

রেজিস্টার্ড নং ডি এ-১

বাংলাদেশ



গেজেট

অতিরিক্ত সংখ্যা
কর্তৃপক্ষ কর্তৃক প্রকাশিত

মঙ্গলবার, এপ্রিল ৭, ২০২৬

বাংলাদেশ জাতীয় সংসদ

ঢাকা, ২৩ চৈত্র, ১৪৩২ মোতাবেক ০৬ এপ্রিল, ২০২৬

নিম্নলিখিত বিলটি ২৩ চৈত্র, ১৪৩২ মোতাবেক ০৬ এপ্রিল, ২০২৬ তারিখে জাতীয় সংসদে
উত্থাপিত হইয়াছে :—

বা. জা. স. বিল নং ০৪/২০২৬

**Representation of the People Order, 1972 এর অধিকতর
সংশোধনকল্পে আনীত বিল**

যেহেতু নিম্নবর্ণিত উদ্দেশ্যসমূহ পূরণকল্পে, Representation of the People Order, 1972
(President's Order No. 155 of 1972) এর অধিকতর সংশোধন সমীচীন ও প্রয়োজনীয়;

সেহেতু এতদ্বারা নিম্নরূপ আইন প্রণয়ন করা হইল:—

১। সংক্ষিপ্ত শিরোনাম ও প্রবর্তন।—(১) এই আইন Representation of the People
(Amendment) Act, 2026 নামে অভিহিত হইবে।

(২) ইহা ৩ নভেম্বর, ২০২৫ তারিখে কার্যকর হইয়াছে বলিয়া গণ্য হইবে।

২। P.O. No. 155 of 1972 এর Article 2 এর সংশোধন।—Representation of the
People Order, 1972 [President's Order (P.O.) No. 155 of 1972], অতঃপর উক্ত Order
বলিয়া উল্লিখিত, এর Article 2 এর—

(ক) clause (xial) বিলুপ্ত হইবে;

(১৪৪০৩)

মূল্য : টাকা ২০.০০

(খ) clause (xiao) তে উল্লিখিত "and Coast Guard Force" শব্দগুলির পরিবর্তে, "Bangladesh Coast Guard, Bangladesh Army, Bangladesh Navy and Bangladesh Air Force" কমাগুলি ও শব্দগুলি প্রতিস্থাপিত হইবে।

৩। **P.O. No. 155 of 1972 এর Article 8 এর সংশোধন।**—উক্ত Order এর Article 8 এর clause (1) এ উল্লিখিত "polling stations" শব্দগুলির পর "prepared by the District Election Officer and approved by the Commission" শব্দগুলি সন্নিবেশিত হইবে।

৪। **P.O. No. 155 of 1972 এর Article 9 এর সংশোধন।**—উক্ত Order এর Article 9 এর clause (4) এ উল্লিখিত "suspended" শব্দের পর "and shall inform the Commission of such suspension" শব্দগুলি সন্নিবেশিত হইবে।

৫। **P.O. No. 155 of 1972 এর Article 12 এর সংশোধন।**—উক্ত Order এর Article 12 এর—

(ক) clause (1) এর—

(অ) sub-clause (a) এর পর নিম্নরূপ নূতন sub-clause (aa) সন্নিবেশিত হইবে, যথা:—

"(aa) has been declared fugitive by any court;"

(আ) Explanation (I) এ উল্লিখিত "authority or company" শব্দগুলির পর "or as an executive of any organization" শব্দগুলি সন্নিবেশিত হইবে;

(খ) clause (2) এর sub-clause (b) তে উল্লিখিত "proposer and the" শব্দগুলির পর "seconded that" শব্দগুলি সন্নিবেশিত হইবে;

(গ) clause (3) এর পরিবর্তে নিম্নরূপ clause (3) প্রতিস্থাপিত হইবে, যথা:—

"(3) Every nomination paper shall be delivered by the candidate, or his proposer or seconded, to the Returning Officer or the Assistant Returning Officer who shall acknowledge the receipt of the nomination paper specifying the date and time of receipt.";

(ঘ) clause (3b)—

(অ) তে উল্লিখিত "along with" শব্দগুলির পর "and a copy of the income tax return of the latest tax year, and" শব্দগুলি ও কমা সন্নিবেশিত হইবে;

