b) You have then to sign the declaration in Form 13-A also sent herewith, in the presence of a stipendiary magistrate or any other officer competent to attest your signature (See direction 6 above). Take the declaration to any such officer and sign it in his presence after he has been satisfied about your identity. The officer will attest your signature and return the declaration to you. You must not show your ballot paper to the attesting officer not tell him how you have voted.
- (c) If you are unable to mark the ballot paper and sign the declaration yourself in the manner indicated above by reason of illiteracy, blindness or other infirmity, you are entitled to have your vote marked and declaration signed on your behalf

1 Score out this paragraph if not applicable.

2 Inserted vide SRO-60 dated 1-2-1972.

by any officer referred to in item (b). Such an officer will at your request mark the ballot paper in your presence and in accordance with your wishes. He will also complete the necessary certificate in this behalf.

- (d) After your declaration has been signed and your signature has been attested in accordance with item (b) or item (c) place the declaration in Form 13-A as also the smaller cover marked 'A' containing the ballot paper, in the larger cover marked 'B'. After closing the larger cover, send it to the Returning Officer by post or by messenger. ¹[You have to give your full signature in the space provided on the cover marked "B". No postage stamp need be affixed by you if the cover is posted within India. If, however, you are an elector employed under the Government of India in a post outside India, you should return the cover to the Returning Officer concerned direct by air mail service after the requisite postage stamp is duly affixed thereon by the officer in which you are serving except when it is sent by diplomatic bag.]
- ²(e) You must ensure that the cover reaches the Returning Officer before* ³[xx] on*
- (f) Please note that—
- (i) if you fail to get your declaration attested or certified in the manner indicated above, your ballot paper will be rejected ; and
- (ii) if the cover reaches the Returning Officer after ⁴[xx] on the*your vote will not be counted.

⁵[*Here specify hour and date fixed for the commencement of counting of votes.]

1 Substituted vide-402 dated 11-8-1970.
 2 Substituted vide-490 dated 31-12-1966.
 3 Omitted vide-343 dated 3-8-1971.
 4 Omitted vide-343 dated 3-8-1971.
 5 Substituted *ibid*.

FORM 13-D**[See rule 23 (1) (d)]****INSTRUCTION FOR THE GUIDANCE OF ELECTORS**

(To be used at an election to the Legislative Council by members of Legislative Assembly).

Election to the Jammu and Kashmir Legislative Council.

The persons whose names are printed on the ballot paper sent herewith are candidates at the above election. If you desire to vote, you should record your vote (votes) in accordance with the directions given in part I below and then follow the instructions detailed in Part II.

Part I-Directions to Electors

1. The number of members to be elected is
2. Vote by placing the figure I in the space opposite the name of the candidate for whom you vote. Place the figure I opposite the name of the one candidate only ¹(although there are more members than one to be elected).
3. You may indicate your relative preference for the other candidates by placing in the spaces opposite their names the figures 2, 3, 4 etc. in order of such preference.
4. Do not place more than one figure opposite the name of any candidate and do not place the same figure opposite the names of more candidates than one.
5. An elector shall obtain the attestation of his signature on the declaration in Form 13-A.
 - (a) if he is under preventive detention, by the Superintendent of the Jail, or the Commandant of the detention camp, in which he is under such detention ;
 - (b) if he is not under preventive detention, by a stipendiary magistrate to whom he is personally known or to whose satisfaction he has been identified or by any of the following categories of officers who have been notified in this behalf by the Election Commission, namely:-

¹ To be deleted when only one member is to be elected.

Part II-Instructions for Electors

1. After you have recorded your vote on the ballot paper, place the ballot paper in the smaller cover mark 'A' sent herewith. Close the cover and secure it by seal or otherwise.

2. You have then to sign the declaration in Form 13-A also sent herewith in the presence of an officer competent to attest your signature (See direction 5 above). Take the declaration to any such officer and sign it in his presence after he has been satisfied about your identity. The officer will attest your signature and return the declaration to you. You must not show your ballot paper to the attesting officer nor tell him how you have voted.

3. If you are unable to mark the ballot paper and sign the declaration yourself in the manner indicated above by reason of illiteracy, blindness or other infirmity, you are entitled to have your vote marked and the declaration signed on your behalf by an officer mentioned in item 2. Such an officer will, at your request mark the ballot paper in your presence and in accordance with your wishes. He will also complete the necessary certificate in this behalf.

4. After the declaration has been signed and your signature has been attested in accordance with item 2 or 3, place the declaration in Form 13-A, as also the smaller cover marked 'A' containing the ballot paper in the larger cover marked 'B'. After closing the larger cover send it to the Returning Officer by post or by messenger.

¹[5. You must ensure that the cover reaches the Returning Officer before *..... on the*]

6. Please note that—

- (i) if you fail to get your declaration attested or certified in the manner indicated above, your ballot paper will be rejected; and

¹ Paras 5 and 6 substituted by SRO-343 dated 3-8-1971.

- (ii) if the cover reaches the Returning Officer after *..... on the* your vote will not be counted.]

7. Any ballot paper on which the figure 1 is not marked or on which the figure 1 is set opposite the name of more than one candidate, or is so placed as to render it doubtful to which candidate it is intended to apply, or on which the figure 1 and some other figures are set opposite the name of the same candidate or on which the same figure is set opposite the name of more candidates than one, or on which the signature of the elector is not duly attested or the number of which does not agree with the number of the ballot paper entered on the cover in which it is placed, will be rejected.

¹[*Here specify hour and date fixed for the commencement of counting of votes.]

²**[FORM 13-E**

(See rule 27-G)

INSTRUCTIONS FOR GUIDANCE OF NOTIFIED CLASS OF VOTERS

Election to J&K Legislative Assembly from Constituency.

The persons whose names are printed on the ballot paper sent herewith are candidates at the above election. Record your vote by placing clearly a mark opposite the name of the candidate to whom you wish to give your vote. The marks should be so placed as to indicate clearly and beyond doubt to which candidate you are giving your vote. If the mark is so placed as to make it doubtful to which candidate you have given your vote, your vote will be invalid.

The number of members to be elected is one. Please remember that you have only one vote. Accordingly you should not vote for more than one candidate. If you do so, your ballot paper will be rejected.

Do not put your signature or write any word or mark any mark, sign or writing whatsoever on the ballot paper other than the mark required to record your vote.

1 Foot note added by SRO-343 dated 3-8-1971.

2 Form 13-E inserted vide SRO-212 dated 20-7-1996.

After you have recorded your vote on the ballot paper, place the ballot paper in smaller cover marked "Form 13-B" sent herewith. Close the cover and secure it by seal or otherwise.

(1) You may then sign the declaration in Form 13-A also sent herewith in the presence of an officer described in clause (2) below and obtain the attestation of your signature by such officer.

(2) If you are a registered Kashmiri migrant elector, attestation may be obtained from officer in charge of the camp, area or office where you are registered. If you are employed under the State Govt. of J&K or Central Government, the attestation may be obtained from the officer in charge of your office. If you are a pensioner, attestation may be obtained from the officer in charge of the Treasury/Bank through which you are drawing your pension. If you are not registered anywhere but your name figures in the electoral roll the attestation may be obtained by a magistrate or a Gazetted Officer. In the alternative, in all the cases mentioned here, you may obtain attestation from any stipendiary magistrate or such other officer as may be authorised.

(3) You may take the declaration to the authorised officer and sign it in his presence after he has satisfied himself about your identity. The officer will attest your signature and return the declaration to you. You must not show your ballot paper to the attesting officer nor tell him how you have voted.

If you are unable to make the ballot paper and sign the declaration yourself in the manner indicated above by reasons of illiteracy, blindness or other infirmity, you are entitled to have your vote marked and declaration signed on your behalf by any of the authorised officer mentioned above. Such an officer will, at your request mark the ballot paper in your presence and in accordance with your wishes. He will also complete the necessary certificate in this behalf.

After your declaration has been signed and your signature has been attested, place the declaration in Form 13-A as, also the smaller cover marked "A" (Form 13-B) containing the ballot paper in the larger cover marked "B" (Form 13-C). After closing the larger cover, send it to the Returning Officer by post or by messenger. You have to give your full signature in the space provided on the cover marked "B". No postage stamps need to be affixed by you, if the cover is posted in India. If, however, you are an elector employed under the Government of India a

post outside India, you should return the cover to the Returning Officer concerned direct by air mail service after the requisite postage stamps is fully affixed thereon by the office in which you are serving except where it is sent by diplomatic bag.

You must ensure that the cover reaches the Returning Officer before on

Please note that:

- (i) If you fail to get your declaration certified in the manner indicated above, your ballot paper will be rejected; and
- (ii) If the cover reaches the Returning Officer¹ after on the your vote will not be counted.]

²**[FORM 13F**

[See Rule 27N (3)]

Serial No.

**APPOINTMENT OF PROXY BY CLASSIFIED SERVICE
VOTER TO GIVE VOTE**

I _____ (name of the classified service voter) aged about _____ s/o, d/o, w/o, _____ r/o _____ presently working as _____ and posted at _____ am entitled to appoint proxy under sub-rule (2) of rule 27N of the Jammu and Kashmir Conduct of Election Rules, 1965. I hereby appoint _____ (name of the proxy) aged about _____ s/o, d/o, w/o, _____ r/o _____ as my proxy to give vote on my behalf and in my name in _____ Assembly constituency of the State of Jammu & Kashmir in which I am entitled to give vote under the Jammu and Kashmir Representation of the People Act, 1957 (IV of 1957) and the rules made thereunder.

(Signature of proxy)

Serial number of his name and
part no. of electoral roll of the
concerned constituency _____

(Signature of classified service voter)

Serial number of his name in
the last part of electoral
roll of the concerned
Constituency _____
Service Identity Card No. _____

1 Here specify the hour and date fixed for the commencement of counting of votes.

2 Inserted by SRO 391, dated 29.9.2014.

Name of the Force to which
he belongs _____

Note:

- (1) The person to be appointed as proxy shall be an ordinary resident in the constituency concerned and of not less than eighteen years of age and shall not be a person disqualified for registration as an elector in an electoral roll under section 12 of the Jammu and Kashmir Representation of the People Act 1957 (IV of 1957).
- (2) The signature of the classified service voter and the proxy shall be made before a First Class Magistrate or Notary or the Commanding Officer of the Unit concerned who shall verify the signatures under his hand and seal. In case of First Class Magistrate or Notary verifying the signature, he shall personally check the Service identity card of the classified service voter to authenticate veracity of the classified service voter.
- (3) Score out the word(s) which are not applicable.

**RECEIPT OF FORM 13F FOR THE APPOINTMENT OF PROXY BY
CLASSIFIED SERVICE VOTER**

(To be handed over to the person depositing the said form)

Serial No. _____

Received Form 13F of Shri/Smt./ Kum. _____

Date _____

Returning Officer.]

¹**[FORM 13G**

[See Rule 27N (4)]

Serial No.

**REVOCATION OF APPOINTMENT OF PROXY OR
REVOCATION OF APPOINTMENT OF PROXY AND
APPOINTMENT OF SUBSTITUTE PROXY BY CLASSIFIED
SERVICE VOTER TO GIVE VOTE**

I _____ (name of the classified service voter)
aged about _____ s/o, d/o, w/o _____ r/o _____
presently working as _____ and posted at _____

¹ Inserted by SRO 391, dated 29.9.2014.

had appointed _____ (name of the proxy) aged about _____ s/o, d/o, w/o _____ r/o _____ as my proxy to give vote on my behalf and in my name in _____ Assembly constituency of the State of Jammu and Kashmir.

2. I hereby revoke the appointment of my said proxy and do not wish to appoint any substitute proxy.

OR

Whereas such proxy has died/ I hereby revoke appointment of the said proxy and being entitled to appoint substitute proxy under sub-rule (4) of rule 27N of the Jammu and Kashmir Conduct of Election Rules, 1965, hereby appoint _____ (name of the substitute proxy) aged about _____ s/o, d/o, w/o _____ r/o _____ as substitute proxy who shall hereafter give vote on my behalf and in my name in _____ Assembly constituency of the State of Jammu and Kashmir in which I am entitled to give vote under the Jammu and Kashmir Representation of the People Act, 1957 (IV of 1957) and the rules made thereunder.

(Signature of proxy)

Serial number of his name and electoral roll of the constituency _____

(Signature of classified service voter)

Serial number of his name in the last part no. of part of electoral roll of the concerned

Constituency _____
Service Identity Card No. _____
Name of the Force to which he belongs _____

Note:

- (1) The person to be appointed as proxy shall be an ordinary resident in the constituency concerned and of not less than eighteen years of age and shall not be a person disqualified for registration as an elector in an electoral roll under section 12 of the Jammu and Kashmir Representation of the People Act 1957 (IV of 1957).
- (2) The signature of the classified service voter and the proxy shall be made before a First Class Magistrate or Notary or the Commanding Officer of the Unit concerned who shall verify the signatures under his hand and seal. In case of First Class

Magistrate or Notary verifying the signature, he shall personally check the service identity card of the classified service voter to authenticate veracity of the classified service voter.

(3) Score out the word (s) which are not applicable.

Receipt of form 13G for revocation of appointment of proxy or revocation of appointment of proxy and appointment of substitute proxy by classified service voter to give vote

(To be handed over to the person depositing the said form)

Serial No. _____

Received Form 13G of Shri/Smt./Kum _____

Date _____

(Signature and Seal)
Returning Officer.]

FORM 14

[See rule 36 (2) (c)]

LIST OF CHALLENGED VOTES

Election to the¹ from the Constituency

²[Number and name of polling station in..... assembly constituency/Name of place of poll]

Serial number of entry	Name of Elector	Serial number of		Signature or thumb impression of person challenged	Address of the person challenged.	Name of identifier if any	Name of challenger	Order of Presiding Officer	Signature of challenger on receiving refund of deposit
		Part of roll	Elector's name in that part						
1	2	3	4	5	6	7	8	9	10

1 Appropriate particulars of the election to be inserted here.

2 Substituted for "Polling Station" by SRO 391, dated 29.9.2014.

Date.....

Signature of Presiding Officer

¹**FORM 14-A**

[See rule 40 (2) and rule 40-A (2)]

LIST OF ²ILLITERATE, BLIND AND INFIRM VOTERS

Election to the ³from the
Constituency

⁴By members of the Legislative Assembly of Jammu and Kashmir

⁵Number and name of Polling Station..... in..... as-
sembly constituency/ Name of place of poll.....

Part No. & S. No. of elector	Full name of elector	Full name of companion	Address of companion	Signature of companion

1 Form 14-A substituted by SRO-442 dated 9-9-1970.
 2 The word "Illiterate" not applicable in the case of election from Assembly Constituency.
 3 Strike off whichever is inapplicable
 4 Strike off whichever is inapplicable.
 5 Substituted for "No. and name of polling station/Name of place of poll" by SRO 391, dated 29.9.2014.

Date.....

