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HOME (ELECTIONS) DEPARTMENT

ORDER

The 6th April 2009

No. VII(E)-8/2009-3760/Elec.—On the recommendation of the Election Commission of India, Government have been pleased to decide that there should be a prescribed scale for payment of ex-gratia compensation to the families of person on election duty who die or to the personnel who sustain injuries leading to incapacitation whether by accident or any other means arising out of and in course of election duty during Simultaneous General Elections to Lok Sabha and Orissa Legislative Assembly, 2009.

2. The compassionate compensation as per this Order will be applicable to all civil persons whether Government (both Centre and State) / Corporation (including Central and State P.S.U.) / Local bodies or Drivers & Helpers of Government and private vehicles and police personnel including Central Police Forces (CPF), engaged by the competent authority for election related duty in the State of Orissa during Simultaneous General Elections, 2009.

3. A person is to be treated on election duty, as soon as he /she leaves his / her residence / office to report for any election related duty, including training and until he /she reaches back his / her residence / office after performance of his / her election related duty. If any mishap takes place during this period it should be treated as having occurred on election duty subject to the condition that there should be a causal connection between occurrence of death / injury and the election duty.

4. For the purpose of this order all the election related personnel are divided into two categories :—

Category-A . . . polling and Counting personnel, Micro-observers, Sector Officers, Returning Officers, Asst. Returning Officers, Other Supervisory Officers, Magistrates, Police Personnel including Home Guards, Forest Guards, Gram Rakhis, Drivers and Helpers of Government and private vehicles requisitioned for election related duty.

Category-B . . . Central Police Force (CPF)

5. The rates of ex-gratia compensation will be as per the scale given below :—

	Events	Amount of Compensation (Rs. in lakh)	
		Category-A	Category-B
1.	On death arising out of and in course of election duty, if the death is caused due to any violent act of extremist or antisocial elements in road mines, bomb blast, armed attacks etc.	10.00	5.00
2.	On death arising out of and in course of election duty due to any reason other than (1) above.	5.00	2.50
3.	On permanent total disability (loss of two limbs, two eyes etc) caused due to any violent act of extremist or antisocial elements in road mines, bomb blast, armed attacks etc. arising out of and in course of election duty.	10.00	5.00
4.	On permanent total disability whether by accident or by any other means arising out of and in course of election duty.	5.00	2.50
5.	On permanent partial disability (i.e. loss of one limb, one eye etc.) caused due to any violent act of extremist or antisocial elements in road mines, bomb blast, armed attacks etc. arising out of and in course of election duty.	Maximum 5.00	Maximum 2.50
6.	Grievous injuries and Multiple fractures caused by accident or by any other means arising out of and in course of election duty leading to temporary and prolonged incapacitation.	Maximum 1.00	Maximum 0.50
7.	On permanent partial disability (i.e. permanent loss of one limb, one eye etc.) whether by accident or by any other means arising out of and in the course of election duty.	Maximum 2.50	Maximum 1.25

6. The family of the deceased / disabled personnel on election duty may be eligible to the above grant subject to production of the following documents from the appropriate authorities in support of the claim.

- (a) Duly filled in claim form
- (b) Certificate from the District Election Officer that the deceased / disabled was on Election Duty.
- (c) Certificate from the District Superintendent of Police that the deceased / disabled personnel was on Election Duty (In case of police personnel / CPF).

- (d) A copy of First Information Report (FIR)
- (e) Postmortem report in case of death
- (f) Appointment letter as a proof of appointment in Election Duty where ever applicable.
- (g) Medical Report of the CDMO of the District / Government Medical College & Hospital.

7. In case of permanent total disability and permanent partial disability sustained by the polling/counting and police personnel, a certificate has to be obtained from the Medical Board duly constituted by the concerned CDMO.

8. In case of grievous injuries and multiple fractures leading to temporary and prolonged incapacitation, detailed medical report (including X-rays etc.) should be furnished as per Para 6(g) above.

9. The injured personnel on election duty himself, and in the case of deceased, the legal heirs of his family shall within a period of three months from the date of injury / death, as the case may be, submit an application for compassionate grant to the concerned District Election Officer in Form-1 in case of death and Form II in case of disability / temporary and prolonged incapacitation.

10. The concerned District Election Officer shall draw up a report in Form-I in case of death and Form-II in case of disability / temporary and prolonged incapacitation.

11. The application and report referred to above shall be sent by the concerned District Election Officer with his recommendation to the Chief Electoral Officer within one month of the receipt of the application, who may sanction the compassionate grant in favour of the family members in the event of death or the person in case of disability.

12. Incident occurrence should relate to period of election i.e. upto 28th May, 2009. This order will be given effect from the date of issue and remain in force till disposal of the claims / applications of compassionate grant or for one year from the date of issue of such notification whichever is earlier.

13. The one time compassionate grant payable as per Finance Department Resolution No. Pen-51/2000-9794/F., dated the 7th March 2001, Resolution No. Pen-64/2001-53885/F., dated the 2nd November 2001 & Corrigendum Memo No. Pen-64/2001-5204/F., dated the 2nd February 2002 Resolution No. Pen-144/2008-43870/F., dated the 25th September 2008 and Resolution No. Pen -73/2008-2510/F., dated the 12th January 2009 for death and injury / disability will not be payable to the families of Government employees / Government employees covered under this Order during the period this order remains in force.

14. "Family" shall have the same meaning as provided in clause (b) of rule 2 of the O.C.S. (Compensate grant) Rules, 1964.

15. The decision of the C.E.O. regarding sanction of quantum of compassionate grant is final.

This has been concurred in by Finance Department in their U.O.R. No. 1400-PSF., dated the 6th April 2009.

ALKA PANDA

Chief Electoral Officer & *ex officio*

Commissioner-*cum*-Secretary to Government