(আ) এর sub-clause (e) তে উল্লিখিত "income" শব্দের পর "both at home and abroad" শব্দগুলি সন্নিবেশিত হইবে;

(ই) এর sub-clause (f) এ উল্লিখিত "dependents" শব্দের পর "both at home and abroad" শব্দগুলি সন্নিবেশিত হইবে;

(ঙ) clause (7) এর শেষাংশে উল্লিখিত "nomination paper" শব্দগুলির পর, "and the affidavit submitted by the candidate or candidates along with the nomination paper will be published on the website of the Election Commission" কমা ও শব্দগুলি সন্নিবেশিত হইবে;

(চ) clause (7) এর পর নিম্নরূপ নূতন clause (8) সংযোজিত হইবে, যথা:—

"(8) Notwithstanding anything contained anywhere in this Order or in any other law for the time being in force, if any dispute arises as to whether any Member of Parliament has, after his election become subject to any of the disqualifications mentioned herein above, the Election Commission, either suo-moto or being informed otherwise may hear and dispose of the said dispute in such manner as the Commission may deem fit and the decision taken on such case by the Commission shall be final."।

৬। **P.O. No. 155 of 1972 এর Article 13 এর সংশোধন।**—উক্ত Order এর Article 13 এর clause (1) এর sub-clause (a) তে উল্লিখিত "twenty" শব্দের পরিবর্তে "fifty" শব্দ প্রতিস্থাপিত হইবে।

৭। **P.O. No. 155 of 1972 এর Article 14 এর সংশোধন।**—উক্ত Order এর Article 14 এর clause (5) এর পরিবর্তে নিম্নরূপ clause (5) প্রতিস্থাপিত হইবে, যথা:—

"(5) If a candidate or any bank or any financial or service-providing organization of the Government is aggrieved by the decision of the Returning Officer, he or the concerned organization may prefer an appeal to the Commission within the prescribed period, and any order passed on such appeal shall be final."।

৮। **P.O. No. 155 of 1972 এর Article 19 এর সংশোধন।**—উক্ত Order এর Article 19 এর clause (1) এর পরিবর্তে নিম্নরূপ clause (1) প্রতিস্থাপিত হইবে, যথা:—

"(1)(a) Where, after scrutiny under Article 14, only one person remains validly nominated for election as a member from a constituency, or where, after withdrawal under Article 16, only one candidate remains, in such case, the election shall be held between the sole candidate and the 'No Vote' option. If the number of Votes received by the contesting candidate exceeds the number of 'No Vote', the Returning Officer shall, by public notice, declare such candidate to be elected to the seat. If the number of 'No Votes' exceeds the number of votes received by the contesting candidate, a fresh election shall be held in that constituency by announcing a fresh schedule.

(b) If in an election held under sub-clause (a) of clause (1), the "No Vote" is higher, and if in the subsequent election also only one person remains validly nominated or, as the case may be, as the only candidate, the Returning Officer shall, by public notice, declare such candidate to be elected to the seat:"

Provided that if after scrutiny any candidate indicates that he intends to make an appeal under clause (5) of Article 14 against the rejection of his nomination paper, no person shall be declared elected uncontested until the period prescribed for filing such appeal has expired and no such appeal has been filed or, where an appeal is filed, until the disposal of such appeal."।

৯। **P.O. No. 155 of 1972 এর Article 20 এর সংশোধন।**—উক্ত Order এর Article 20 এর clause (1) এ উল্লিখিত "more" শব্দের পরিবর্তে "one or more" শব্দগুলি প্রতিস্থাপিত হইবে এবং অতঃপর উহার sub-clause (a) এর শর্তাংশের পরিবর্তে নিম্নরূপ শর্তাংশ প্রতিস্থাপিত হইবে, যথা:—

"Provided that the Commission, on an application made to it in this behalf within 3 (three) days after the publication of the notification under clause (1) of Article 11, may in case of a combination of two or more registered political parties who have agreed to set up joint candidates for election, allot the symbol reserved for the political party to which the candidate belongs;"।

১০। **P.O. No. 155 of 1972 এর Article 21 এর সংশোধন।**—উক্ত Order এর Article 21 এর clause (1) এ উল্লিখিত "a person" বর্ণ ও শব্দের পরিবর্তে "any voter of the concerned constituency" শব্দগুলি প্রতিস্থাপিত হইবে।