Signature of Presiding Officer

FORM 15

[See rule 42 (2)]

LIST OF TENDERED VOTESElection to the¹ form the Constituency.²[Number and Name of Polling Station..... in assembly constituency/ Name of place of poll.....]

Part number, serial number and name of elector	Address of elector	Serial number of tendered ballot paper	Serial number of ballot paper issued to the person who has already voted	Signature or thumb impression of person tendering vote
1	2	3	4	5

Date.....

Signature of Presiding Officer.

1 Appropriate particulars of the election to be inserted here.

2 Substituted for "Number and name of polling station" by SRO 391, dated 29.9.2014.

¹**FORM 16**

[See rules 45, 56 (7) and 56-A (7)]

PART I

BALLOT PAPER ACCOUNT

Election to the from the Constituency.....

No. and name of Polling Station

Serial No.

From to Total No.

.....

1. Ballot papers received

2. Ballot papers unused

(i.e. not issued to voters)

(a) with the signature of Presiding Officer

(b) without the signature of Presiding Officer

Total (a+b)

3. *Ballot papers used at the polling station (1-2=3)

4. Ballot papers used at the polling station but not inserted into the Ballot Box.....

(a) Ballot papers cancelled for violation of voting procedure under rule 39.

(b) Ballot papers cancelled for other reasons

(c) Ballot papers used as tendered ballot papers

Total (a+b+c)

5. *Ballot papers to be found in the ballot box (3-4=5)

*(Serial numbers need not be given)

Dated

Signature of the Presiding Officer.

1 Substituted vide-330 dated 1-7-1980.

PART II
RESULT OF COUNTING

I.	Name of Candidate	Number of Valid votes cast
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		
etc.		

II. Rejected ballot papers

.....

III. Total

.....

Whether the total number of ballot papers shown against item No. III above tallies with the total shown against item No. 5 of Part I or any discrepancy noticed between these two totals.

.....

Place

Date

Signature of the Counting Supervisor.

Place.....

Date.....

Signature of the Returning Officer.

¹FORM 16-A

[See rules 45 and 56-B (1)]

(To be used in constituencies specified under rule 59-A)

Election to the from the Constituency

No. and Name of Polling Station

1. Ballot papers received

2. Ballot papers unused (i.e. not issued to voters)

(a) With the signature of Presiding Officer

(b) Without the signature of Presiding Officer

.....
*Total :(a+b)
.....

3. *Ballot papers used at the Polling Station

(1-2=3).....

4. *Ballot papers used at the Polling Station but not inserted into the ballot box.

(a) Ballot papers cancelled for violation of voting procedure under rule 39.....

(b) Ballot papers cancelled for other reasons..

(c) Ballot papers used as tendered ballot papers

Total :(a+b+c).....

5. *Ballot papers to be found in the ballot box (3-4=5).....

*(Serial numbers need not be given)

Date.....

Signature of the Presiding Officer

PART II

RESULT OF INITIAL COUNTING

1. Total number of ballot papers found in the ballot box (es) used at the Polling Station

1 Form 16-A inserted by SRO-303 dated 29-8-1996.

2. Discrepancy, if any, between the total number as shown against item 1 in this Part and the total number of ballot papers to be found in the ballot box (es) shown in item 5 of Part I

Date.....

Signature of the Counting Supervisor

Signature of the Returning Officer.

FORM 17

[See rule 49 (3) (f)]

TENDERED BALLOT PAPER

Election to the¹ from the Constituency.

Serial Number of ballot paper

Polling Station

Name of elector

Serial Number of elector in part number of the electoral roll

Address of elector

Name of candidate in whose favour vote is tendered

Date.....

²**[FORM 17A**

(See rule 49L)

REGISTER OF VOTERS

Election to the Legislative Assembly of Jammu and Kashmir from

_____ Constituency No. and Name of Polling Station _____

Part No. of Electoral Roll _____

Sl.No.	Sl.No. of elector In the electoral roll	Details of the document produced by the elector in proof of his/her identification	Signature/ Thumb impression of elector	Remarks
(1)	(2)	(3)	(4)	(5)
1.				
2.				
3.				

1 Appropriate particulars of the election to be inserted here.

2 Inserted by SRO 391, dated 29.9.2014.

4.				
etc.				

Signature of the Presiding Officer.]

¹**FORM-17B**

(See Rule 49-P)

LIST OF TENDERED VOTES

Election to the Legislative Assembly of Jammu and Kashmir from
..... Constituency.

Number and Name of Polling Station

Part No. of Electoral Roll

S.No.	Name of elector	S.No. of elector in electoral roll	S. No. in Register of voters (Form- 17A) of the person who has already voted in place of elector	Signature/ Thumb impression of elector
1.				
2.				
3.				
4.				
etc.				

Date

Signature of the Presiding Officer

²**[FORM 17C**

[See rules 49-S and 56-C (2)]

PART I

ACCOUNT OF VOTES RECORDED

Election to the Legislative Assembly of Jammu and Kashmir from
_____ Constituency

1 Form 17-B, inserted vide SRO-292 dated 7-8-2002.

2 Substituted by SRO 391, dated 29.9.2014.

Number and Name of Polling Station: _____

Identification Number of voting: _____

Machine used at the Polling Station:

Control unit _____

Balloting unit _____

Printer (if used) _____

1. Total number of electors assigned to the Polling Station
2. Total number of voters as entered in the Register for Voters (Form 17 A)
3. Number of voters deciding not to record votes under rule 49-0
4. Number of voters not allowed to vote under rule 49-M
5. Test votes recorded under rule 49MA required to be deducted-

(a)	total number of test votes to be deducted:	Total No. _____	Sl. No.(s) of elector(s) in Form 17A _____
			-
(b)	candidate(s) for whom test vote(s) cast:	SI.No. _____ _____	Name of candidate _____ _____
			No. of votes _____ _____

6. Total number of votes recorded as per voting machine: _____

7. Whether the total number of votes as shown against item 6 tallies with the total number of votes as shown against item 2 minus numbers of voters deciding not to record votes as against item 3 minus number of voters as against item 4 (i.e. 2-3-4) or any discrepancy noticed: _____

8. Number of voters to whom tendered ballot papers were issued under rule 49P: _____

9. Number of tendered ballot papers SI. No.

Total	From	To
(a) received for use _____		
(b) issued to electors _____		
(c) not used and returned _____		

10. Account of papers seals

Signature of polling agents.

1.	Paper seals supplied for use:	Total No. _____ Sl. No. from __ to __	1. _____
2.	Paper seals used :	Total No. _____ Sl. No. (s) _____	2. _____
3.	Unused paper seals returned to Returning Officer :	Total No. _____ Sl. No. (s) _____	3. _____
4.	Damaged paper seal, if any:	Total No. _____ Sl. No. (s) _____	4. _____ 5. _____ 6. _____

Date _____

Place _____

Signature of Presiding Officer.
Polling Station No. _____

PART II

RESULT OF COUNTING

Sl. No. of Candidate	Name of candidate	Number of votes as displayed on control unit	Number of test votes to be deducted as per item 5 of Part I.	Number of valid votes. (3-4)
(1)	(2)	(3)	(4)	(5)
1.				
2.				
3.				
4.				
5.				
6.	None of the above			
Total				

Whether the total number of votes shown above tallies with the total number of votes shown against item 6 of Part I or any discrepancy noticed between the two totals.

Place _____

Date _____

Signature of Counting Supervisor.

Name of candidate/election agent/counting agent Full Signature

1.

2.

3.

4.

5.

6.

7.

Place _____

Date _____

Signature of Returning Officer.]

FORM 18

[See rule 52 (2)]

APPOINTMENT OF COUNTING AGENTS

Election to the from the Constituency.

To

The Returning Officer,

I ¹a candidate/the election agent of who is a candidate at the above election, do hereby appoint the following persons as my counting agents to attend the counting of votes at:-

Name of the counting agent.	Address of the counting agent.
1.	
2.	
3.	

¹ Strike off the inappropriate alternative.

etc.	
------	--

Signature of *candidate/election agent.

We agree to act as such counting agents.

- 1.
- 2.
- 3. etc.

Place

Date.....

Signature of counting agents.

DECLARATION OF COUNTING AGENTS.

[To be signed before the Returning Officer]

We hereby declare that at the above election we will not do anything forbidden by section 135 of the Jammu and Kashmir Representation of the People Act, 1957 which we have read/has been read over to us.

- 1.
- 2.
- 3. etc.

Date

Signed before me

Signature of counting agents.

Date

FORM 19

[See rule 52 (4)]

REVOCATION OF APPOINTMENT OF COUNTING AGENT

Election to the¹.....

To

The Returning Officer,

I (the election agent of) candidate at the above election hereby revoke the appointment of my/his counting agent.

1 Here insert one of the following alternatives as may be appropriate:-
 (1) Legislative Assembly from the Constituency.
 (2) Legislative Council by the members of the Legislative Assembly.
 (3) Legislative Council from the Constituency.
 N.B.: Omit the words () as necessary.

Place

Date

Signature of person revoking

¹**FORM 20**

[See Rule 56(7)]

FINAL RESULT SHEET

(To be used for recording the result of voting at polling stations other than notified polling stations)

Election to the _____ from the _____ constituency.

PART I

Total No. of Electors in Assembly constituency _____

Serial No. of Polling Station	No. of Valid votes cast in favour of			Total of Valid votes	No. of rejected votes (Test Votes)	Votes for 'NOTA' option	Total No. of tendered votes
	A	B	C				
1.
2.
3.
4.
etc.							
Total No. of votes recorded at polling stations
No. of votes recorded on postal ballot papers
(To be filled in the case of election from an Assembly Constituency.)							
Total votes polled

Place.....

Date.....

Returning Officer.]

FORM 20-A

(See rule 59)

FINAL RESULT SHEET

(To be used for recording the result of voting at notified polling station)

1 Substituted by SRO 391, dated 29.9.2014.

1. Total number of valid votes recorded for candidates and of rejected ballot papers	Candidate's valid votes			Valid votes Total	Number of rejected ballot papers	Valid and rejected votes Total
	A	B	C				D
Ist round.
2nd round..
3rd round..
4th round..
2. Total number of valid votes recorded on postal ballot papers for candidates and of rejected postal ballot papers.
Grand Total:—						

Place.....

Date.....

Returning Officer

FORM 20-C

[See rules 56-B (7) read with rule 27-L]

(To be used for recording the result of voting at polling stations in constituencies specified under rule 59-A read with rule 27-L where postal ballot papers have also been ordered to be mixed by the Election Commission with ordinary ballot papers)

Election to the from the Constituency

Polling Station No.	Total Ballot papers found in the ballot box(es)	No. of tendered votes
(1)
(2)
(3)
(4)
	

.....						
Total:—						
2. Total number of votes recorded on postal ballot papers.						
3. Grand Total:—						
4. Total number of valid votes recorded for candidates and of rejected ballot papers	Candidate's valid votes			Valid votes Total	Number of rejected ballot papers	Valid and rejected votes Total
	A	B	C				D
Ist round.	...	...	...	...	...	...
2nd round..	...	...	...	...	...	...
3rd round..	...	...	...	...	...	...
4th round..	...	...	...	...	...	...
Total:—	...	...	...	...	...	...

Place.....

Date.....

Returning Officer"

¹FORM 21

[See rule 11 (1)]

(FOR USE IN THE GENERAL ELECTION WHEN SEAT IS UNCONTESTED)

Declaration of the result of Election under sub-section (2)²/sub-section 3³ of section 62 of the Jammu and Kashmir Representation of the People Act, 1957.

1 Inserted vide SRO-108 dated 21-2-1969.

2 Score out, if inappropriate.

3 Here insert the name of the Constituency.

Election to the Jammu and Kashmir Legislative Assembly from the¹
 Constituency.

In pursuance of the provisions contained in sub-section (2)²/sub-section (3)³ of section 62 of the Jammu and Kashmir Representation of the People Act, 1957, read with sub-rule (1) of rule 11 of the Jammu and Kashmir Conduct of Election Rules, 1965. I declare that—

.....(Name)

.....(Address)

⁴[sponsored by
 (name of the recognised/registered political party)]

has been duly elected to fill the seat in that House from the above
 Constituency.

Place

Signature

Date

Returning Officer.

⁵**FORM 21-A**

[See rule 11 (1)]

(FOR USE IN BIENNIAL ELECTION WHEN SEAT IS UNCONTESTED)

Declaration of the result of Election under sub-section (2)⁶/sub-section (3)⁷
 of section 62 of the Jammu and Kashmir Representation of the People Act, 1957.

Election to the Jammu and Kashmir Legislative Council.

In pursuance of the provisions contained in sub-section (2)⁸/sub-section (3)⁹
 of section 62 of the Jammu and Kashmir Representation of the People Act, 1957,
 read with sub-rule (1) of rule 11 of the Jammu and Kashmir Conduct of Election
 Rules, 1965. I declare that—

.....(Name)

.....(Address)

1 Here insert the name of the Constituency.

2 Score out, if inappropriate.

3 Score out, if inappropriate.

4 Inserted by SRO 391, dated 29.9.2014.

5 Inserted by SRO-108 dated 21-2-1969.

6 Here insert one of the following alternatives as may be appropriate:-

(1) by the members of the Legislative Assembly;

(2) from the (Local Authority/Panchayats) Constituency.

7 Here insert one of the following alternatives as may be appropriate:-

(1) by the members of the Legislative Assembly;

(2) from the (Local Authority/Panchayats) Constituency.

8 Score out, if inappropriate.

9 Score out, if inappropriate.

¹[sponsored by
(name of the recognised/registered political party)]

.....(Name)

.....(Address)

²[sponsored by
(name of the recognised/registered political party)]

.....(Address)

has/have been duly elected to fill the seat(s) in that House of
.....³ member(s) retiring on (date,
month and year) on the expiration of his/their term of office.

Place:

Signature

Returning Officer.

.....

Date:

⁴**FORM 21-B**

[See rule 11(1)]

FOR USE IN ELECTION TO FILL A CASUAL VACANCY WHEN SEAT IS UN-
CONTESTED

Declaration of the result of Election under sub-section (2)⁵/sub-section (3)⁶ of section 62 of the Jammu and Kashmir Representation of the People Act, 1957.

Election to the⁷

In pursuance of the provisions contained in sub-section (2)⁸/sub-section (3)⁹ of section 62 of the Jammu and Kashmir Representation of the

1 Inserted by SRO 391, dated 29.9.2014.

2 Inserted by SRO 391, dated 29.9.2014.

3 Fill in the number of members, retiring.

4 Inserted by SRO-108 dated 21-2-1969.

5 Score out, if inappropriate

6 Score out, if inappropriate

7 Here insert one of the following alternative as may be appropriate:-

(1) Legislative Assembly of Jammu and Kashmir from the.....Assembly.....Constituency.

(2) Legislative Council of Jammu and Kashmir by the members of the Legislative Assembly.

(3) Legislative Council of Jammu and Kashmir from the.....(Local Authorities Panchayats')
Constituency.

