

GUIDELINES TO CONTESTING
CANDIDATES UNDER
SECTIONS 29 AND 30 OF
THE CANTONMENTS ACT -2006.

RETURNING OFFICER,
SECUNDERABAD CANTONMENT BOARD,
ELECTIONS - 2015.

SECTION 30 OF THE CANTONMENTS ACT, 2006

- (1) For the purpose of sections 27, 28 and 29, 'person' means an individual human being.
- (2) The following shall be deemed to be corrupt practices within the meaning of clause (g) of sub-section (3) of section 29, namely: -
- (1) "Bribery" that is to say-
- (A) Any gift, offer or promise by a candidate or his agent or by any other person with the consent of a candidate or his agent of any gratification to any person whomsoever, with the object, directly or indirectly of inducing-
- (a) a person to stand or not as, or to withdraw or not to withdraw from being, a candidate at an election; or
- (b) an elector to vote or refrain from voting at an election, or as a Reward to-
- (i) a person for having so stood or not stood, or for having withdrawn or not having withdrawn his candidature; or
- (ii) an elector for having voted or refrained from voting;
- (B) The receipt of, or agreement to receive, any gratification, whether as a motive or a reward-
- (a) by a person for standing or not standing or not as, or for withdrawing or not withdrawing, from being a candidate; or
- (b) by any person whomsoever for himself or any other person for voting or refraining from voting, or inducing or attempting to induce any elector to vote or refrain from voting; or any candidate to withdraw or not to withdraw his candidature.

Explanation: - For the purposes of this clause, the term "gratification" is not restricted to pecuniary gratifications or gratifications estimable in money and it includes all forms of entertainment and all forms of

employment for reward but it does not include the payment of any expenses bona fide incurred at, or for the purpose of, any election.

(2) Undue influence, that is to say, any direct or indirect interference or attempt to interfere on the part of the candidate or his agent, or of any other person with the consent of the candidate or his agent with the free exercise of any electoral right:

Provided that-

(a) without prejudice to the generality of the provisions of this clause any such person as is referred to therein who-

(i) threatens any candidate or any elector, or any person in whom a candidate or an elector is interested, with injury of any kind including social ostracism and ex-communication or expulsion from any caste or community; or

(ii) induces or attempts to induce a candidate or an elector to believe that he, or any person in whom he is interested, will become or will be rendered an object of divine displeasure or spiritual censure, shall be deemed to interfere with the free exercise of the electoral right of such candidate or elector within the meaning of this clause;

(b) a declaration of public policy, or a promise of public action, or the mere exercise of a legal right without intent to interfere with an electoral right shall not be deemed to interfere within the meaning of this clause.

(3) The appeal by a candidate or his agent or by any other person with the consent of a candidate or his agent to vote or refrain from voting for any person on the ground of his religion, race, caste, community or language or the use of, or appeal to religious symbols or the use of, or appeal to, national symbols, such as national flag or the national emblem

for the furtherance of the prospects of the election of that candidate or for prejudicially affecting the election of any candidate.

(4) The promotion of, or attempt to promote, feelings of enmity or hatred between different classes of the citizens of India on grounds of religion, race, caste, community or language, by a candidate or his agent or any other person with the consent of a candidate or his agent for the furtherance of the prospects of the election of that candidate or for prejudicially affecting the election of any candidate.

(5) The publication by a candidate or his agent or by any other person, with the consent of a candidate or his agent, of any statement of fact which is false, and which he either believes to be false or does not believe to be true, in relation to the personal character or conduct of any candidate, or in relation to the candidature, or withdrawal of any candidate, being a statement reasonably calculated to prejudice the prospects of that candidate's election.

(6) The hiring or procuring, whether on payment or otherwise, of any vehicle or vessel by a candidate or his agent or by any other person with the consent of a candidate or his agent or the use of such vehicle or vessel for the free conveyance of any elector other than the candidate himself, the members of his family or his agent to or from any polling station or place fixed for the poll:

Provided that the hiring of a vehicle or vessel by any elector or by several electors at their joint costs for the purpose of conveying him or them to and from any such polling station or place fixed for the poll shall not be deemed to be a corrupt practice under this clause if the vehicle or vessel so hired is a vehicle or vessel not propelled by mechanical power:

Explanation: - In this clause, the expression "vehicle" means any vehicle used or capable of being used for the purpose of road transport, whether propelled by mechanical power or otherwise and whether used for drawing other vehicles or otherwise.

