

Bye-Election-2017
TOP PRIORITY

OFFICE OF THE CHIEF ELECTORAL OFFICER, ANDHRA PRADESH AND TELANGANA
South 'H' Block, Secretariat, Hyderabad - 500 022

U.O. Note No.4078/Elecs.B/A1/2017-30,

Dated:05.08.2017.

Sub: Elections - Bye-Election to 139-Nandyal Assembly Constituency scheduled to be held on 23.08.2017 - Prohibition on sale of liquor and declaration of 'Dry Day' in the polling area during the period of 48-hours ending with the hour fixed for the conclusion of the poll and Dry Day on the day of Counting of Votes - ECI Instructions - Communicated - Reg.

Ref:1. From the Secretary, Election Commission of India, New Delhi, Press Note No.ECI/PN/64/2017, dated 27.07.2017.
2.This office Memo No.4078/Elec.B/A1/2017-15,dt.29.7.2017.
3.From the ECI Lr.No.576/14/EPS/2017, Dt.04.08.2017.

--o0o--

In continuation of this office Memo second cited, a copy of Commission's letter 3rd cited is sent herewith to the attention of the Special Chief Secretary to Government (CT, P&E, R&S), Revenue (Excise) Department, AP Secretariat, Velagapudi. He is informed that according to Section 135C of the Representation of the People Act, 1951, no spirituous, fermented or intoxicating liquors or other substances of like nature shall be sold, given or distributed at a hotel, eating house, tavern, shop or any other place, public or private, within the 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. In view of the above statutory provision, 'Dry day' shall be declared and notified under the relevant State laws as is appropriate, during 48 hours, ending with the hours fixed for conclusion of poll with respect to polling day for an election in that polling area. This will include the dates of re-poll, if any. Further the dates on which counting of votes is to be taken up shall also be declared as 'Dry Day' under the relevant laws.

3. He is further informed that no liquor shops, hotels, restaurants, clubs and other establishments selling/serving liquor, shall be permitted to sell/serve liquor to anyone whosoever, on the aforesaid days. Non proprietary clubs, star hotels, restaurants etc., and hotels run by anyone even if they are issued different categories of licenses for possession and supply of liquor, should also not be permitted to serve liquor on these days. The storage of liquor by individuals shall be curtailed during the above period and the restrictions provided in the excise law on the storage of liquor in unlicensed premises shall be vigorously enforced.

4. In connection with the on going bye-election to 139-Nandyal Assembly Constituency of Kurnool district, the Special Chief Secretary to Government (CT, P&E, R&S), Revenue (Excise) Department, AP Secretariat, Velagapudi is, therefore, requested to issue detailed and comprehensive instructions to the Commissioner of Excise & Prohibition, Andhra Pradesh Government and to all concerned District authorities of Kurnool district to take appropriate legally effective measures to implement the above prohibitions on sale of liquor and

other substances within the polling areas of 139-Nandyal Assembly Constituency and for declaring and notifying the "Dry Day" from 6.00 pm on 21.08.2017 to 6.00 pm of 23.08.2017 and on 28.08.2017 i.e the day of Counting of Votes and also the date of re-poll if any as per the statutory provisions laid down under Sec.135-C of the Representation of the People Act, 1951 and assist the election authorities in peaceful and smooth conduct of free and fair poll, as directed by the Election Commission of India.

5. The Special Chief Secretary to Government (CT, P&E, R&S), Revenue (Excise) Department is also requested to address the concerned authorities of adjoining districts to take appropriate steps to check illegal flow of Liquor on the border during the ban period.

6. A copy of the instructions issued in this regard may be marked to this office for reference and record.

**BHANWAR LAL
CHIEF ELECTORAL OFFICER &
E.O. SPL. CHIEF SECRETARY TO GOVT.**

To

The Special Chief Secretary to Government (CT, P&E, R&S), Revenue (Excise) Department, AP Secretariat, Velagapudi, Guntur District, Andhra Pradesh
(By name cover)

Copy to:

The Collector & District Election Officer, Kurnool district

The Special Commissioner (Prohibition and Excise), Andhra Pradesh, RS.88-2b,
Sai Vihar Apartment, Poultry Farm Road, Prasadampadu, Vijayawada

The Director General of Police, Police Head Quarters, Andhra Pradesh,
Suryaraopet, Vijayawada, Krishna district

The Superintendent of Police, Kurnool district

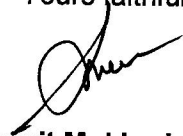
The Principal Secretary (SM), ECI, Nirvachan Sadan, Ashoka Road, New Delhi
SC/SF

//FORWARDED::BY::ORDER//


SECTION OFFICER


4. No liquor shops, hotels, restaurants, clubs and other establishments selling/serving liquor, shall be permitted to sell/serve liquor to anyone whosoever, on the aforesaid days.
5. Non-proprietary clubs, star hotels, restaurants etc. and hotels run by anyone even if they are issued different categories of licenses for possession and supply of liquor, should also not be permitted to serve liquor on these days.
6. The storage of liquor by individuals shall be curtailed during the above period and the restrictions provided in the excise law on the storage of liquor in unlicensed premises shall be vigorously enforced.
7. The Commission directs that the State Governments shall strictly implement the above measures. They are required to issue detailed and comprehensive instructions to all concerned authorities to take appropriate and legally effective measures to implement the above prohibitions and assist the election authorities in peaceful and smooth conduct of free and fair poll.
8. The receipt of this letter may kindly be acknowledged.

Yours faithfully,



(Sumit Mukherjee)
Principal Secretary

Copy to concerned Zonal Section