8 Score out, if inappropriate

9 Score out, if inappropriate

People Act, 1957, read with sub-rule (1) of rule 11 of the Jammu and Kashmir Conduct of Election Rules, 1965. I declare that—

.....(Name)

.....(Address)

¹[sponsored by

(name of the recognised/ registered political party)]

has been duly elected to fill the vacancy caused in that House by the
²resignation of³ death of
 election of having been declared void ⁴seat of
⁵having become/⁶having been declared vacant.

Place.....

Signature.....

Date.....

Returning Officer

⁷**FORM 21-C**

(See rule 64)

(For use in General Election when seat is contested)

**DECLARATION OF THE RESULT OF ELECTION UNDER
 SECTION 76 OF THE JAMMU AND KASHMIR
 REPRESENTATION OF THE PEOPLE ACT, 1957**

Election to Legislative Assembly of Jammu and Kashmir from the
⁸.....Assembly Constituency.

In pursuance of the provisions contained in section 76 of the Jammu and Kashmir Representation of the People Act, 1957 read with rule 64 of the Jammu and Kashmir Conduct of Election Rules, 1965, I declare that-

.....(Name)

(Address)

⁹[sponsored by

(name of the recognised/ registered political party)]

-
- 1 Inserted by SRO 391, dated 29.9.2014.
 2 Score out, if inappropriate
 3 Score out, if inappropriate
 4 Score out, if inappropriate
 5 Score out, if inappropriate
 6 Score out, if inappropriate
 7 Inserted by SRO-108 dated 21-2-1969.
 8 Here insert the name of Constituency
 9 Inserted by SRO 391, dated 29.9.2014.

has been duly elected to fill the seat in that House from the above Constituency.

Place.....

Signature.....

Date.....

Returning Officer

¹**[FORM 21-D**

(See rule 64)

[For use in Election to fill a casual vacancy when seat is contested]

**DECLARATION OF THE RESULT OF ELECTION UNDER
SECTION 76 OF THE JAMMU AND KASHMIR
REPRESENTATION OF THE PEOPLE ACT, 1957.**

Election to the² of Jammu and Kashmir
from the³

In pursuance of the provisions contained in section 76 of the Jammu and Kashmir Representation of the People Act, 1957, read with the rule 64 of the Jammu and Kashmir Conduct of Election Rules, 1965, I declare that-

.....(Name)

.....(Address)

⁴[sponsored by

(name of the recognised/registered political party)]

has been duly elected to fill the vacancy caused in that House by the
⁵Resignation of.....

⁶Death of having been declared/ void ⁷election
of.....) ⁸seat ofhaving become/having been declared vacant.

Place.....

Signature.....

Date.....

Returning Officer.

1 Inserted by SRO 108, dt. 21-2-1969.

2 Here insert one of the following alternatives as may be appropriate:-

1. Legislative Assembly.

2. Legislative Council.

3 Here insert one of the following alternatives as may be appropriate:-

1.Assembly Constituency.

2. Jammu and Kashmir (Local Authorities'/Panchayats')Constituency.

4 Inserted by SRO 391, dated 29.9.2014.

5 Score out if inappropriate

6 Score out if inappropriate.

7 Score out if inappropriate.

8 Score out if inappropriate.

¹**[FORM 21E]**

(See rule 64)

RETURN OF ELECTION

Election to the _____ from the _____
Constituency

Return of Election

Serial No.	Name of Candidate	Party affiliation	Number of votes polled
1.			
2.			
3.			

Total number of electors _____

Total number of valid votes polled _____

Total number of votes for 'None of the Above' _____

Total number of rejected votes _____

Total number of tendered votes _____

I declare that —

Sh. _____ (Name)

of _____ (Address)

has been duly elected to fill the seat.

Place _____

Date _____

Returning Officer.]

FORM 22

[See rule 66]

CERTIFICATE OF ELECTION

I, Returning Officer for the Council/Assembly Constituency hereby certify that

I have on the day of 200.....
declared Shri of²[sponsored
by (name of the recognised/registered political party)]

1 Substituted by SRO 391, dated 29.9.2014.

2 Inserted by SRO 391, dated 29.9.2014.

to have been duly elected by the said Constituency ¹[in the General Election/ Bye-election] to be a member of the Legislative Council/Legislative Assembly and that in token thereof I have granted to him this certificate of election.

.....
Returning Officer,
for the Council/ Assembly
Constituency.

Place:

Date:

SEAL

²**[FORM 22A**

[See rule 39AA(2)]

APPOINTMENT LETTER

Election of the

I..... *President/General Secretary of Party do hereby appoint the following persons as the authorized agents of the Party to verify under rule *39AA/rule 84 as to whom the electors who are the members of the said political party have cast their votes. Photographs of the aforesaid authorized agents are pasted hereunder and are attested under my hand and seal.

Name of the authorized agents Address of the authorized agents

1.....

2.....

* Strike off the inappropriate alternative.

Signature of *President/General
Secretary of the Party (Seal)

We agree to act as such authorized agents Signature of the
authorized agents

1.....

2.....

Space for the photographs

1 Inserted by SRO 391, dated 29.9.2014.
2 Inserted by SRO 66 of 2013, dated 04.03.2013.

--	--

* Strike off the inappropriate alternative.]

¹**FORM 23**

[See rule 84 (1) (a)]

(For use in Biennial Election when seat is contested).

**DECLARATION OF THE RESULT OF ELECTION UNDER
SECTION 76 OF THE JAMMU AND KASHMIR
REPRESENTATION OF THE PEOPLE ACT, 1957**

Election to the Jammu and Kashmir Legislative Council by members of the Legislative Assembly.

In pursuance of the provisions contained in section 76 of the Jammu and Kashmir Representation of the People Act, 1957, read with clause (a) of sub-rule (1) of rule 84 of the Jammu and Kashmir conduct of Election Rules, 1965. I declare that:-

.....(Name)

.....(Address)

²[sponsored by
(name of the recognised/ registered political party)]

.....(Name)

.....(Address)

³[sponsored by
(name of the recognised/ registered political party)]

⁴has been/have been duly elected to fill the seat(s) in that House of
.....⁵ Member(s) retiring on
(date, month and year) on the expiration of his/their term of office.

1 Form 23 inserted by SRO-108 dated 21-2-1969.

2 Inserted by SRO 391, dated 29.9.2014.

3 Inserted by SRO 391, dated 29.9.2014.

4 Score out, if inappropriate.

5 Fill in the number of members retiring.

Place.....

Signature

Returning Officer.

¹**FORM 23-A**

(For use in Biennial Election when seat is contested)

**DECLARATION OF THE RESULT OF ELECTION UNDER
SECTION 76 OF THE JAMMU AND KASHMIR
REPRESENTATION OF THE PEOPLE ACT, 1957**Election to the Jammu and Kashmir Legislative Council from the
²In pursuance of the provisions contained in section 76 of the Jammu
and Kashmir Representation of the People Act. 1957, I declare that-

.....(Name)

.....(Address)

³[sponsored by

(name of the recognised/ registered political party)]

.....(Name)

.....(Address)

⁴[sponsored by

(name of the recognised/ registered political party)]

⁵has/have been duly elected to fill the seat in that House of Member
retiring on.....(date, month and year) on the
expiration of his/their term of office.

Place.....

Signature

Date.....

Returning Officer.

1 Existing form 23-A renumbered as 23-AA and new form 23-A inserted by SRO-590 dated 24-10-1969.

2 Here insert one of the following alternatives as may be appropriate.

(1) Kashmir Panchayats' Constituency.

(2) Kashmir Local Authorities Constituency.

(3) Jammu Panchayats' Constituency.

(4) Jammu Local Authorities Constituency.

3 Inserted by SRO 391, dated 29.9.2014.

4 Inserted by SRO 391, dated 29.9.2014.

5 Here insert one of the following alternatives as may be appropriate.

(1) Kashmir Panchayats' Constituency.

(2) Kashmir Local Authorities Constituency.

(3) Jammu Panchayats' Constituency.

(4) Jammu Local Authorities Constituency.

¹**[FORM 23-AA**

[See rule 84 (1) (a)]

(For use in Election to fill a casual vacancy when seat is contested).

**DECLARATION OF THE RESULT OF ELECTION UNDER
SECTION 76 OF THE JAMMU AND KASHMIR
REPRESENTATION OF THE PEOPLE ACT, 1957.**

Election to the Jammu and Kashmir Legislative Council by the members of the Legislative Assembly.

In pursuance of the provisions contained in section 76 of the Jammu and Kashmir Representation of the People Act, 1957, read with clause (a) of sub-rule (1) of rule 84 of the Jammu and Kashmir Conduct of Election Rules, 1965. I declare that

..... (Name)

..... (Address)

²[sponsored by

(name of the recognised/ registered political party)]

has been duly elected to fill the vacancy caused in that House by
³resignation of..... the ⁴death of..... ⁵election
..... having been declared void ⁶seat of
having become/having been declared vacant.

Place

Signature

Date

Returning Officer

⁷**FORM 23-B**

[See rule 84 (1) (b)]

RETURN OF ELECTION

Election to the Legislative Council by Members of Assembly. The result of the poll and of the poll and of the transfer of votes is as follows:

Number of valid votes.....

Number of members to be elected.....

-
- 1 See footnote under form 23-A.
2 Inserted by SRO 391, dated 29.9.2014.
3 Score out, if inappropriate.
4 Score out, if inappropriate.
5 Score out, if inappropriate.
6 Score out, if inappropriate.
7 Form 23 renumbered as form 23-B by SRO-108 dated 21-2-1969.

Quota (number of votes sufficient to secure the election of a candidate).

Name of candidates	First count	Second count		Third count		Fourth count		Names of elected candidates and order of election
	Votes polled by each candidate	Transfer of	Result	Transfer of	Result	Transfer of	Result	
Non-transferable papers.								
Loss due to fraction								
Total :								

I declare that:—

1. (Name).....
(Address).....
¹[sponsored by.....
(name of the recognised/ registered political party)]
 2. (Name).....
(Address).....
²[sponsored by.....
(name of the recognised/ registered political party)]
- etc. has/have been duly elected.

Signature.....
Returning Officer

Date.....

FORM 24

[See rule 85]

CERTIFICATE OF ELECTION

I, Returning Officer for the election to the Jammu and Kashmir Legislative Council by the members of the Jammu and Kashmir Legislative Assembly hereby certify that I have on the day of 200 declared Shri ³[sponsored by (name of the recognised/

1 Inserted by SRO 391, dated 29.9.2014.

2 Inserted by SRO 391, dated 29.9.2014.

3 Inserted by SRO 391, dated 29.9.2014.

registered political party)] to have been duly elected to be a member of the Legislative Council and that in token thereof I have granted to him this certificate of election.

Place..... Returning Officer for
Date..... election to the Legislative Council.

SEAL

FORM 25

[Rule 94-A]

AFFIDAVIT

I the petitioner in the accompanying election petition calling in question the election of Shri/Shrimati (respondent No. in the said petition) make solemn affirmation/oath and say:-

- (a) that the statements made in paragraphs of the accompanying election petition about the commission of the corrupt practice of ¹..... and the particulars of such corrupt practice mentioned in paragraphs of the same petition and in paragraphs of the Schedule annexed thereto are true to my knowledge;
- (b) that the statements made in paragraph of the said petition about the commission of the corrupt practice of ²..... and the particulars of such corrupt practice given in paragraphs of the said petition and in paragraphs of the Schedule annexed thereto are true to my information;
- (c)
- (d)
- etc.

Signature of deponent.

Solemnly affirmed/sworn by Shri/Shrimati at this day of 200

Before me.

Magistrate of the First Class/
Notary/Commissioner of oaths.

1 Here specify the name of the corrupt practice.

2 Here specify the name of the corrupt practice.

SCHEDULE

[See rule 83]

**ILLUSTRATION OF THE PROCEDURE AS TO THE
COUNTING OF VOTES AT AN ELECTION ON THE SINGLE
TRANSFERABLE VOTE SYSTEM WHEN MORE THAN ONE
SEAT IS TO BE FILLED**

Assume that there are seven members to be elected, sixteen candidates and one hundred and forty electors.

The valid ballot papers are arranged in separate parcels according to the first preference recorded for each candidate, and the papers in each parcel counted.

Let it be assumed that the result is as follows:-

A.....	12
B.....	8
C.....	6
D.....	9
E.....	10
F.....	7
G.....	4
H.....	19
I.....	13
J.....	5
K.....	14
L.....	8
M.....	10
N.....	6
O.....	4
P.....	5
	Total: 140

Each valid ballot paper is deemed to be of the value of one hundred and the values of the votes obtained by the respective candidates are as shown in the first column of the result sheet.

The values of all the papers are added together and the total 14,000 is divided by eight (i.e. the number which exceeds by one the number of vacancies to be filled) and 1,751, (i.e. the quotient 1,750 increased by one) is the number sufficient to secure the return of a member and is called the quota.

The operation may be shown thus:-

$$\text{Quota} = \frac{14,000}{8} + 1 = 1,750 + 1 = 1,751.$$

The candidate H, the value of whose votes exceeds the quota, is declared elected.

As the value of the papers in H's parcel exceeds the quota, his surplus must be transferred. His surplus is 149 i.e. 1,900 less 1,751.

The surplus arises from original votes, and therefore, the whole of H's papers are divided into sub-parcels according to the next preferences recorded thereon, a separate parcel of the exhausted papers being also made. Let it be assumed that the result is as follows:

	Papers
B is marked as next available preference on ...	7
D is marked as next available preference on ...	4
E is marked as next available preference on ...	4
F is marked as next available preference on ...	3
Total of unexhausted papers ...	18
No. of exhausted papers ...	1
Total of papers ...	19

The values of the papers in the sub-parcels are as follows:-

B	700
D	400
E	400

F	300
Total value of unexhausted papers	1,800
Value of exhausted papers	100
Total value	1,900

The value of the unexhausted papers is 1,800 and is greater than the surplus. This surplus is, therefore, transferred as follows:-

All the unexhausted papers are transferred, but at a reduced value, which is ascertained by dividing the surplus by the number of unexhausted papers.

The reduced value of all the papers, when added together, with the addition of any value lost as the result of the neglect of fraction equals the surplus. In this case the new value of each paper transferred is

$$149 \text{ (the surplus)}$$

$$18 \text{ (the number of unexhausted papers)}$$

the residue of the value of each paper ($100-8=92$) being required by H for the purpose of constituting his quota, i.e. one exhausted paper value (100) plus the value (1,656) of 18 unexhausted papers.

These values of the sub-parcels transferred are:-

B-56 (i.e. seven papers at the value of 8);

D-32 (i. e, four papers at the value of 8);

E-32 (i.e. four papers at the value of 8);

F-24 (i.e. three papers at the value of 8);.