(7) The obtaining or procuring or abetting or attempting to obtain or procure by a candidate or his agent or, by any other person with the consent of a candidate or his agent, any assistance other than the giving of vote for the furtherance of the prospects of that candidate's election, from any person in the service of the Government or the Board:

Provide that where any person, in the service of the Government or the Board in the discharge or purported discharge of his official duty, makes any arrangements or provides any facilities or does any other act or thing, for, to, or in relation to, any candidate or his agent whether by reason of the office held by the candidate or for any other reason, such arrangements, facilities or act or thing shall not be deemed to be assistance for the furtherance of the prospects of that candidate's election.

Explanation: - In this section, the expression "agent" includes any person who is held to have acted as an agent in connection with the election with the consent of the candidate.

**GUIDELINES TO CONTESTING CANDIDATES UNDER SECTION 29 AND 30
OF THE CANTONMENT ACT -2006.**

1. He/She should not resort to corrupt practices namely.
 - a. Bribery: - It is gift, offer or any other promise made by candidate or any other person on his behalf to another candidate to refrain him from contesting or to elector to vote or not to vote.
 - b. Gratification: - The receipt of any gratification whether as a motive or a reward by a person for standing or not standing by any person for voting or refraining from voting.
2. He/She should not use undue influence, any direct or indirect interference with the free exercise of any electoral right.
3. He/She should not resort to threatening any candidate or an elector with injury of any kind including social ostracism and ex-communication.
4. He/She should not induce or attempts to induce a candidate or an elector to believe that an object of divine displeasure which interferes with free exercise of the electoral right.
5. Appeal made by candidate or any other person on the grounds of religion, race, caste, community or the use of National Symbol for the furtherance of prospects of the Election of that candidate is prohibited.
6. Promotion of feelings of hatred between people on grounds of religion, race, Caste, community or Language by a candidate is prohibited.
7. Publication of any statement or fact which is false in relation to the personal character / conduct of any candidate by candidate or any other person on his behalf are prohibited.

8. Hiring or procuring of vehicles for the use of Electors on Election Day is prohibited.

9. Obtaining assistance from any person in the service of the Government or the Board is not allowed.

GENERAL INSTRUCTIONS

1. Regarding Public meetings/public processions and other type of canvassing, decisions made by law enforcing authority is final. They have to make decisions keeping in view of Public convenience and Traffic regulations.
2. During publicity process candidates have to obey the local laws and restrictions imposed by concerned authorities.
3. During publicity they should not disturb public or deface public property.
4. Any other restrictions or rules imposed by local Government have to be followed scrupulously.
5. If any dispute arises regarding implementation of above instructions decision made by Returning Officer is final.

కంటోన్మెంటు ఎన్నికలలో వోటీ చేయు అభ్యర్థులకు కంటోన్మెంటుల
చట్టం - 2006 లోని (29) మరియు (30) సెక్షన్ల ప్రకారం

మార్గదర్శకములు.

1. అభ్యర్థి అవినీతి పద్ధతులకు అనగా: -

(అ) లంచం: - అనగా అభ్యర్థితోటి అభ్యర్థికి గాని, ఓటరుకు గాని ఏవిధమైన బహుమతినీ, కానుకలను లేకపోతే విల్లువైన వస్తువులను ఇవ్వడం గాని, ఇస్తానని కాని వాగ్దానం చేయరాదు.

వీటి ద్వారా తోటి అభ్యర్థిని వోటీ చేయకుండా కానీ, ఓటరును ఓటు చేయకుండా గాని చేయరాదు.

(ఆ) అంతేకాకుండా ఏ విధమైన మేలును చేస్తానని ఓటరును గాని, తోటి అభ్యర్థిని గాని ప్రలోభపెట్టి అభ్యర్థిని వోటీచేయకుండా మరియు ఓటరును ఓటు చేయకుండా నిరోధించరాదు.

2. అభ్యర్థి తప్పుడు పద్ధతిలో ప్రత్యక్షంగా గాని, పరోక్షంగా గాని ఓటింగు హక్కును ప్రభావితం చేసేటట్లు ప్రవర్తించరాదు.

3. అభ్యర్థి ఇతర అభ్యర్థులను గాని లేక ఓటరును గాని హాని కలిగిస్తానని బెదిరించరాదు. అంతేగాక వెలివేస్తానని గాని ఎవరిని మాట్లాడకుండా చేస్తానని బెదిరించరాదు.

