

GOVERNMENT OF JAMMU AND KASHMIR
DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS
CIVIL SECRETARIAT
SRINAGAR

NOTIFICATION
Srinagar, the 29th Sept 2014

SRO 391 - In exercise of the powers conferred by Section 168 of the Jammu and Kashmir Representation of the People Act, 1957 (Act No. IV of 1957), the Government, in consultation with the Election Commission of India, hereby makes the following amendments in the Jammu and Kashmir Conduct of Election Rules, 1965 namely:-

I. In rule 4, for the words, "alongwith the affidavits as set out in the form 2D and 2E", the words, "alongwith the affidavit as set out in Form 2D sworn by the candidate before a Magistrate of the First Class or a Notary" shall be substituted ;

II. After rule 4, the following rule shall be inserted, namely:-

"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.";

III. For rule 8, the following rule shall be substituted, namely:-

"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. ”;

IV. After Part IIIA, the following part shall be inserted, namely:-

“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
- (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.”;

V. In rule 49A, the following proviso shall be inserted, namely:-

“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.”;

VI. In rule 49B, in sub-rule (4), after clause (b), the following clause shall be inserted, namely:-

“(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. ”;

VII. In rule 49E.-

- (a) in sub-rule (1), for the words “every voting machine used at polling station”, the words “ every voting machine used at the polling station and the printer for paper trail wherever used,” shall be inserted;
- (b) in sub-rule (2), for the words, brackets and figure “no vote has been already recorded in the voting machine and it bears the label referred to in sub-rule(4).”, the words, brackets and figure “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” shall be substituted;
- (c) after sub-rule (6), the following sub-rule shall be added, namely:-
 “(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. ”;

VIII. In rule 49L, in sub rule (1), after clause (c), the following clause shall be added, namely:-

“(d) give details of the document produced by the elector in proof of his/her identification.”;

IX. In rule 49M, in sub-rule (3), after clause (c), the following proviso shall be added, namely:-

“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.”;

X. After rule 49M, the following rule shall be inserted, namely:-

"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.";

XI. In rule 49T.-

- (a) in sub-rule (1), after the words ,“detach the balloting unit from the control unit”, the words , “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” shall be inserted;

- (b) in sub-rule (2), for the words "The control unit and the balloting unit shall", the words "The control unit, the balloting unit and the printer, where it is used, shall" shall be substituted;

XII. In rule 66A, in clause (i),-

- (a) in rule 56A as made applicable by said rule, in sub-rule (2), after clause (a), the following proviso shall be inserted, namely:-

"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."; and

- (b) after rule 56A, so made applicable the following rule shall be inserted, namely:-

"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.

(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.”;

(c) in rule 57A, as made applicable-

- (a) in sub-rule (1), after the words “the memory of such result”, the words “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” shall be added;

(b) in sub-rule (2),-

- (i) for the words “The control unit”, the words “ The control unit and the paper slips” shall be substituted; and
- (ii) clause (c) shall be substituted by following clause, namely
“Serial number of the control unit and printer, wherever used”;

XIII. After Part VII, the following part shall be inserted, namely:-

“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 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.”;

- XIV. In rule 90, for the figures “ 5,00,000/-”, the letters and figures “Rs.28,00000/-” shall be substituted;
- XV. In rule 92, in sub-rule (2), after clause (c), the following clause shall be inserted, namely:-
“(cc) the printed paper slips sealed under the provisions of rule 57A as made applicable by rule 66A;”;

- XVI.** In rule 93, in sub-rule (1) , after clause (c), the following clause shall be inserted, namely:-
- “(cc) the printed paper slips sealed under the provisions of rule 57A as made applicable by rule 66A;”;
- XVII.** In rule 94, in the proviso to clause (b), after the words “counterfoils of used ballot papers”, the words “and the printed paper slips, if any,” shall be inserted;
- XVIII.** For Form 2-A, Form 2B, Form 2C, Form 2-D and Form 2-E and entries relating thereto, the following Forms and entries shall respectively be substituted, namely:-

“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.

My name is _____ and it is entered at SI. 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	Sl. No. in that part			
1	2	3	4	5	6
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

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).

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

SI. No.	SI. 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.