These operations can be shown on a transfer sheet as follows:-

Transfer sheet

Value of surplus (H's) to be transferred	...	149
Number of papers in H's parcel	...	19
Value of each paper in parcel	...	100
Number of unexhausted papers	...	18
Value of unexhausted papers	...	1,800
New value of each paper transferred =		

Surplus	...	149	
Number of unexhausted papers	...	188	
Names of candidates next available	Marked as the preference	Papers to be transferred	Value of sub- parcel to be transferred
B	7 56
D	4 32
E	4 32
F	3 24
		Total	18 144
Number of exhausted papers			1 ...
Loss of value owing to neglect of fraction			... 5
		Total	19 149

The values of the sub-parcels are added to the values of the votes already credited to the candidates, B, D, E and F. This operation is shown on the result sheet.

There being no further surplus, the candidate lowest on the poll has now to be excluded. G and O both have 400.

The Returning Officer casts lots and G is chosen to be excluded.

Being original votes, G's papers are transferred at the value of 100 each. A who was marked as next preference on two papers receives 200, while D and E were each next preference on one paper and receiving 100 each. O now being lowest is next excluded and his 400 is similarly transferred to I, B and K. I receiving 200, B and K 100 each.

This leaves J and P lowest with 500 each and J is chosen by lot for exclusion first. His papers are transferred at the value of 100 each to A, B, D and I, the three first named receiving 100 each, and I who had the next preference on two papers receiving 200. P is then excluded and his papers are transferred to E, L and K, the two first named receiving 100 each, and K, who had the next preference on three papers, receiving 300.

K now exceeds the quota and is declared elected.

Prior to further exclusion, K's surplus of 49 has to be distributed.

The sub-parcel last transferred to K consisted of 3 votes transferred at the value of 100 each. This sub-parcel is examined : there are no exhausted papers and B, F and I are each next preference on one paper and one paper is transferred to each of them at a reduced value determined by dividing the surplus (49) by the number of unexhausted papers (3) B, F and I accordingly receive 16 each.

The process of exclusion is now proceeded with.

C and N have 600 each, and C is chosen by lot for exclusion first. He has 6 original votes, B, D and E are each next preference on two papers, and each receives 200. N is then excluded; A is next preference on 3 of his papers, and receives 300; F, I and L are each next preference on one paper and receive 100 each.

This brings A and I above the quota and they are declared elected. Their surplus have now to be distributed and I's surplus which is the larger, 65, is dealt with first.

The last sub-parcel transferred to I consisted of one paper transferred at the value of 100, D is next preference on this paper, and receives the whole surplus of 65.

A's surplus of 49 is then dealt with. The last sub-parcel transferred to him consisted of 3 papers transferred at the value of 100 each. B was next preference on two of these papers I and E on one and the papers are transferred accordingly. The value to be transferred is 16 per paper, i.e. the surplus (49) divided by the number of the unexhausted (3). B accordingly receives 32 and E 16.

No other candidate having reached the quota, the process of exclusions is proceeded with, and F, who is now lowest with 840 is excluded.

His seven original votes are transferred first. B, D and E are next preference on three, two and two papers, respectively and receive respectively 300, 200 and 200.

The transferred votes are next transferred in the order of their transfers to F. The 3 votes received at the value of eight each at the distribution of H's surplus are transferred at the same value to L who was next preference on all 3 papers. The vote valued at sixteen received by F at the distribution of K's surplus, goes at the same value to M, who was next preference on that paper. The vote transferred at the value of 100 on the exclusion of N is then transferred at the same value to D, who thus receives a total of 300.

No continuing candidate having yet reached the surplus, M, who is now lowest with 1016 is excluded.

His ten original votes are transferred first, B and D are first preference on three papers each, and E and L on two each. B and D accordingly receive 300 each, and E and L 200 each. This brings B, D and E above the quota, and they are declared elected. The requisite number of candidates having now been elected, the election is at an end, and it is unnecessary to proceed to the transfer of M's transferred votes.

Full details are shown in the result sheet.

RESULT

Value of votes 14,000

Name of Candidates	Value of votes at first count	Distribution of H's surplus	Result	Distribution of votes of G and O
1	2	3	4	5
A	1,200	...	1,200	+ 200
B	800	+ 56	856	+100
C	600	...	600	...
D	900	+ 32	932	+ 100
E	1,000	+ 32	1,032	+100
F	700	+ 24	724	...
G	400	...	400	-400
H	1,900	- 149	1,751	...
I	1,300	...	1,300	+200
J	500	...	500	...
K	1,400	...	1,400	+100
L	800	...	800	...
M	1,000	...	1,000	...
N	600	...	600	...
O	400	...	400	-400
P	500	...	500	...
Loss of value by neglect of fractions		+5	5	...
Total :	14,000		14,000	

SHEET

1,4000

Quota. $\frac{1,4000}{8} + I = 1,751$

8

Result	Distribution of votes of J&P	Result	Distribution of K's surplus
6	7	8	9
1,400	+100	1,500	
956	+100	1,056	+16
600		600	
1,032	+100	1,132	
1,132	+100	1,232	
724		724	+16
1,751		1,751	
1,500	+200	1,700	+16
500	-500		
1,500	+300	1,800	49
800	+100	900	
1,000		1,000	
600		600	
	..		
500	-500		
5		5	+1
14,000		1,4000	

RESULT

Value of votes 14,000

Result	Distribution of votes of C&N	Result	Distribution of surplus of I & A	Result
10	11	12	13	14
1,500	+300	1,800	49	1,751
1,072	+200	1,272	+ 32	1,304
600	-600	...	...	...
1,132	+200	1,332	+ 65	1,397
1,232	+200	1,432	+ 16	1,448
740	+100	+840	...	840
1,751	...	1,751	...	1,751
1,716	+100	1,816	65	1,751
1,751		1,751		1,751
900	+100	1,000		1,000
1,000	...	1,000		1,000
600	-600			
6	...	6	+ 1	7
14,000		1,4000		14,000

SHEET (Concluded)

1,4000

Quota. ————— + I = 1,751

8

Distribution of F's votes	Result	Distribution of M's votes	Result	Result of Election
15	16	17	18	19
	1,751		1,751	Elected
+300	1,604	+300	1,904	Elected
				Not Elected
+300	1,697	+300	1,997	Elected
+200	1,648	+200	1,848	Elected
-840				Not Elected
				Not Elected
	1,751		1,751	Elected
	1,751		1,751	Elected
				Not Elected
	1,751		1,751	Elected
+24	1,024	+200	1,224	Not Elected
+16	1,066	1,000	+16	Not Elected
				Not Elected
				Not Elected
				Not Elected
	7		7	
	14,000		14,000	

NOTIFICATIONS

Representation of the People Act, 1957 — Offices to which the provisions of section 16(4) apply

SRO 15 of 1967, dated 11.01.1967, published in Government Gazette dated 11th January, 1967, Law Department

In exercise of the powers conferred by sub-section (4) of section 16 of the Jammu and Kashmir Representation of the People Act, 1957, the Governor, in consultation with the Election Commission, hereby declares the following offices to be offices to which the provisions of the said sub-section shall apply, namely:—

1. ¹Ministers, Ministers of State and Deputy Ministers of the State of Jammu and Kashmir.
 2. Speaker and Deputy Speaker of the Legislative Assembly of the State of Jammu and Kashmir.
 3. Chairman and Deputy Chairman of the Legislative Council of the State of Jammu and Kashmir.
 4. Chief Parliamentary Secretary and Parliamentary Secretaries of the State of Jammu and Kashmir.
 5. Chairman of the Land Commission of the State of Jammu and Kashmir.
 6. Chairman, of the Planning Board of the State of Jammu and Kashmir.
 7. Vice-Chairman of Ladakh Development Committee of the State of Jammu and Kashmir.
 8. Vice-Chairman of the Advisory Board for Backward Classes of the State of Jammu and Kashmir.
-

¹ Substituted by SRO-51 dated 17th November, 1970.

Representation of the People Act, 1957 — Date of Enforcement of the Representation of the People (Second Amendment) Act, 1967

SRO 369 of 1967, dated 11.09.1967, published in Govt. Gazette dated 11.09.1967, Law Department

In exercise of the powers conferred by sub-section (2) of section 1 of the Jammu and Kashmir Representation of the People (Second Amendment) Act, 1967 (XI of 1967), the Government hereby appoint the 12th day of September, 1967 as the date on which the said Act shall come into force.

Representation of the People Act, 1957 — Order No. 46 regarding Delimitation of Assembly Constituencies

Notification No. 282/JK/75 of 1975, dated 20.10.1975, Delimitation Commission, India

In pursuance of section 4 of the Jammu and Kashmir Representation of the People Act, 1957, the following Order, made by the Delimitation Commission under clause (d) of sub-section (3) of section 4 of the Act in respect of the delimitation of Assembly Constituencies in the State of Jammu and Kashmir is hereby published :—

ORDER NO. 46

Whereas in pursuance of sub-section (3) of section 4 of the Jammu and Kashmir Representation of the People Act, 1957, the proposals of the Delimitation Commission for the delimitation of Assembly Constituencies in the State of Jammu and Kashmir were published in the Jammu and Kashmir Government Gazettes of 8 February and 2 September, 1975;

And whereas all the objections and suggestions received in relation to the said proposals were considered by the Commission at public sittings held at Jammu on 21 and 22 September, 1975 and at Srinagar on 25 and 26 September, 1975.

We hereby determine as follows:—

- (1) The territorial constituencies into which the State of Jammu and Kashmir shall be divided for the purpose of elections to the Legislative Assembly and the extent of each such constituency shall be as shown in the Table below ; and

- (2) Where the name of a constituency as shown in this table is distinguished by the brackets and letters (SC), the seat in that constituency is reserved for the Scheduled Castes.

TABLE
ASSEMBLY CONSTITUENCIES

S. No.	Name	Extent
1	2	2
BARAMULLA DISTRICT		
1.	Karnah.	Karnah Tehsil and PCs 27-Batergam, 28-Gulgam, 29-Harrai, 30-Awoora 31-Zirhama, 32-Hayan, 33-Trehgam, 34-Gugloosa, 37-Kralapora, 38-Gazaryal, 39-Dardapora, 40-Meelyal, 41-Panzgam, 43-Shullora, 44-Gund Zona Reshi ; and 45-Darda Har. Kharagund in Kupwara Tehsil.
2.	Handwara	PCs 28-Taratpora, 29-Vilagam, 30-Lilam, 31-Dulipora, 32-Upazwani, 33-Shogapora, 34-Neelipora, 35-Magam, 36-Jagarpora, 40-Rajpora, 41-Zachaldara, 42-Wader, 43-Turkapora, 44-Chanjehmulla, 45-Wadipora, 46-Baki-Akhar, 47-Batakoot, 48-Handwara, 50-Waripora-Gunipora, 51-Nuteh Nusa and 52-Kandi Khas in Handwara Teshil ; and PC's 20-Bumhama, 21-Drugmulla, 22-Mugalpora, 23-Nagri-Malpora, 24-Gushi, 25-Radabugh, 26-Keegam, 35-Dedikoot, 36-Dahama, 42-Manzgam, and 46-Pachakoot in Kupwara Tehsil.
3.	Langet.	Handwara Tehsil (excluding PCs 28-Taratpora, 29-Vilagam, 30-Lilam, 31-Dulipora, 32-Upazwani, 33-Shogapora, 34-Neelipora, 35-Magam, 36-Jagarpora, 40-Rajpora, 41-Zachaldara, 42-Wader, 43-Turkapora, 44-Chanjehmulla, 45-Wadipora, 46-Baki-Akhar, 47-Batakoot, 48-Handwara, 50-Waripora-Gunipora, 51-Nuth Nusa and 52-Kandi Khas.
4.	Kupwara	Kupwara Tehsil (excluding 20-Bumhama, 21-Drugmulla, 22-Mugalpora, 23-Nagri-Malpora, 24-Gushi, 25-Radabugh, 26-Keegam, 27-Batergam, 28-Gulgam, 29-Harrai, 30-Awoora, 31-Zirhama, 32-Hayan, 33-Trehgam, 34-Gugloosa, 35-Dedikoot, 36-Dehama, 37-Kralapora, 38-Gazaryal, 39-Dardapora, 40-Meelyal, 41-Panzgam, 42-Manzgam, 43-Shulloora, 44-Gund Zona Reshi, 45-Darda Hari Kharagund and 46 Pachakoot.
5.	Bandipora	Bandipora Tehsil.

6.	Sonawari.	Sonawari Tehsil (excluding PCs 12—Goshbugh, 13-Khanpeth, 14-Matipora and 18-Panzinara).
7.	Pattan	PCs 12-Goshbugh, 13-Khanpeth, 14-Matipora and 18-Panzinara in Sonawari Tehsil; and PCs 23-Pattan, 24-Nihalpora, 25-wanigam Bala, 26-wanigam Pain, 38-Gund Khawaja Qasim, 39-Malmoh, 40-Nawlari, 41-Hanjewara, 42-Shirpora Bangil, 44-Palhalan and 45-Hamray in Baramulla Tehsil.
8.	Gulmarg.	Gulmarg Tehsil and PCs 19-Wailoo Kralpora, 28-Sriwarpora, 29-Chooker, 35-Dandmoh, 37-Waripora Bangil and 43-Yal in Baramulla Tehsil.
9.	Sangrama.	PCs 16-Telgam, 17-Kreeri, 18-Wizar, 20-Authora, 21-Shraqawara, 22-Nowpora Jagir, 27-Taperwaripora, 30-Wagoora, 31-Kuchumuqam, 33-Manigam, 34-Kalantra Bala and 36-Sultanpora Kandi in Baramulla Tehsil ; and PCs 7-Tarzo, 26-Halgam, 27-Seer Jagir, 28-Bulgam, 29-Sangrama, 30-Krank Shiven and 31-Wagub in Sopore Tehsil.
10.	Sopore	PCs 1-Sopore, 2-Warapora, 3-Arampora, 4-Dangerpora, 6-Watlab, 32-Seelo, 33-Botingo, 34-Mundji, 35-Duroo, 39-Hardushiva, 40-Tujarahalihar, 41-Adipora, 42-Wadoora, 43-Harwan and 44-Zaloor in Sopore Tehsil.
11.	Rafiabad.	Sopore Tehsil (excluding PCs 1-Sopore, 2-Warapora, 3-Arampora, 4-Dangerpora, 6-Watlab, 7-Tarzo, 26-Haigam, 27-Seer Jagir, 28-Bulgam, 29-Sangrama, 30-Krank Shivan, 31-Wagub, 32-Seelo, 33-Botingo, 34-Mundji, 35-Duroo, 39-Hardushiva, 40-Tujarahalihar, 41-Adipora, 42-Wadoora, 43-Harwan and 44-Zaloor) and Pcs 11-Checkloo, 12-Nadihal, 13-Shitloo and 15 Bonar Kuhdara in Baramulla Tehsil.
12.	Baramulla.	PCs 1-Laridora, 2-Heewan, 3-Malpora, 4-Kichihama, 5-Ushkoora, 7-Khajabagh, 8-Taki Sultan, 9-Khaitengan, 10-Delina, 14-Kansipora and 32-Chandoosa in Baramulla Tehsil.
13.	Uri.	Uri Tehsil
SRINAGAR DISTRICT		
14.	Kangan.	PCs 1-Sonamarg, 2-Gund Sarsingh, 3-Hariganivan, 4-Thune, 5-Charawan, 6-Hayan Palpora, 7-Akhal, 8-Kangan, 9-Wangath, 10-Palang, 11-Chatergul, 12-Ussan, 13-Haripora, 14-Manigam, 15-Wailoo, 16-Nunar, 24-Watalar, 25-Qasbalar and 26-Thuroo in Ganderbal Tehsil.

