

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110 001.

No. 464/GJ-HP/2014/WS-I

Dated: 30.04.2014

To

1. The Chief Secretary,
Government of Gujarat,
Gandhinagar.
2. The Director General of Police,
Gujarat,
Gandhinagar.

Subject: Violation of provisions of Section 126 of R.P. Act 1951 by Sh. Narendra Modi & Others - regarding.

Sir,

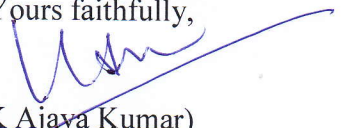
The Commission has seen the video recording of the address by Sh. Narendra Modi at a meeting in Ahmedabad after he cast his vote today (30.04.14) in the morning. From the substance, tone and tenor of the address made by Sh. Modi and the statements made by him and the manner in which the symbol "Lotus" of the BJP was being displayed by him at the said meet, thereby displaying to the public election matter by means of television in polling areas going to polls today it is evident that the said address was in the nature of political speech intended and calculated to influence and affect the result of elections in the constituencies going to polls today, not only in Ahmadabad but also in all other constituencies in the State of Gujarat and elsewhere in the country.

2. The Commission is of the view that by holding that meeting and also by addressing the same today when the polling is going on in the entire State of Gujarat and in different parts of the country, Sh. Narendra Modi has violated the provisions of Sections 126 (1) (a) and 126 (1) (b) of R.P. Act 1951. Therefore, the Commission directs under Article 324 of the Constitution and all other legal provisions enabling it in this behalf that complaints/ FIR as the case may be, should be filed against Sh. Narendra Modi and all Others who were involved in the convening and holding of the said meeting, under the provisions of Sections 126 (1) (a) and 126 (1) (b). Further, if any restrictions have been imposed by the competent authority in Ahmadabad under Section 144 of CrPC, then complaints/FIR should also be made under Section 188 of IPC.

3. The Commission further directs that all the TV channels and other electronic media which carried the proceedings/images of the said meeting and display of election matter (as defined in section 126(3) of R.P. Act, 1951) on their channels should also be proceeded against under Section 126 (1) (b) by filing separate complaints/FIRs against those channels.

4. Compliance reports in this regard should be sent to the Commission latest by 6:00 PM today. Copies of complaints/FIRs should also be furnished to the Commission along with the compliance report.

Yours faithfully,


(K Ajaya Kumar)
Principal Secretary

Copy to:
The Chief Electoral Officer,
Gujarat,
Gandhinagar.