“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 Constituency. 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 _____ Council Constituency and my name is entered at Sl. 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	Name of local as entered in the list maintained under Section 21	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

Form 2D

(see Rule 4)

*Please affix
your recent
passport size
photograph
here*

Affidavit to be filed by the candidate alongwith nomination
the returning officer for election to _____ (name of
from _____ constituency (Name
constituency)

paper before
the House)
of the

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) 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:

Sl. 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)	<u>Agricultural Land</u> 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)	<u>Non-Agricultural Land:</u> 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)	<u>Residential Buildings</u> (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.

XIX. For **Form 3B** and entries relating thereto, the following Form and entries shall be substituted, namely:-

"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	Name of Candidate Paper	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 unde section
---------	-------------------	---------------------------------------	--------------------	---

154				
5	6	7	8	9

Place _____

Date _____

Returning Officer.”

Note: --- Wherever alternative is provided score out the word(s) not applicable.

XX. For Form 3C and entries relating thereto, the following Form and entries shall be substituted, namely;-

“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.

- XXI.** For Form 4 and entries relating thereto, the following Form and entries shall be substituted, namely;-

“FORM 4
(See Rule 8)

LIST OF VALIDLY NOMINATED CANDIDATES

*Election to the **

Sl.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.

- XXII.** In Form5,-

- (i) for the words “candidate nominated,” the words “candidate validly nominated” shall be substituted; and
- (ii) for the word “candidate,” wherever occurring, the words “validly nominated candidate” shall be substituted.

- XXIII.** In Form 6, for the word “candidate” wherever occurring, the words “validly nominated candidate” shall be substituted.

XXIV. For Form 7A and entries relating thereto, the following Form and entries shall be substituted, namely;-

“FORM 7A
[See Rule 10(I)]

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.
 - (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.

XXV. For **Form 7-B** and entries relating thereto, the following Form and entries shall be substituted, namely;-

“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.

Sl.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.

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.

XXVI. In Form 8, after the entry “Signature of Election Agent.” the following entry shall be inserted, namely:-

“Approved.

Signature and Seal of the
Returning Officer.”

XXVII. In Form 10, for the words “appoint.....of” the words and brackets “appoint.....(Name and address)” shall be substituted.

XXVIII. For Form 12A, the following Form shall be substituted namely:-

"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 _____
Date _____

Yours faithfully,
_____."

XXIX. After Form 13E , the following Forms and entries shall be inserted, namely;-

"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)

(Signature of classified service voter)

Serial number of his name and
part no. of electoral roll of the
concerned constituency _____

Serial number of his name in
the last 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 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."

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 _____ 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)

(Signature of classified service voter)

Serial number of his name and
electoral roll of the
constituency _____

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."

- XXX.** In Form 14, for the heading "Polling Station.....", the heading "Number and name of polling station..... in..... assembly constituency/Name of place of poll....." shall be substituted.
- XXXI.** In the principal rules, in Form 14A, for the heading "No. and name of Polling Station/ Name of place of poll.....", the heading "Number and name of Polling Station..... in..... assembly constituency/ Name of place of poll....." shall be substituted.
- XXXII.** In Form 15, for the words " Number and Name of Polling Station.....", the words "Number and Name of Polling Station..... in assembly constituency/ Name of place of poll....." shall be substituted.
- XXXIII.** For Form 17A, the following Form and entries shall be substituted, namely:-

"FORM17A
(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 _____

SI.No.	SI.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.
4.
etc.

Signature of the Presiding Officer."

- XXXIV.** For Form 17C and entries relating thereto, the following Form and entries shall be substituted, namely:-

"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

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) i 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

	Total	SI. No. From	To
(a) received for use	_____	_____	_____
(b) issued to electors	_____	_____	_____
(c) not used and returned	_____	_____	_____

10. Account of papers seals

Signature of polling agents.

I. Paper seals supplied for use:	Total No. _____ SI. No. from ___ to ____	1. _____
2. Paper seals used :	Total No. _____ SI. No. (s) _____	2. _____
3. Unused paper seals returned to Returning Officer :	Total No. _____ SI. No. (s) _____	3. _____
4. Damaged paper seal, if any:	Total No. _____ SI. No. (s) _____	4. _____ 5. _____ 6. _____

Date _____

Place _____

Signature of Presiding Officer.
Polling Station No. _____

PART II- RESULT OF COUNTING

SI. 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.