১১। **P.O. No. 155 of 1972 এর Article 25 এর সংশোধন।**—উক্ত Order এর Article 25 এর পরিবর্তে নিম্নরূপ Article 25 প্রতিস্থাপিত হইবে, যথা:—

"25.(1) The Presiding Officer of a polling station shall stop the poll and inform the Returning Officer that he has done so, if-

- (a) the poll at the polling station is, at any time, so interrupted or obstructed for reason beyond the control of the Presiding Officer that it cannot be resumed during the polling hours fixed under Article 24; or
- (b) any ballot box used at the polling station is unlawfully taken out of the custody of the Presiding Officer, or is accidentally or intentionally destroyed or lost, or is damaged or tampered with to such an extent that the result of the poll at the polling station cannot be ascertained.

(2) Where a poll has been stopped under clause (1), the Returning Officer shall immediately report the circumstances to the Commission and the Commission shall direct a fresh poll at that polling station, unless it is satisfied that the result of the election has been determined by the polling station, taken with the results of the polling at other polling stations in the same constituency.

(3) Where the Commission orders a fresh poll under clause (2), the Returning Officer shall, with the approval of the Commission,—

- (a) appoint a day for a fresh poll and fix the place at which and the hours during which such fresh poll shall be taken; and
- (b) give public notice of the day so appointed and the place and hours so fixed.

(4) At a fresh poll taken under clause (3) at a polling station, all electors entitled to vote there at shall be allowed to vote and no vote cast at the poll stopped under clause (1) shall be counted, and the provisions of this Order and the rules and orders made thereunder shall apply to such fresh poll.”।

১২। **P.O. No. 155 of 1972 এর Article 26 এর সংশোধন।**—উক্ত Order এর Article 26 এ উল্লিখিত "or by using EVM or by both" শব্দগুলি বিলুপ্ত হইবে।

১৩। **P.O. No. 155 of 1972 এর Article 26A এর বিলুপ্তি।**—উক্ত Order এর Article 26A বিলুপ্ত হইবে।

১৪। **P.O. No. 155 of 1972 এর Article 26B এর বিলুপ্তি।**—উক্ত Order এর Article 26B বিলুপ্ত হইবে।

১৫। **P.O. No. 155 of 1972 এর Article 26C এর বিলুপ্তি।**—উক্ত Order এর Article 26C বিলুপ্ত হইবে।

১৬। **P.O. No. 155 of 1972 এর Article 26D এর বিলুপ্তি।**—উক্ত Order এর Article 26D বিলুপ্ত হইবে।

১৭। **P.O. No. 155 of 1972 এর Article 27 এর সংশোধন।**—উক্ত Order এর Article 27 এর পরিবর্তে নিম্নরূপ Article 27 প্রতিস্থাপিত হইবে, যথা:—

"27. (1) The following person may cast their votes by postal ballot in such manner as may be prescribed through circular, namely:—

- (a) any person in the service of the Government, if stationed for discharging any public duty in an area other than the constituency or voter area in which he is registered to vote;
- (b) a person detained in any prison or other lawful custody within Bangladesh;
- (c) a person appointed for the performance of any duty in connection with an election at a polling station other than the one at which he is entitled to cast his vote; and
- (d) a Bangladeshi voter living abroad.

(2) An elector who, being entitled to do so, intends to cast his vote by postal ballot shall enroll through a digital platform and procedure prescribed by the Commission—

- (a) in the case of, a person referred to either in sub clause (a) or (b) of clause (1), within fifteen days from the date of the publication of the notification under Article 11;
- (b) in the case of, a person referred to in sub clause (c) of that clause, soon after his appointment; and
- (c) in the case of, an elector referred to in sub-clause (d) of clause (1), within such time as may be prescribed by the Commission by issuing a circular under clause (13).

(3) Notwithstanding anything to the contrary contained in this Order the Commission shall upon the enrollment by an elector under clause (2) forthwith send by post to such elector a ballot paper containing the required number of electoral symbols allotted to registered political parties and reserved for independent candidates. The elector shall also receive an instruction and a prescribed declaration along with the return envelope containing address of the concerned Returning Officer.