15.	Ganderbal	Ganderbal Tehsil (excluding PCs 1-Sonamarg 2-Gund Sarsingh, 3-Hariganivan, 4-Thune, 5-Charawan, 6-Hayan Palpora, 7-Akhal, 8-Kangan, 9-Wangath, 10-Palang, 11-Chatergul, 12-Ussan, 13-Haripora, 14-Manigam, 15-Wailoo, 16-Nunar, 24-Watar, 25-Qasbalar and 26-Thuroo) and PCs. 4-Sangam, 5-Palpora, 6-Haren, 8-Bakshipora-Tengpora, 18-Mujagund and 21-Khoshipora in Srinagar Tehsil.
16.	Hazratbal.	Ward 14 in Srinagar Municipality; and Srinagar Tehsil (excluding PCs 4-Sangam, 5-Palpora, 6-Haren, 8-Bakshipora-Tengpora, 18-Mujagund, 21-Khoshipora and 25-Narsinghgarh)
17.	Amirakadal	Wards 2 and 3 in Srinagar Municipality; and PCs 25-Narsinghgarh in Srinagar Tehsil.
18.	Habakadal.	Wards 4 and 5 in Srinagar Municipality.
19.	Zainakadal.	Wards 7 and 10 in Srinagar Municipality.
20.	Idgah.	Wards 8 and 11 in Srinagar Municipality.
21.	Zadibal.	Wards 6, 12 and 13 in Srinagar Municipality.
22.	Nagin.	Wards 1 and 9 in Srinagar Municipality.
23.	Beerwah.	Beerwah Tehsil (excluding PCs. 19-Arizal, 20-Rawalpora Beerwah, 21-Qumiro, 22-Sail, 23-Kandora, 24-Sonapah, 25-Parharthan, 26-Hokha Latri, 29-Setaharan, 31-Zogokharain and 33-Drang).
24.	Khan Sahib	PCs 19-Arizal, 20-Rawalpora, Beerwah, 21-Qumiro, 22-Sail, 23-Kandora, 24-Sonapah, 25-Paharthan, 26-Hokha-Latri, 29-Setaharan, 31-Zogokharain and 33-Drang in Beerwah Tehsil ; and PCs, 13-Waterhail, 14-Jawalapora, 15-Sondipora, 16-Dabipora, 17-Yarikhah, 18-Talapora, 19-Parnewah, 20-Derigam Khasipora, 21-Frestwar, 22-Arigam, 23-Khansahib, 24-Raithan, 25-Kachwari, 26-Garwait Kalan and 27-Falachal in Badgam Tehsil.
25.	Badgam.	Badgam Tehsil (excluding PCs 13-Waterhail, 14-Jawalapora, 15-Sondipora, 16-Dabipora 17-Yarikhah, 18-Talapora, 19-Parnewah, 20-Derigam Khasipora, 21-Frestwar, 22-Arigam, 23-Khansahib, 24-Raithan, 25-Kachwari, 26-Garwait Kalan and 27-Falachal).

26.	Chadura.	Chadura Tehsil (excluding PCs 1-Gogji Pathri, 2-Brinjan, 3-Hafroo Batapora, 4-Branwar, 5-Surasyar, 6-Dadompura, 7-Hanjura, 8-Nowhar, 9-Nowpora, 10-Pakherpora, 11-Hardu Dalwan Futlipora, 12-Tilsarah, 13-Chrar-i-Sharief, 14-Watkaloo, 15-Darwan Nowgam, 18-Nagam, 19-Badipora, 20-Yari Kalan, 21-Ropora Namtahal, 22-Kanir, 23-Ranger and 24-Sogam).
27.	Chrar-i-Sharief	PCs 1-Gogji Pathri, 2-Brinjan, 3-Hafroo Batapora, 4-Branwar, 5-Surasyar, 6-Dadompura, 7-Hanjura, 8-Nowhar, 9-Nowpora, 10-Pakherpora, 11-Hardu Dalwan Futlipora, 12-Tilsarah, 13-Chrar-i-Sharief, 14-Watkaloo, 15-Darwan Nowgam, 18-Nagam, 19-Badipora, 20-Yari-Kalan, 21-Ropora Namtahal, 22-Kanir, 23-Ranger and 24-Sogam in Chadura Tehsil.
ANANTNAG DISTRICT		
28.	Pulwama.	PCs 1-Inder, 2-Gangu, 3-Karimabad, 4-Muran, 5-Pulwama, 6-Kangan, 7-Wahibugh, 8-Gasoo, 20-Quil, 21-Pinglina, 22-Narwah, 40-Rumoh, 41-Billowdergund, 42-Qasbayar, 43-Drubgam, 44-Mitrigam, 45-Abhama, 46-Tujan, 47-Khaigam and 54-Rajpora in Pulwama Tehsil ; and PCs 33-Diaroo, 5-Doompora, 40-Keler-Mastpora and 41-Pahlipora in Shopian Tehsil.
29.	Pampore.	Pulwama Tehsil (excluding PCs 1-Inder, 2-Gangu, 3-Karimabad, 4-Muran, 5-Pulwama 6-Kangan, 7-Wahibugh, 8-Gasoo, 20-Quil, 21-Pinglina, 22- Narwah, 23-Bonrah, 24-Trichal, 25-Liter Shister, 26-Nayona, 27-Panzgam, 28-Dogripora, 29-Reshipora, 31-Nownagri, 32-Tokna, 33-Malangpora, 34-Padgampora, 40-Rumoh, 41-Billowdergund, 42-Qasbayar, 43-Drubgam, 44-Mitrigam, 45-Abhama, 46-Tujan, 47-Khaigam, 48-Nowpora Pain, 49-Aribal, 50-Palapora, 51-Tahab Shadipora, 52-Achhan, 53-Chandigam and 54-Rajpora).
30.	Tral.	Tral Tehsil
31.	Wachi.	PCs 23-Bonrah, 24-Trichal, 25-Liter Shister, 26-Nayona, 27-Panzgam, 28-Dogripora, 29-Reshipora, 30-Ladermar, 31-Nownagri, 32-Tokna, 33-Malangpora, 35-Padgampora, 48-Nowpora Pain, 49-Aribal, 50-Palapora, 51-Tahab Shadipora, 52-Achhan, 53-Chandigam in Pulwama Tehsil ; and PCs 25-Chitragam, 27-Hef, 28-Sagun, 29-Awnera, 30-Wachi, 31-Aglar, 32-Zainpora and 39-Allowpora Sheikhpora in Shopian Tehsil.

32.	Shopian	Shopian Tehsil (excluding P.Cs. 15-Harmain, 16-Chak Choulund, 21 —Partap Pora, 23-Ramnagri, 24-Kangi-Uller, 26-Chitragam, 27-Hef, 28-Sagun, 29-Awnera, 30-Wachi, 31-Aglar, 32-Zainapora, 33-Diaroo, 35-Doompora, 39-Allowpora Sheikhpora, 40-Kelermastpora and 41-Pahlipora.
33.	Noorabad	PCs 1-Yaroo, 2-Hardumandgori, 3-Watoo, 4-Manzgam, 5-Khori Batapora, 6-Avil, 7-Asnoor, 8-Damhal Hajipora, 9-Thosoo, 10-Nagam, 11- Qasba Khul, 12-Danow Kandimarg, 13-Chimer, 14-Nandimarg, 15-Badijahalan, 16-Mirhama, 17-Ladgoorhama, 18-Gopal Pora, 26-Chelan, 27-Gudar, 28-Chamagund and 31-Malwan in Kulgam Tehsil ; and PCs 23-Ramnagri and 24-Kangi Uller in Shopian Tehsil.
34.	Devsar.	PCs 29-Pahlo, 30-Akhal, 48-Razloo, 49-Orail, 50-Nowbugh, 51-Kilam Buzgam, 52-Sopat-Tengapora, 53-Bonadevaser, 54-Hablihi, 55-Chowgam, 56-Qasba Devsar, 57-Brimnarlamber and 60-Nipora in Kulgam Tehsil and P.C's. 19-Korigam, 20-Vesoo, 21-Panzatwanpora and 22-Nusoo Badragund in Doru Tehsil.
35.	Kulgam	PCs 19-Pariwan, 20-Bahlbagh, 21-Okey, 22-Areh, 23-Kulgam, 24-Amnoo, 25-Haunad Chowelgam, 33-Bugam, 35-Ashmuji, 36-Katrussu, 37-Tulipora Nowpora and 40-Tarigam Devsar in Kulgam Tehsil and PCs 15—Harmain, 16-Chak Choulund and 21-Partap Pora in Shopian Tehsil.
36.	Homshalibug	PCs 32-Redwana, 34-Kujar, 38-Matibugh, 39-Tarigam Devbugh, 41-Homshalibugh, 42-Arwani, 43-Wanpora, 44-Frichal, 45-Hassanpora Tawela, 46-Yamrech, 47-Munadguffan, 58-Uranhall, 59-Khandipahri, 61-Jablipora and 61- Laramganipora in Kulgam Tehsil.
37.	Pahalgam.	Pahalgam Tehsil (excluding PCs 1-Adleshmagam, 2-Kathsoo and 3-Sallar); and PCs. 6-Machha Bawan, 8-Seer Kaniligund, 10-Salia and 18-Akura in Anantnag Tehsil.
38.	Bijbehara	PCs 19-Sirhama, 20-Nanilnag, 21-Kanilwan, 22-Mahind, 48-Khirem, 49-Veri, 50-Waghama, 51-Opzen, 52-Marhama and 53-Zirpora in Anantnag Tehsil ; and PCs 1-Adleshmagam, 2-Kathsoo and 3-Sallar in Pahalgam Tehsil.
39.	Anantnag.	PCs 1-Anantnag, 2-Khanabal, 3-Rohu, 4-Kamar, 5-Anchi Dura and 12-Ranbirpora in Anantnag Tehsil.

40.	Shawngas.	PCs 7-Imoh, 9-Gopalpora, 11-Brakpora, 13-Kawarigam, 14-Ahopaisan, 15-Renipora, 16-Dethunagnarain, 17-Sahidabad, 23-Nowgam, 24-Shawngas, 25-Uttarsoo, 26-Kriri Kothar, 27-Chhagul, 28-Chakalpora and 29-Telwani in Anantnag Tehsil.
41.	Kokernag.	PCs 30-Bahai, 31-Nagam, 32-S of-Shali, 33-Sagam, 34-Bider Hayatpora, 35-Devalgam, 36-Sunda Brari, 37-Akingam, 38-Matahendu, 39-Qasba Naubug, 40-Ahalan Gadoal, 41-Lohar Sanzi, 42-Larnoo, 43-Kharapora, 44-Panzgam, 45-Khreti, 46-Dessu, 54-Bindu Zulangam and 55-Kokernag in Anantnag Tehsil.
42.	Doru.	Doru Tehsil (excluding PCs 19-Korigam, 20-Vesoo, 21-Panzatwanpora, 22-Nusoo Baderagund) and PCs 47-Hardu Shichan in Anantnag Tehsil.
LADAKH DISTRICT		
43.	Leh.	Leh Tehsil.
44.	Kargil.	Kargil and Zaskar Tehsils.
DODA DISTRICT		
45.	Kishtwar.	Kishtwar Tehsil (excluding PCs 12-Chingam, 13-Inderwal, 14-Chatroo, 15-Sigdi, 16-Mool Chhater, 17-Drubil, 18-Kochhal, 20-Filler, 21-Pakalan, 22-Keshwan, 23-Shandri, 24-Sangna, 25-Patnazi, 26-Jawalapur, 27-Loundri, 28-Badhat and 29-Karool).
46.	Inderwal	PCs 12-Chingam, 13-Inderwal, 14-Chatroo, 15-Sigdi, 16-Mool Chhater, 17-Drubil, 18-Kochhal, 20-Filler, 21-Pakalan, 22-Keshwan, 23-Shandri, 24-Sangna, 25-Patnazi, 26-Jawalpur, 27-Loundri, 28-Badhat and 29-Karool in Kishtwar tehsil; and PCs 17-Jangalwar, 18-Kandot, 31-Chilli, 32-Budhli, 33-Jakyas, 34-Kansu, 35-Malanu and 36-Jora in Bhaderwah Tehsil.
47.	Bhaderwah. (SC)	Bhaderwah Tehsil (excluding PCs 17-Jangalwar, 18-Kandot, 31-Chilli, 32-Budhli, 33-Jakyas, 34-Kansu, 35-Malanu and 36-Jora).
48.	Doda.	Doda Tehsil (excluding PCs 8-Dessa, 9-Dhandel, 10-Kastigarh, 11-Shamthi, 12-Chaka, 13-Assar and 14-Charrota).