Full Signature

Name of candidate/election agent/counting agent

1.

2.

3.

4.

5.

6.

7.

Place _____

Date _____

Signature of Returning Officer.”

XXXV. For **Form 20** and entries relating thereto, the following Form and entries shall be substituted, namely;-

"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				
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Place

Date

Returning Officer."

- XXXVI.** In Form 21 after the brackets and words “(Address)” the words and brackets “sponsored by.....(name of the recognised/ registered political party)” shall be inserted.
- XXXVII.** In Form 21A after the brackets and words “(Address)” at both the places where they occur the words and brackets “sponsored by.....(name of the recognised/ registered political party)” shall be inserted.
- XXXVIII.** In Form 21B after the brackets and words “(Address)” the words and brackets “sponsored by..... (name of the recognised/ registered political party)” shall be inserted.
- XXXIX.** In Form 21C after the brackets and words “(Address)” the words and brackets “sponsored by.....(name of the recognised/ registered political party)” shall be inserted.
- XL.** In Form 21D after the brackets and words “(Address)” the words and brackets “sponsored by..... (name of the recognised/ registered political party)” shall be inserted.
- XLI.** For Form 21E and entries relating thereto, the following Form and entries shall be substituted, namely:-

“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.”

XLII. In Form 22.-

- (i) after the words “Shri..... of.....” the words and brackets “sponsored by.....(name of the recognised/ registered political party)” shall be inserted; and
- (ii) after the words “duly elected by the said constituency” the words “in the General Election/ Bye-election” shall be inserted.

XLIII. In Form 23 after the brackets and words “(Address)” wherever occurring the words and brackets “sponsored by.....(name of the recognised/ registered political party)” shall be inserted.

XLIV. In Form 23-A after the brackets and words “(Address)” at both the places where they occur the words and brackets “sponsored by.....(name of the recognised/ registered political party)” shall be inserted.

XLV. In Form 23-AA after the brackets and words “(Address)” at both the places where they occur the words and brackets “sponsored by.....(name of the recognised/ registered political party)” shall be inserted.

XLVI. In Form 23-B after the brackets and words “(Address)” at both the places where they occur the words and brackets “sponsored by.....(name of the recognised/ registered political party)” shall be inserted.

XLVII. In Form 24 after the word “Shri.....” the words and brackets “sponsored by.....(name of the recognised/ registered political party)” shall be inserted.

Sd/-
(Mohammad Ashraf Mir)
Secretary to Government,
Department of Law, Justice & Parliamentary Affairs.

No.LD(Leg)96/22-I

Dated.29.09.2014

Copy to the:-

1. Election Commission of India, Nirvachan Sadan, Ashoka Road, New Delhi.
2. Secretary to Government of India, Ministry of Home Affairs, New Delhi.
3. Secretary to Government of India, Ministry of Law & Justice, Shastri Bhawan, New Delhi.
4. Ld. Advocate General, J&K, Srinagar.
5. All Financial Commissioners_____.
6. Principal Secretary to Hon'ble Governor, J&K.
7. Principal Secretary to Hon'ble Chief Minister, J&K.
8. Principal/Commissioner/ Secretary to Government_____.
9. Chief Electoral Officer, J&K, Srinagar.
10. Divisional Commissioner, Kashmir/Jammu.
11. Registrar General, J&K High Court, Srinagar.
12. Principal Secretary to Hon'ble Chief Justice of J&K High Court.
13. Secretary Parliament Librarian, New Delhi
14. All Deputy Commissioners(District Election Officers).
15. Principal Private Secretary to Chief Secretary.
16. Pvt. Secretary to Hon'ble Minister for Law, Justice and P.A
17. Pvt. Secretary to Hon'ble Minister of State for Law, Justice and P.A.
18. Pvt. Secretary to Secretary to Government, Department of Law, Justice and Parliamentary Affairs.
19. General Manager, Government Press, Srinagar for publication in the extra ordinary issue of Government Gazettee.
20. SRO section (w.7.s.c).
21. Concerned file.



(Achal Sethi)
Additional Secretary to Government,
Department of Law, J & P.A