

GOVERNMENT OF ANDHRA PRADESH
GENERAL ADMINISTRATION (ELECTIONS.E) DEPARTMENT

Memo No. 532/Elecs.F/2007-35

Dated: 19.02.2007

Sub:- Elections to the A.P. Legislative Council – Appointment of Teachers as a polling / election agents – Clarification – Reg.

Ref:- From the Election Commission of India Lr.No.322/AP-LC/2007-PLN-III, dt.12.02.2007.

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Representatives of some teachers unions during a voter education campaign conducted in A.P.Secretariat on 12.01.2007 requested for clarification whether the teachers can be appointed as polling / election agents.

The Election Commission of India in the reference cited has clarified that the appointment of a teacher as a polling agent of a candidate will not attract the provisions contained in Section 123 (7) of the Representation of People Act, 1951, if he is not a Gazetted Officer. However, Section 134A of the Representation of People Act, 1951 prescribed penalties for Government Servants for acting as election agent, polling agent or counting agent. It states that if any person in the service of the Government acts as an election agent or a polling agent or a counting agent of a candidate at an election, he shall be punishable with imprisonment for a term which may extend to three months, or with fine, or with both.

All Returning Officers / District Election Officers are requested to take action accordingly.

V.BHASKAR,
CHIEF ELECTORAL OFFICER &
E.O. PRL. SECRETARY TO GOVERNMENT

To
All Collectors & District Election Officers
The Commissioner, M.C.H. & D.E.O., Hyderabad.
The Joint Collectors & Returning Officers
Through the District Election Officers.
Copy to all recognized Teachers Unions.