49.	Ramban.	PCs 1-Ramban, 2-Rajgarh 3-Dhandrat, 4-Damote, 6-Maitra (Gobindpora), 7-Kaitra, 8-Batote, 9-Thopal, 10-Sana, 11-Sawani, 27-Batote N.A. and 28-Ramban N.A. in Ramban Tehsil; and PCs 8-Dessa, 9-Dhandal, 10-Kastigarh, 11-Shamthi, 12-Chaka, 13-Assar and 14-Charrotra in Doda Tehsil.
50.	Banihal.	Ramban Tehsil (excluding PCs 1-Ramban, 2- Rajgarh, 3-Dhandrat, 4-Damote, 6-Maitra (Gobindpora), 7-Kaitra, 8-Batote, 9-Thopal, 10-Sana, 11-Sawani, 27-Batote N.A. and 28-Ramban N.A.).
UDHAMPUR DISTRICT		
51.	Gulabgarh.	Gulabgarh Tehsil (excluding PCs 12-Thuru, 13-Kenthan, 14-Judda and 15-Dhanore).
52.	Reasi.	Reasi Tehsil and PCs 12-Thuru, 13-Kenthan, 14-Judda and 15-Dhanore in Gulabgarh Tehsil.
53.	Udhampur.	Udhampur Tehsil (excluding PCs 1-Kud, 2-Mada, 3-Nugalta, 4-Chenani, 5-Karlah, 6-Satialta, 7-Bup, 8-Sudh Mahadev, 10-Kawa, 11-Jaganu, 12-Sunal, 13-Ratra, 14-Balian, 16-Batal, 24-Malhar, 34-Ladha, 35-Bali, 36-Pakbalai, 41-Gharian and 42-Sera.
54.	Chenani Ghordi	PCs 1-Kud, 2-Mada, 3-Nugalta, 4-Chenani, 5-Karlah, 6-Satialta, 7-Bup, 8-Sudh Mahadev, 10-Kawa, 11-Jaganu, 12-Sunal, 13-Ratra, 14-Balian, 16-Batal, 24-Malhar, 34-Ladha, 35-Bali, 36-Pakhalai, 41-Gharian and 42-Sera in Udhampur Tehsil and P.Cs. 12-Ghordi, 14-Barmain, 15-Hartaryan, 16-Nala Ghorian, 17-Chanunta and 18-Dhandal in Ramnagar Tehsil.
55.	Ramnagar (SC).	Ramnagar Tehsil (excluding PCs 12-Ghordi, 14-Barmain, 15-Hartaryan, 16-Nala Ghorian, 17-Chanunta and 18-Dhandal).
JAMMU DISTRICT		
56.	Samba.	Samba Tehsil (excluding P.C's. 8-Chak Salarian, 10-Nanga, 11-Lagwal, 12-Keso Manasan, 13-Ramgarh, 21-Ghobrahamna, 22-Chak Chhatanka, 23-Chhani Fatwal, 24-Abtal, 25-Swankha, 26-Mahalshan, 27-Rari, 33-Smailpur, 34-Tarore, 35-Bagla and 36-Gadwal)

57.	Bari Brahmana (SC)	PCs 8-Chak Salarian, 10- Nanga, 11-Lagwal, 12-Keso Manasan, 13-Ramgarh, 21-Ghobrahamna, 22-Chak Chhatanka, 23-Chhani Fatwal, 24-Abtal, 25-Swankha, 26-Mahalshan, 27-Rari, 33-Smailpur, 34-Tarore, 35-Bagla and 36-Gadwal in Samba tehsil; and PCs 44-Chak Abtara, 47-Karial Brahminan, 48-Khojipur, 49-Majuaautami, 50-Saidgarh, 51-Bahaderpur, 52-Kathar, 55-Rehal Kalandran, 57-Pindi Charkan Kalan and 58-Alah in R.S. Pora tehsil.
58.	Bishnah (SC).	R. S. Pora Tehsil (excluding PCs 1-Khas, 2-Chuhala, 3-Badial Brahmna, 4-Jasor, 5-Kirpind, 6-Kotli Shah Doula, 7-Chak Agra, 8-Fatehpur Salahrian, 9-Maralia, 10-Darsopur, 11-Samka, 12-Basapur, 13-Rangpur Malania, 14-Suchetgarh, 15-Chardu Chak, 16-Satowali, 17-Gharana, 18-Badial Qazian, 19-Abtal, 20-Chakrohi, 37-Ghondla, 44-Chak Abtara, 47-Karial Brahminan, 48-Khojipur, 49-Majuautm, 50-Saidgarh, 51-Bahaderpur, 52-Kathar, 55-Rehal Kalandrian, 57-Pindi Charkan Kalan and 58-Alah).
59.	Ranbirsingh Pura.	PCs 1-Khas, 2-Chuhala, 3-Badial Brahmina, 4-Jasor, 5-Kirpind, 6-Kotli Shah Doula, 7-Chak Agra, 8-Fatehpur Salahrian, 9-Maralia, 10-Darsopur, 11-Samka, 12-Basapur, 13-Rangpur Malania, 14-Suchetgarh, 15-Chandu Chak, 16-Satowali, 17-Gharana, 18-Badial Qazian, 19-Abtal, 20-Chakrohi, 37-Ghondlain in R.S. Pura tehsil.
60.	Jammu Cantonment	PCs 25-Satwari, 27-Bahu, 28-Dagiana, 29- Sunjwan, 30-Choadi, 31-Rakh Gadigarh and 32-Naugran in Jammu Tehsil: and Ward 16 in Jammu Jammu Municipality.
61.	Jammu West	Wards 7, 8, 12, 14, 15 and 17 to 19 in Jammu Municipality
62.	Jammu East	Wards 1 to 6, 9 to 11 and 13 in Jammu Municipality.
63.	Jandrah Gharota.	PCs 1-Paloura, 3-Rajpur Domana, 5-Muthi, 9-Jaggati, 10-Bamyal, 11-Shiba, 12-Jhajar Kotli, 13-Dansal, 14-Kanyala, 15-Jandrah, 16-Dhan, 17-Nagrota, 18-Ban, 19-Tahra, 20-Saruinsar, 21-Sagoun, 22-Kothar, 23-Pounthal, 24-Kharta, 44-Bhalwal, 45-Burn, 53-Jandial, 54-Ranjan, 55-Ghaink, 56-Seri Panditan, 57-Amb, 58-Gharota, 59-Rabita and 60-Sarot in Jammu Tehsil.

64.	Marh (SC).	PCs 1-Jammu, 4-Flora Nagbani, 6-Akalpur, 7-Gol, 8-Bhalora, 26-Hakal, 33-Khandwal, 34-Ghomanhasan, 35-Rathoa, 36-Bohaladpur, 37-Mandal, 38-Suhanjana, 39-Sum, 40-Makwal, 41-Thub, 42-Marh, 43-Chak Gangoo, 46-Sahran, 47-Dhateryal, 48-Gajansu, 49-Chanour, 50-Chak Kahna, 51-Kalyanpur and 52-Panjore in Jammu Tehsil.
65.	Akhnoor.	PCs 1-Kathar, 2-Mandarian, 3-Narri, 4-Ambaran, 5-Gandarwan, 6-Brui, 7-Manda, 8-Chowki, 9-Choura, 10-Sungal, 10-A Rah Saliot, 11-Ghar, 13-Mawa Brahmina, 14-Jadh, 15-Chak Kirpalpur, 16-Devipur, 17-Akhnoor, 19-Pangiari, 20-Muthi Mera and 22-Rakh Dhoke in Akhnoor Tehsil
66.	Chhamb.	Akhnoor Tehsil (excluding PCs 1-Kathar, 2-Mandarian, 3-Narri, 4-Ambaran, 5-Gandarwan, 6-Brui, 7-Manda, 8-Chowki, 9-Choura, 10-Sungal, 10-A Rah Saliot, 11-Ghar, 13-Mawa Brahmina, 14-Jadh, 15-Chak Kirpalpur, 16-Devipur, 18-Akhnoor, 19-Pangiari, 20-Muthi Mera and 22-Rakh Dhoke)
KATHUA DISTRICT		
67.	Basohli	Basohli Tehsil; PCs 1-Thien, 2-Basantpur, 4- Hatli, 5-Dilwan and 7-Tridwan in Kathua Tehsil; and PCs 20-Dhar Dugnu, 21-Huttar, 22-Dhambara, 23-Parnala and 24-Pallan in Billawar tehsil
68.	Billawar.	Billawar Tehsil (excluding PCs 20-Dhardugnu, 21-Huttar, 22-Dhambara, 23-Parmala and 24-Pallan), PCs 11-Katli, 21-Dinga Amb, 22-Saiswan, 23-Dhamal, 25-Migloor, 26-Chelakh and 28-Chhan Rorian in Jasmergarh Tehsil; and PCs 19-Juthana, 29-Bhorthain; and 30-Forlain in Kathua Tehsil.
69.	Kathua(SC)	Kathua Tehsil (excluding PCs 1-Thien, 2-Basantpur, 4-Hatli, 5-Dilwan, 7-Tridwan, 19-Juthana, 29-Bhorthain and 30-Forlain)
70.	Hiranagar.	Jasmergarh Tehsil (excluding PCs 11-Kathli, 21-Dinga Amb, 22-Saiswan, 23-Dhamal, 25-Migloor, 26-Chelakh and 28-Chhan Rorian).
RAJOURI DISTRICT		
71.	Nowshera	Nowshera and Kalakote Tehsils.

72.	Darhal	Budhal Tehsil; and PCs 11-Nagrota, 13-Ujhan, 14-Nadian, 15-Darhal, 16-Chowkian, 18-Potha-Gralana, 19-Badhoon, 21-Dalhuri and 22-Dhangri in Rajouri Tehsil.
73.	Rajouri	Rajouri Tehsil (excluding PCs 11-Nagrota, 13- Ujhan, 14-Nadian, 15-Darhal, 16-Chowkian, 18-Potha-Gralana, 19-Badhoon, 21-Dalhuri and 22-Dhangri
POONCH DISTRICT		
74.	Suran	PCs 18-Samote, 19-Drabah, 20-Traranwali, 21- Gaunthal 22-Lassana, 23-Phagla, 24-Marhote, 25-Gundi, 26-Chandimarh, and 27-Dathung in Mendhar Tehsil; and PCs 21-Sindara, 22-Sehri Khawaja and 23-Dhara Fatehpur in Haveli Tehsil.
75.	Mendhar	Mendhar Tehsil (excluding PCs 18-Samote, 19-Drabah, 20-Traranwali, 21-Gaunthal, 22-Lassana, 23-Phagla, 24-Marhote, 25-Gundi, 26-Chandimarh and 27-Dathung).
76.	Haveli	Haveli Tehsil (excluding PCs 21-Sindara, 22-Sehri Khawaja and 23-Dhara Fatehpur).

Note.—

(i) Any reference in this Table to a Tehsil, Patwar Circle, Ward, or other territorial division shall be taken to mean the area comprised within that Tehsil, Patwar Circle, Ward or other territorial division on the 1st day of September.

(ii) PCs stands for Patwar Circle.

(iii) N. A. stands for Notified Area.

Representation of the People Act, 1957 — Order No. 1 regarding delimitation of Assembly Constituencies

Notification dated 27.04.1995, Delimitation Commission Jammu And Kashmir

In pursuance of section 4 of the Jammu and Kashmir Representation of the People Act, 1957, the following order made by the Delimitation Commission under clause (d) of sub-section (3) of section 4 of the Act in respect of the delimitation of Assembly Constituencies in the State of Jammu and Kashmir is hereby published:-

ORDER NO. 1

Whereas in pursuance of sub-section (3) of section 4 of the Jammu and Kashmir Representation of the People Act, 1957, the proposals of the Delimitation Commission for the delimitation of Assembly Constituencies in the State of Jammu and Kashmir were published in the Jammu and Kashmir Government Gazette of 4th April, 1989;

And whereas all the objections and suggestions received in relation to the said proposals were considered by the Commission at public sittings held at various places of the State on various dates ;

We hereby determine as follows:—

- (1) The territorial constituencies into which the State of Jammu and Kashmir shall be divided for the purpose of elections to the Legislative Assembly and the extent of each such constituency shall be as shown in the Table below ; and
- (2) Where the name of a constituency as shown in this table is distinguished by the brackets and letters (SC), the seat in that constituency is reserved for the Scheduled Castes.

TABLE
ASSEMBLY CONSTITUENCIES

S. No.	Name of the Assembly Constituency	Extent
1	2	3
	KUPWARA DISTRICT	
1	Karnah	All PCs of Tehsil Karnah; PC Keran of Tehsil Kupwara.
2.	Kupwara	PCs 18-Sulakot, 20-Radabug, 22-Bumhama, 23-Drugmulla, 25-Gushi, 26-Batergam, 27-Dadikoot, 30-Gulgam, 31- Harrai, 32-Hayan, 33-Trehgam, 34-Guglose, 35-Kralpora, 36-Guzeryal, 37-Gundizona-Reshi, 38-Panzgam, 39- Meelyal, 40-Shooloora, 41-Dardihairi-Kharagund, 42-Kupwara, 43-Awoora, 44-Zirhama of Tehsil Kupwara and P.C. 55-Manzgam in Tehsil Handwara.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
3.	Lolab	PCs 1-Harduring, 2-Chontiwari, 3-Machil, 4-Kalaroch, 5- Khumrayal, 6-Kanthpora, 7-Wawoora, 8-Maidanpora, 9- Khurhama, 10-Warnow, 11- Krusan, 12-Sogam, 13-Darapora, 14-Lalpora, 15-Chandigam, 16-Tekipora, 17-Dewar Inderbug, 19-Manigah, 29-Haihama, 45-Dardapora in Kupwara Tehsil.
4.	Handwara.	PCs 8-Maidan Chogal, 28-Taratpora, 29-Wilgam, 30-Lilam, 31-Dulipora, 32-Opzawani, 33-Shogapora, 34-Neelipora, 35-Magam, 36-Jagarpora, 39-Behnipora, 40-Rajpora, 41-Zachaldara, 42-Wadder, 43-Turkapora, 44-Chanjimulla, 45- Wadipora, 46-Bhaki Akhar, 47-Batakoot, 48-Braripora, 49-Waripora Gonipora, 50-Nutanoosa, 51-Kandikhas, 52- Handwara ; 53-Dhama, 54-Panchakoot in Tehsil Handwara ; and 21-Kegam, 28-Nagrimalpora, 24- Najatpora in Tehsil Kupwara.
5.	Langate	PCs 1-Langate, 2-Unusu, 3-Pohrupeth, 4-Glura, 5-Martgam, 6-Hanga, 7-Shanoo, 9-Nowgam, 10-Mawar, 11- Qalamchakla, 12-Adura, 13-Haril, 14-Drangsoo-Shah-Nagri, 15-Udipora, 16-Kralagund, 17- Lokipora, 18-Kichlo Qazipora, 19-Khaipora, 20- Panditpora, 21-Super-Nagam, 22-Ashapora, 23-Safalpora, 24-Kralpora, 25-Deedarpora, 26-Shathgund-Balla, 27- Rawalpora, 37-Waisakawnar, 38-Lachampora in Tehsil Handwara.
BARAMULLA DISTRICT		
6.	Uri.	All PCs in Tehsil Uri.
7	Rafiabad	PCs 11-Chakloo, 12-Nadihal, 13-Shitloo, 15- Biner Kahdoora in Tehsil Baramulla ; and