4. అభ్యర్థి ఓటరును గాని, ఇతర అభ్యర్థులను గాని వారి ఓటు హక్కును ప్రభావితం చేసేటట్లు, దైవము పేరుతో బెదిరించరాదు.

5. అభ్యర్థికాని అతని తరుపున వేరే ఎవరైనా కాని కులము, మతము, జాతి పేరును ఉపయోగించి తన ఎన్నిక అవకాశమును మెరుగుపరుచు కొనరాదు. అంతేకాకుండా మన జాతీయ చిహ్నమును కూడా ఉపయోగించరాదు.

6. ప్రజల మధ్యలో కులము, మతము, జాతి మరియు భాష పేరుతో విభేదాలు, వీధ్యేష భావనలు కలిగించరాదు.

7. ఇతర అభ్యర్థుల నొంత ప్రవర్తన మీద గాని, వ్యక్తిత్వం మీద గాని అబద్ధపూరితమైన ప్రకటన అభ్యర్థిగాని, అతని తరపున ఎవరైనా గాని ప్రచురించరాదు.
8. ఎన్నికల రోజున ఓటర్లను వారి ఇంటినుంచి తీసుకొని వచ్చుటకు అభ్యర్థి తన వాహనములను ఉపయోగించరాదు.
9. అభ్యర్థి ప్రభుత్వ అధికారుల సహాయంగాని మరియు బోర్డు అధికారుల సహాయముగాని తీసుకొనరాదు.

అభ్యర్థులు పాటించవలసిన సాధారణ సూచనలు

1. బహిరంగ సమావేశములు మరియు ఊరేగింపులు ఇంకా ఇతర రకములైన ప్రచారము చేయునప్పుడు వోలేసు అధికారులు విధించు నిబంధనలకు కట్టుబడి వుండవలెను.
2. ప్రచార సమయంలో అభ్యర్థులకు స్థానిక ప్రభుత్వం మరియు అధికారులు విధించు చట్టములకు మరియు నిబంధనలకు లోబడి ప్రవర్తించవలెను.
3. ప్రజలకు ఇబ్బంది కలిగించే విధంగా ప్రచార సమయంలో ప్రవర్తించరాదు మరియు ప్రభుత్వ ఆస్తులను నాశనం చేయరాదు.
4. స్థానిక ప్రభుత్వం విధించు అన్ని నిబంధనలను, చట్టములను, నియమములను తప్పనిసరిగా పాటించవలెను.
5. పైన పేర్కొన్న నిబంధనల పాలనలో ఏ విధమైన అనుమానములు వచ్చినను తుది నిర్ణయం రిటర్నింగు ఆఫీసర్ వారిదే.

**PROHIBITION OF CANVASSING IN OR NEAR POLLING
STATION UNDER RULE 38 OF THE DRAFT CANTONMENT
ELECTORAL RULES - 2007.**

- (a) Convene, hold, attend, join or address any public meeting or procession in connection with an election; or
 - (b) display to the public, any election matter by means of cinematograph, television or other similar apparatus, or
 - (c) propagate any election matter to the public by holding, or by arranging the holding of, any musical concert or any theatrical performance or any other entertainment or amusement with a view to attracting the members of the public thereto, in any polling area during the period of forty eight hours ending with the hour fixed for the conclusion of the poll for any election in that polling area.
- (2) No person shall on the date on which a poll is taken at any polling station commit any of the following acts within a polling station or in any public private place within a distance of one hundred metres of the polling station, namely : -
- (a) canvassing for votes; or
 - (b) soliciting the vote of any elector; or
 - (c) persuading any elector not to vote at the election; or
 - (d) persuading any elector not to vote at the election; or
 - (e) exhibiting any notice or placard (other than an official notice or placard) relating to election.

(3) No person shall on the date on which a poll is taken at any polling station-

(a) use or operate within or at the entrance of the polling station or in public or private places in the neighbourhood thereof, any apparatus for amplifying or reproducing of human voice, such as a megaphone or a loudspeaker; or

(b) shout or otherwise act in a disorderly manner within or at the entrance of the polling station or in any public or private places in the neighbourhood thereof, so as to cause annoyance to any person visiting the polling station for poll, or as to interfere with the work of the officers and other persons on duty at the polling station.

(4) Any person who contravenes any of the provisions of this rule shall, on conviction, be punishable with fine which may extend to rupees one thousand.

