

**OFFICE OF THE COMMISSIONER (LABOUR)
GOVT. OF NCT OF DELHI
5, SHAM NATH MARG, DELHI-110054**

F.184/Addl.LC/Holiday-Election/2019/539-545

Dated: 07/5/2024

ORDER

Whereas, the election schedule has been announced by the Election Commission of India, vide Press Note No. ECVPN/23/2024 dated 16.03.2024 and No. ECI/PN/24/2024 dated 16.03.2024, which stipulates that the General Election to Parliamentary Constituencies in Delhi will be held in a single phase on 25.05.2024 (Saturday).

And Whereas, Assistant Chief Electoral Officer, office of CEO, GNCTD vide letter dated 27/03/2024, has forwarded a copy of ECI letter no 78/EPS/2024 regarding grant of paid holiday to the employees/voters on the day of poll i.e.25.05.2024 in NCT of Delhi, under section 135B of the Representations of the People Act, 1951 and has requested to take necessary action for wide publicity of the directions of ECI by way of Public Notice etc.

Whereas, Section 135B of the Representation of the People Act, 1951 provides:-

1. Every person employed in any business, trade, industrial undertaking or any other establishment and entitled to vote at an election to the House of the People or the Legislative Assembly of a State shall, on the day of poll, be granted a holiday.
2. No deduction or abatement of the wages of any such person shall be made on account of a holiday having been granted in accordance with sub-section (1) and if such person is employed on the basis that she/he would not ordinarily receive wages for such a day, she/he would have drawn had not a holiday been granted to her/him on that day.
3. If an employer contravenes the provisions of sub-section (1) or sub-section (2), then such employers shall be punishable with fine, which may extend to five hundred rupees.
4. This section shall not apply to any elector whose absence may cause danger or substantial loss in respect of the employment in which he is engaged.
5. The daily wage/casual workers are also entitled for a holiday and wages on the poll day.

Now, therefore, in pursuance of Section 135 B of the Representation of People Act, 1951, it is hereby directed that all Business Establishments including Shops, Hotels, Restaurants, Resorts etc., Trade, Industrial Undertakings or any other Establishments

which fall under the Delhi Shops and Establishment Act, 1954 and all Factories covered under the Factories Act, 1948 shall observe the day of poll i.e. the 25.05.2024 (Saturday) as a paid holiday for their employees so as to enable them to exercise their vote.

This issue with the approval of Competent Authority

(S.C.Yadav)

Additional Labour Commissioner

Copy to:-

1. All Employers' Associations/Factory Owners Associations.
2. Election Commission of India.
3. Staff officer to Chief Secretary, GNCTD.
4. Assistant Chief Electoral Officer o/o Chief Electoral Officer, Delhi with reference to letter dated 27.03.2024..
5. All District Joint Labour Commissioners/ Deputy Labour Commissioners and Director - Industrial Safety and Health are directed to inform the Employer's Associations/Factory Owners Associations and Trade Unions.
6. PA to Commissioner (Labour)
7. System Analyst to upload the order on the website of Labour Department, GNCTD.