S. No.	Name of the Assembly Constituency	Extent
1	2	3
		PCs 5-Nowpora Kalan, 8-Watergam, 9-Fidarpora, 10- Handipora, 11 -Yarbug, 12-Riban-Ramhama, 13-Ladora, 14-Rehama, 15-Chijahama, 16-Wanpora, 17-Panzala- Gundabal 18-Sailkoot, 19-Balhama-Thakanpora, 20- Chatoosa, 21-Dangiwachha, 22-Rawacha, 23-Harduchanam, 24-Bakshipora-Batapora, 25-Zithan, 36-Behrampora, 37- Chitlora, 38-Achabal in Tehsil Sopore.
8.	Sopore.	PCs 1-Sopore with NAC, 2-Warapora, 3-Arapora, 4- Dangerpora, 6-Watalab, 32-Seeloo, 33-Botingoo, 34- Mundji, 35-Duroo, 39-Hardu-Shiva, 41-Aadipora-Bomai, 42-Wadoora, 40-Tujar-Pahlihar, 43-Harwan, 44-Zaloor in Tehsil Sopore.
9.	Gurez	All PCs in Tehsil Gurez.
10	Bandipora.	All PCs in Tehsil Bandipora ; and PC 1-Ajas of Tehsil Sonawari.
11.	Sonawari.	All PCs in Tehsil Sonawari excluding PC 1- Ajas
12.	Sangrama.	PCs 16-Kreeri, 17-Wizar, 18-Authora, 19-, Shalakawara, 20- Nowpora-Jagir, 21-Wagoora, 22-Kachumuqam, 24- Manigam, 25-Kalantara-Balla, 26-Dandmoh, 27-Sultanpora-Kandi in Tehsil Baramulla ; and 7-Tarzo, 26-Hygam, 27-Seer-Jagir, 28-Bulagam, 29-Sangrama, 30- Krank-Shivan, 31-Wagub in Tehsil Sopore
13	Baramulla	PCs 1-Laridora, 2-Heewan, 3-Malapora, 4-Kich-Hama, 5- Ushkara, 6-Khanpora with NAC, 7-Khaja-Bagh, 8-Taki Sultan, 9-Khaitangan, 10-Delina, 14-Kansipora, 23-Chandoosa in Tehsil Baramulla.
14	Gulmarg	All PCs in Tehsil Gulmarg ; and 2-Wailoo Kralpora, 8- Sriwarapora, 9-Chokar, 10-Waripora-Bangil, 12-Malmoh, 13-Nowlari, 16-Yal in Tehsil Pattan.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
15	Pattan	Tehsil Pattan excluding 2-Wailoo-Kralpora, 8-Sriwarapora, 9-Chokar, 10-Waripora Bangil, 12-Malmoh, 13-Nowlari and 16-Yal.
	SRINAGAR DISTRICT	
16.	Kangan	All PCs of Tehsil Kangan ; and PCs 1-Manigam, 2-Wailoo, 3-Nunar in Tehsil Ganderwal
17.	Ganderbal	Tehsil Ganderbal excluding 1-Manigam, 2-Wailoo, 3- Nunar and P.C. Haran in Srinagar Tehsil.
18.	Hazratbal	Ward 16 in Srinagar Municipality (excluding Municipal areas not falling in Srinagar Tehsil but falling in Ganderbal Tehsil) and PC 9-Bachpora in Tehsil Ganderbal and Wards 17 and 12 except the following mohallas of Ward 12 ; Mugal Mohalla, Surateng, Khawjapora, Kocha Nidan, Zindashah and boat population of these wards.
19.	Zadibal	Wards 14 and 15 in Srinagar Municipality and boat population of Anchar and of the ghats of these wards.
20.	Idgah	Wards 8 and 11 in Srinagar Municipality and P.C. 38- Palpora and 41-Sangam in Srinagar Tehsil.
21.	Khanyar	Wards 10-13 of Srinagar Municipality and the following mohallas of Ward 12—Mugal Mohalla, Surateng, Khawjapora, Zindshah and Kocha Nidan and boat population of these wards.
22.	Habbakadal	Wards 7 and 9 in Srinagar Municipality and boat population of Wards 6, 7 and 9.
23.	Amirakadal	Wards 3 and 4 in Srinagar Municipality excluding (i) Natipora (rural), (ii) Rawalpora (rural), (iii) Hyderpora (rural) ;
		and excluding Aramwari, Gund Chandal, Stingoo, Sutho Kirther Bagh in Tehsil Chadoora and Watdoor, Galwanpora Laloo and Shesgam Bagh in Tehsil Badgam and boat population of these wards and of Ward 5.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
24.	Sonawar	Wards 1 and 2 in Srinagar Municipality and Badamibagh Cantonment and P.C. 21- Chitrahama, 19-Dara, 29- Khunmu, 30-Balhama, 31-Zewan in Tehsil Srinagar and boat population of ghats in these wards.
25.	Batamaloo	Wards 5 and 6 in Srinagar Municipality; and PCs 6- Mujgund, 42-Bachipora Tengpora in Srinagar Tehsil.
	BUDGAM DISTRICT	
26.	Chadoora.	The following Patwar Circles of Tehsil Chadoora, 16- Chadoora, 24-Chattergam, 25-Wagora, 26-Wathura, 27- Khanda, 28-Bugam Batapora, 29-Kralpora, 30-Hayatpora, 31-Pohroo, 32-Rakh Shalina, 33-Bagati-Kanipora, 34- Nowgam, 35-Kanihama, 36-Daulatpora, 38-Natipora rural area outside Srinagar Municipal limits in ward 4 and 39- Lasjan and Aramwari, Gund, Chandal Stengoo, Suthoo, Kirtherbagh and 40-Kursu Padshahibagh.
27.	Badgam.	PCs 1-Soibugh, 2-Dhrmana, 3-Wahabpora, 4-Arth, 5- Wadwan, 6-Bemina, 7-Pallar, 8-Garriend Kalan, 9- Sholipora, 10-Nassar-ullah-Pora, 11-Jahama, 12-Water-Wani, 28-Chune, 29-Badgam, 30-Ompora, 31- Narkara, 32-Humhama, 35-Karewa Damodar, 36-Gund- Sathu, 37-Ichakoot, 38-lchgam, 33-Rawalpora (rural), 34-Hyderpora (rural) in Badgam Tehsil.
28	Beerwah	PCs 1-Suzeth-Gooripora, 2-Kawoosa Khalisa, 3-Kawoosa Jagir, 4-Batapora Kanihama, 5-Sanoor-Kalipora, 6-Hardu Malpora, 7-Bandagam, 8-Utligam, 9-Mula-Shulla, 10- Sonapah, 12-Gondipora, 21-Shanglipora, 22-Khag, 23- Malpora Khag, 24-Himchipora, 25-Lalpora, 26-Beerwah, 27-Chewdara, 28-Peth Mukhama, 29-Rathusun, 30-Bona Makhama, 31-Nagam, 32-Iskanderpora, 33-Aripanthan, 34- Palpora, 36-Hardua-Shorsh in Tehsil Beerwah.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
29	Khansahib	PCs 11-Hokhalatri, 13-Pharthan, 14-Kandoora, 15-Drahg, 16-Sitaharan, 17-Zogikharian, 18-Arizal, 19-Qamroo, 20- Rawalpura-Beerwah ; and PC 35-Sail in Tehsil Beerwah ; and PCs 13-Waterhail, 14-Jawalapora, 15-Sondipora, 16- Dalipora, 17-Yari Khah, 18-Talapora, 19-Parnawah, 20- Drayagam, 21-Frestwar Khasipora, 22-Arigam, 23-Khan Sahib, 24-Raithan, 25-Kachwari, 26-Gurwait Kalan, 27- Falchall in Tehsil Budgam.
30	Chrarr-i-Sharief	PCs 1-Gogji Pathari, 2-Brinjan, 3-Hafroo Batapora, 4- Branawar, 5-Surasyar, 6-Dada-Ompara, 7- Hanjura, 8- Nowpora, 9-Pakharpora, 10-Hardu Dalwan Futlipora, 11-Teelsarah, 12-Chrarr-i-Sharief, 13-Watkaloo, 14- Darawan Nowgam, 15-Chrawan, 17-Nagam, 18-Badipora, 19-Yarikalan, 20-Ropora Namtihal, 21-Kanir, 22-Ranger, 23-Sogam, 37-Nowhar in Tehsil Chadoora.
	PULWAMA DISTRICT	
31.	Tral	All PCs in Tehsil Tral.
32.	Pampore	All PCs in Tehsil Pampore and Patwar Circles 26-Awantipora, 27-Padgampora, 29-Lilhar, 46-Nihama, 47- Kakapora in Tehsil Pulwama.
33.	Pulwama	PCs 1-Inder, 2-Gangoo, 5-Pulwama with NAC, 9-Ratnipora, 10-Pahoo, 11-Trich, 12-Koil, 13-Pinglina, 14- Narwa, 17-Litter-Shistar, 18-Nayina, 19-Panzgam, 20-Dogripora, 21-Rishipora, 22-Laderpur, 23-Nownagri, 24-Tokna, 25-Malangpora, 28-Lajoora, 40-Palapora, 45- Nawa, 48-Jagir Parigam, 49-Tumchi Nowpora, 50-Hakripora in Tehsil Pulwama.
34.	Rajpora	PCs 3-Karimabad, 4-Moran, 6-Kangan, 7-Wahibugh, 8- Goosoo, 15-Bonarah, 16-Trichal, 30-Ramoo, 31- Billowdergund, 32-Qasbayar, 33-Drubgam, 34-Mitrigam, 35-Abhama, 36-Trujan, 37-Khaigam, 38-Noorpura Payeen, 39-Arihal, 41-Tahab-Shadipora, 42-Achan, 43-Chandigam, 44-Rajpora in Tehsil Pulwama.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
35.	Wachi	PCs 8-Kalroo Malikgund, 9-Nadigam, 11-Dangerpora, 12- Turka Wangam, 13-Urapora, 14-Hardu-Handow, 15- Harmain, 16-Chak-Chowand, 17-Kapran, 19-Dangam, 20-Chakora, 21 -Pratabpora, 24-Kanji-Ullar, 25-Chitragam, 26-Darikalpora, 27-Hef, 28-Sugan, 29-Awnera, 30-Wachi, 31-Aglar, 32-Zainapora. and 39-A.llowpora-Sheikhpora in Tehsil Shopian.
36.	Shopian	PCs 1-Saidapora, 2-Meemandar, 3-Arhama, 4-Pinjoora, 5- Ganowpora Arish, 6-Bemnipora, 7-Harapora, 10-Trenz, 18- Vehilchal-Awattoo, 22-Sedew, 23-Ram Nagri, 33-Diyaroo, 34-Barthipora, 35-Daramdoora, 36-Zoora-Baderhama, 37- Narapora, 38-Keegam, 40-Keller-Mastpora, 41 -Pahlipora, 42-Sindhu-Shrimal, 43-Shopian, 44-Devipora (forest block) in Tehsil Shopian.
	ANANTNAG DISTRICT	
37.	Noorabad	PCs 5-Malwan, 6-Pahloo, 7-Akhal, 23-Gudder, 34-Brinal Lamber, 46-Damhal-Hanjipora, 47-Ahmada-Abad, 48- Yaroo, 49-Hardu-Mandagori, 51-Manzgam, 52-Asnoor, 53- Wattoo, 54-Avil, 55-Khuri-Batapora, 56-Nagam, 57-Danow-Kandimarg, 58-Badi-Jehalan, 59-Chimar, 60-Qasba Khul, 61-Nandimarg in Tehsil Kulgam.
38.	Kulgam	PCs 1-Kulgam with NAC, 2-Hanad-Chawalgam, 3- Amnoo, 4-Chambagund, 11-Ashmuji, 19-Mirhama, 20- Akey, 21-Pariwan, 22-Chehla, 24-Areh, 25-Bihibagh, 26-Gopalpora, 38-Bugam, 39-Tarigam-Devsar, 43- Yamroch, 44-Munad-Guffan, 45-Katersoo, 50-Largurhama in Tehsil Kulgam.
39.	Home- shalibugh	PCs 8-Uranhal, 9-Tuli-Nowpora, 10-Kujar, 12-Redwani, 13- Arwani, 14-Frisal, 15-Jablipora, 16-Wanpora, 17- Hassanpora Tavela, 18-Khandi-Phari, 40-Tarigam-Devibugh, 41 -Matibugh, 42-Homshalibugh in Tehsil Kulgam.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
40.	Anantnag	PCs 1-Qasba Bhagat, 2-Khanabal, 3-Roohoo, 4-Kamar, 5- Anchidoora, 6-Hardu-Chichan, 10-Ranbirpora in Tehsil Anantnag.
41.	Devsar	PCs 27-Devsar, 28-Bona Devsar, 29-Kilam-Buzgam, 30- Hablishi, 31-Nipora, 32-Laram-Ganipora, 33:Chowgam, 35- Razloo, 36-Waltengu, 37-Sopat Tengpora, 62-Oral in Tehsil Kulgam ; and
		PCs 18-Vesoo, 19-Nasoo-Badargund, 20-Panzeth, 21- Kurigam, 23-Qazigund with NAC in Doru Tehsil.
42.	Doru	PCs 1-Doru, 2-Bragam, 3-Oibamdooth, 4-Mantpora, 5- Larkipora, 6-Hakura,-Badasgam, 7-Batgund, 8-Verinag, 9- Sadiwara, 10-Mundah, 11-Hiller, 12-Nowgam Shahabad, 13-Rain-Chowgund, 14-Thamankoot, 15-Qamar, 16-Halsidar, 17-Kapron, 22-Wangund in Tehsil Doru.
43.	Kokernag	PCs 28-Saagam, 29-Bider-Hayatpora, 30-Bhai, 31-Akingam, 32-Nagam, 33-Soof-Shali, 34-Panzgam, 35- Bindo-Zulangam, 36-Devalgam, 37-Nalla-Sund-Brari, 38-Lohar-Sanzi, 39-Ahlan-Gadol, 40-Kharatti, 41-Desoo, 42-Kharapora, 43-Qasba-Nowbugh, 44-Mati Hundoo, 45-Larnoo, 46-Kokernag NAC, 47-Achabal NAC in Tehsil Anantnag.
44.	Shangus	PCs 13-Sahibabad, 14-Nowgam, 15-Imoh, 16-Brakapora, 17-Shangus, 18-Uttarsoo, 19-Kreri, 20-Chatergul, 21- Ghikalpora, 22-Ranipora, 23-Detho-Nagnarian, 24- Gopalpora, 25-Telwani, 26-Kwarigam, 27-Ahupaisan in Tehsil Anantnag.
45.	Bijbehara	All PCs in Tehsil Bijbehara and PCs 7-Macha Bawan, 11- Nanilnag, 12-Akora in Tehsil Anantnag.
46.	Pahalgam	All PCs in Tehsil Pahalgam and PCs 8-Seer-Kanligund, 9- Salia in Tehsil Anantnag.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
	LEH DISTRICT	
47.	Nobra	PCs 1-Udmaroo, 2-Panamik, 3-Khardong, 4-Turtuk in Tehsil Leh.
48.	Leh	PCs 5-Tanchey, 6-Leh (Khas), 7-Chuchot, 8-Thiskay, 9- Marchilong, 10-Igoo, 11-Kungyam, 12-Fiang, 13-Bazgo, 14- Saspol, 15-Ternisgam, 16-Lamaryouru, 17-Skurbuchan in Tehsil Leh.
	KARGIL DISTRICT	
49.	Kargil	All PCs of Tehsil Kargil except following PCs :— 16- Barsoo, 14-Lankarchay, 17-Panikhar.
50.	Zanskar.	All PCs of Tehsil Zanskar and following PCs of Tehsil Kargil :— 16-Barsoo, 14-Lankarchay, 17-Panikhar.
	DODA DISTRICT	
51	Kishtwar	PCs 1-Marghi, 2-Inshan, 3-Yerudu, 4-Renai, 5-Nowpachi, 6-Chanjer, 7-Qaderana, 8-Deharana, 9-Lopara, 10-Loharna, 11-Soundhar, 19-Palmar, 30-Trigam, 31-Kishtwar, 32-Matta, 33-Poochal, 34-Dool, 35-Bhagnah, 36-Galarbahta, 37-Atholi, 38-Sohal, 39-Ishtiari, 40-Gulabgarh, 41-Massu, 42-Kishtwar NAC, 43-Forest Block in Tehsil Kishtwar.
52	Inderwal	PCs 12-Chingam, 13-Inderwal, 14-Chatroo, 15-Sigdi, 16- Moolchhiter, 17-Drubeel, 18-Kochal, 20-Filler, 21-Pakhlan, 22-Keshwan, 23-Shandri, 24-Sangna, 25-Patnazi, 26- Jawalapur, 27-Loundri, 28-Badhat and 29-Karool in Tehsil Kishtwar ; PCs 1-Jakyas in Tehsil Bhalesa (Gandoh) and following PCs of Tehsil Thathri :— 1-Jangalwar, 3-Malanoo, 4-Kansu, 10-Kandote.
53	Doda	All PCs of Tehsil Doda except 8-Dessa, 9-Dhandal, 10- Kastigarh, 11-Shamti, 12-Chaka Kundi, 13-Assar, 14- Charrota

S. No.	Name of the Assembly Constituency	Extent
1	2	3
54	Bhaderwah	All PCs of Tehsil Bhaderwah and PCs 2-Budhli, 3-Chilli, 4- Drawani, 5-Kahal Jugasar, 6-Budwar, 7-Chanisar, 8- Kilotran, 9-Kharangal, 10-Gandoh in Tehsil Bhalesa ; and PCs 2-Jora, 5-Bhaja, 6-Bhalla, 7-Jagiti, 8-Bhallari, 9-Rokali, 11-Pamshayee in Tehsil Thathri.
55	Ramban(SC).	All PCs of Tehsil Ramban except 5-Sarbagni and PCs of 8- Dessa, 9-Dhandhal, 10-Kastigarh, 11-Shamti, 12-Chaka, 13- Assar, 14-Charrota of Tehsil Doda.
56	Banihal	All PCs of Tehsil Banihal and 5-Sarbagni in Tehsil Ramban.
	UDHAMPUR DISTRICT	
57	Gulabgarh	PCs 2-Mahore, 2-Sarh, 3-Dewal, 4-Gulabgarh, 5-Chasote, 6- Bagankote, 7-Shergarhi, 8-Shikari, 9-Kanthi, 10-Tulibana, 13-Shajroo in Tehsil Gulabgarh and PC 16-Jij in Tehsil Reasi.
58	Reasi	Tehsil Reasi except following PCs :— 1-Salal, 15-Chinkah, 16-Jij, 17-Thakrakote and following PCs of Tehsil Udhampur :—
		13-Panjar, 14-Lali, 15-Ladah, 17-Dhandu, 18-Jhandawa, 32- Badhota and 19-Suhal.
59	Gool Arnas	Following PCs of Tehsil Gool Gulabgarh :— 11-Thuru, 12- Bhudhan, 14-Kanthan, 15-Judda, 16-Dhanow, 17-Kali Masta, 18-Gool, 19-Thatharka, 20-Sangaldan, 21-Forest Block ; and 1-Salal, 15-Chinkah, 17-Thakrakote in Tehsil Reasi
60	Udhampur	All PCs of Tehsil Udhampur except the following PCs :— 13-Panjar, 14-Lali, 15-Ladha, 17-Dhandu, 18-Jhandawa, 19- Suhal, 20-Ludha, 21-Balian, 27-Sunal, 29-Meer, 30-Kathi, 32-Badhota.
61	Chenani(SC).	All PCs of Tehsil Chenani and following PCs of Tehsil Udhampur :—

S. No.	Name of the Assembly Constituency	Extent
1	2	3
		20-Ladha, 21-Balian, 27-Sunal, 29-Meer, 30-Kathi and following PCs of Tehsil Ramnagar. 10-Dudu, 11-Latti, 31-Ghordi, 33-Hartarian, 34-Dandal, 35- Barmeen, 36-Nalla Ghoran.
62	Ramnagar	All PCs of Tehsil Ramnagar except the following :—
		10-Dudu, 11-Latti, 31-Ghordi, 33-Hartarian, 34-Dhandal, 35-Barmeen, 36-Nala Ghoran.
	KATHUA DISTRICT	
63	Bani	PCs 14-Bani, 15-Banjai, 16-Fatehpur, 17-Sandroon, 18- Rolka, 19-Buggah, 20-Lowang, 21-Kanthal, 22-Surjan, 23- Dhanggar, 24-Koti, 25-Forest Block in Tehsil Basohli and 9-Godu Flal, 10-Badnota, 11-Machadi, 20-Malhar in Tehsil Billawar.
64	Basohi	PCs 1-Thein, 2-Basantpur, 3-Lakhanpur, 4-Hatli, 7-Tridwan, 36-Lakhanpur NAC, 29-Berthian and 30-Sorlain in Tehsil Kathua and PCs 1-Basohli, 1-a-Basohli NAC, 2- Sandhar, 3-Hutt, 4-Bhoond, 5-Saman, 6-Dhar Jankar, 7- Dhar Mahanpur, 8-Plahi, 9-Prita, 10-Saber, 11-Patti, 12-Athalith, 13-Mahanpur in Tehsil Basohli and PCs 21- Dhar Digno, 22-Huttar, 23-Dambra in Tehsil Billawar.
65.	Kathua	PCs 5-Dilwan, 6-Maha, 8-Kharote, 9-Taraf Manjili, 10- Taraf Tajwal, 11-Karian, 12-Taraf Bajwal, 13-Changran, 14- Govindsar, 15-Chak Soon Noopa, 16-Khakhyal, 17-Mirpur Ram, 18-Taraf Balla, 20-Katharian, 21-Janglote, 22-Loagate, 23-Jakhbar, 24-Airwan, 26-Chak Sakta, 27-Budhi, 28- Nanan, 31-Barwal, 32-Jherhere, 33-Kathua Forest Block, 34- Kathua NAC, 35-Perlain and 25-Folote in Tehsil Kathua

S. No.	Name of the Assembly Constituency	Extent
1	2	3
66	Billawar	PCs 11-Katli, 17-Bhaya, 21-Denga Amb, 23-Dhamal, 25- Mangloor, 26-Chelakh, 27-Salain in Tehsil Hiranagar and PCs 1-Ramkot, 2-Makwal, 3-Salora, 4-Rajwlta, 5-Danjisdhar, 6-Thara Kalwal, 7-Kalyal, 8-Thanthoo, 12-Kohag, 13-Malti, 14-Durang, 15-Dharan Kote, 16-Bhaddu, 17-Billawar, 18- Billawar NAC, 19-Buggan, 24-Parnala, 25-Pallan in Tehsil Billawar and PC 19-Juthana in Tehsil Kathua.
67	Hiranagar (SC).	1-Jatwal, 2-Nonath, 3-Ghagwal, 4-Sarath, 5-Bhatyari Kotlan, 6-Sanoora, 7-Mawa, 8-Nohran, 9-Chachwal, 10- Sarti Kalan, 12-Chak Dulma, 13-Jondi, 14-Londi, 15- Rajpura, 16-Kootah, 18-Gurah Mathian, 19-Bavia, 20-Katal Brahmana, 24-Hamirpur, 28-Chhan Rorian, 29-Marheen,
		22-Saiswan, 30-Khanpur, 31-Hiranagar, 32-Hiranagar NAC, 33-Pansar, 34-Kore Punu, 35-Chak Deva, 36-Chak Bhagwana, 37-Chak Kahna, 38-Chadwal, 39-Forest Block in Tehsil Hiranagar.
	JAMMU DISTRICT	
68	Samba (SC)	PCs 1-NAC Samba, 2-Samba Khas, 3-Taloor, 4-Amli, 5- Durin, 6-Katli, 7-Ram Nagar, 8-Pingdore, 11-Sunian, 10- Sarna, 12-Bharatgarh, 13-Suran, 14-Goran, 15-Balhter, 17-Katwalta, 18-Kharah Madena, 21-Baghore, 22- Purmandal, 24-Mohar Garh, 25-Badhari, 26-Kard in Tehsil Samba and PC 28-Chaudi in Jammu Tehsil.
69	Vijaypur	PCs 9-Khanpur, 20-Vijaypur, 23-Gurah Salathian, 28- Harmander, 29-Chak Salarian, 30-Nanga, 31-Logwal, 32- Keso Manhasan, 33-Ramgarh, 34-Gho-Brahmana, 35-Chak Chataka, 36-Chann Fatwal, 37-Abtal, 38-Swankha, 39- Mahal Shan, 40-Rari, 41-Smailpur, 27-Birpur, 42-Tarore, 43- Bagla, 44-Gandwal in Tehsil Samba.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
70	Nagotra	PCs 39-Ranjan, 40-Sarote, 41-Jandial, 42-Gorda, 44-Nagrota, 45-Dansal, 46-Jhajar Kotli, 47-Thara, 48-Bamyal, 49-Katal Batal, 50-Shiba, 51-Jagti, 52-Jindrah, 53-Kanyala, 54-Kothar, 55-Kharte, 56-Dhan, 57-Songoon, 58-Ponthal, 59-Surinsar in Tehsil Jammu and PCs 16-Bain Bajalta 19- Aitham in Tehsil Samba.
71	Gandhinagar	Ward-16 (Gandhinagar), Ward-17 (Naibasti), Ward-22 (Chhani Rama), Ward-23 (Bahu), 24-Digiana, 26-Bahu, 27- Sunjwan, 29-Gadigarh, 30-Satwari in Tehsil Jammu.
72	Jammu East	Wards 1 to 6, 9, 10, 12 and 15.
73	Jammu West	wards 7, 8, 11, 13, 14, 18, 19, 20 and 21.
74	Bishnah	All PCs in Tehsil Bishnah and 25-Naugran in Tehsil Jammu.
75	R.S. Pura (SC).	PCs 1-Salhar, 2-Rathana, 3-Kandlihar, 4-Khour, 5-Kalyana, 14-R.S. Pura with NAC, 15-Khas Gigian, 16-Chohalla, 19- Kirpind, 20-Kotli Shah Dula, 25-Marlia, 24-Darsopur, 35- Gondla in Tehsil R. S. Pura.
76	Suchetgarh	PCs 6-Dablihar, 7-Magowali, 8-Parlah, 9-Chak Baza, 10- Nekowal, 11-Jevroh, 12-Saie Kalan, 13-Chak Mulo, 17- Badyal Brahmana, 18-Jasore, 21-Chak Agra, 22-Fatehpur Brahmana, 25-Samka, 26-Basapur, 27-Rangpur Malana
		28-Suchetgarh, 29-Chandu Chak, 30-Satowali, 31-Ghrarana, 32-Badyal Qazian, 33-Abdal, 34-Chakroi in Tehsil R. S. Pura.
77	Marh	PCs 60-Prahaladpur, 61-Mandal, 62-Sum, 65-Gho Manhasan, 66-Sohanjana, 67-Thub, 68-Sahran, 69-Rathua, 70-Chanore, 71-Makwal, 72-Gol, 74-Gajansoo, 75- Kalyanpur, 76-Kahnachak, 77-Marh, 78-Gangoo Chak, 79- Kalrup, 80-Dhateryal, 31-Flora Nagbani in Tehsil Jammu.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
78	Raipur Domana (SC).	PCs 31-Paloura, 32-Muthi, 33-Barn, 34-Siri Panditan, 35- Gharota, 36-Raipur Domana, 37-Kot Bhalwal, 38-Amb, 43- Kaink, 63-Hakkal, 64-Khandwal, 73-Bhadrorra, 82-Panjore in Tehsil Jammu.
79	Akhnoor	PCs 1-Chowki, 2-Choura, 3-Kathar, 4-Mandarian, 8-Narri, 6-Ambaran, 7-Barui, 9-Ganderwan, 10-Manda, 11- Akhnoor Khas, 12-Sungai, 13-Pangairi, 14-Devipur, 15- Chak Kirpalpur, 16-Jadh, 17-Muthi Maira, 18-Rakh Dhoke, 19-Saliote, 20-Ghar Majoor, 21-Mawa Brahmana, 22-Leherian in Tehsil Akhnoor.
80	Chhamb (SC).	PCs 8-Mattoo, 24-Gurah Manhasan, 25-Sarwal, 23-Pargwal, 26-Bhalwal Malu, 27-Hamirpur, 28-Bakore, 29- Chak Malal, 30-Derian, 31-Sainth, 32-Gigarial, 33-Khour, 34-Kot Mera, 35-Palanwala, 36-Kharah, 37-Nathal 38- Doori, 39-Chhani Dewanoo, 40-Samuan, 41-Chakla in Tehsil Akhnoor.
	RAJOURI DISTRICT	
81	Nowshera	All PCs of Tehsil Nowshera except 11-Narian and all PCs of Tehsil Sunderbani.
82	Darhal	All PCs of Tehsil Budhal except 3-Khawas, 6-Kote Chalwal and following PCs of Tehsil Thanamandi:- 5-Darhal, 6-Chowdian, 7-Nadian, 8-Ujhan; and PC 4- Nagrota in Tehsil Rajouri.
83	Rajouri	Following PCs of Tehsil Rajouri :- 1-Gambir Muglan, 2-Dani-Dhar, 7-Bathooni, 8-Sarola, 9- Sohana, 10-Doongi Brahmana, 11-Katarmal, 12-Deri Delote, 13-Panj Grain, 14-Galhoti, 15-Fatehpur, 17-Bagla, 19-Rampur with NAC Rajouri with following PCs of Thanamandi Tehsil :- 1-Dodasan Balla, 2-Saaj, 3-Shahdara Sharief, 4-Hosplote, 10-Thanamandi with NAC and 9-Bharote.

S. No.	Name of the Assembly Constituency	Extent
1	2	3
84	Kalakote	All PCs of Tehsil Kalakote and following PCs of Tehsil Rajouri :— 2-Dalhari, 3-Dhangri, 6-Potha Grlana, 16-Khanpur Chingus, 18-Bhadoo and PC 11-Narian of Tehsil Nowshera; and 3-Khaskote Chalwal of Budhal Tehsil.
	POONCH DISTRICT	
85	Surankote	All PCs in Surankote Tehsil and PCs 12-Rajpur, 21- Shindra, 22-Seri-Khawja in Poonch Tehsil
86	Mendhar	All PCs of Tehsil Mendhar.
87	Poonch Haveli	All PCs of Tehsil Poonch except 12-Rajpur, 21-Shindra, 22- Sheri Khawja.

Note:- Any reference in this table to a Tehsil, Patwar Circle (P.C.), Ward or N.A.C. (Notified Area Committee) shall be taken to mean the area comprised within that Tehsil, Patwar Circle, Notified Area Committee or Ward as on 1-4-1995.