(4) Each elector will be given with a unique identifier that will be used for personalization and to track the journey of postal ballot.

(5) Enrolment of an elector detained in any prison or in any lawful custody in Bangladesh shall be endorsed by the respective jail authority.

(6) The controlling authorities shall take necessary measures to facilitate and encourage the voters referred to in sub-clauses (a), (b), (c) and (d) of clause (1) to cast their votes through postal ballot with a view to exercising their citizen duties as provided in article 21 of the Constitution.

(7) Notwithstanding anything contained in Article 31, an elector referred to in clause (1), upon receipt of a postal ballot paper, shall record his vote in the prescribed manner contained in the instruction by placing a tick or cross mark against the symbol of the contesting candidate of his choice, enclose the completed ballot paper in the provided envelope, and post it to the concerned Returning Officer.

(8) The Commission shall forward a list of all electors to whom postal ballot papers have been issued to the concerned Returning Officers who shall ensure that the electors mentioned in the list sent by the Commission are not able to vote in person at the respective polling station.

(9) The postal ballot paper issued under this article shall be deemed to be a valid ballot paper for the purposes of this Article and Article 37 of this Order.

(10) A postal ballot paper issued under this Article shall be excluded from the count in favour of any contesting candidate if:

- (a) no tick or cross mark is placed against any symbol; or
- (b) a tick or cross mark is placed against more than one symbol; or
- (c) a tick or cross mark is so placed that it cannot reasonably be ascertained for which candidate the vote has been cast; or
- (d) the postal ballot is not received by the Returning Officer before the count under Article 37A; or
- (e) any change in the list of candidates of a particular constituency or constituencies is made by any court at relevant time; or
- (f) no declaration is made by the voter.

(11) Every postal ballot paper issued under this Article shall bear a unique identifier and the signature of an authorized official of the Commission.

(12) Nothing in this Order shall prevent the Commission from issuing postal ballot papers prior to the publication of notification under Article 11.

(13) The Commission may, for carrying out the purposes of this Article, issue such circular (s) as it may deem fit."।

১৮। **P.O. No. 155 of 1972 এর Article 29 এর সংশোধন।—উক্ত Order এর Article 29 এর—**

(ক) বিদ্যমান বিধান clause (1) হিসাবে পুনঃসংখ্যায়িত হইবে এবং অতঃপর উহার sub-clause (bb) এর পরিবর্তে নিম্নরূপ sub-clause (bb) প্রতিস্থাপিত হইবে, যথা:—

"(bb) officers, persons, election observers and media personnel authorized by the Commission: and";

(খ) clause (1) এর পর নিম্নরূপ নূতন clause (2) এবং (3) সংযোজিত হইবে, যথা:—

"(2) Notwithstanding anything contained in clause (1), no other individual including any candidate, agent of a candidate, leader or worker of any political party, or any influential person shall loiter unnecessarily within the polling station or within the boundary prescribed for the polling station.

(3) If such person does so, the Presiding Officer and the members of the law enforcing agencies shall forthwith remove such person from the said area and may, if necessary, arrest them, and in such a case, the said person shall be punishable under Article 79."।

১৯। **P.O. No. 155 of 1972 এর Article 31 এর সংশোধন।**—উক্ত Order এর Article 31 এর clause (1) এ উল্লিখিত "or allow him to cast his vote by using EVM" শব্দগুলি এবং issue শব্দের পর উল্লিখিত "to" শব্দ বিলুপ্ত হইবে।

২০। **P.O. No. 155 of 1972 এর Article 36 এর সংশোধন।**—উক্ত Order এর Article 36 এর clause (3) তে উল্লিখিত "and election observers" শব্দগুলির পরিবর্তে, "election observers and media personnel" কমা ও শব্দগুলি সন্নিবেশিত হইবে।

২১। **P.O. No. 155 of 1972 এর Article 37 এর সংশোধন।**—উক্ত Order এর Article 37 এর clause (2) এর পরিবর্তে নিম্নরূপ clause (2) প্রতিস্থাপিত হইবে, যথা:—

"(2) Before consolidating the results of the count, the Returning Officer, if he thinks necessary, may examine the ballot papers excluded from the count by the Presiding Officer and, if he finds that any such ballot paper should not have been so excluded, may count it as a ballot paper cast in favor of the contesting candidate for whom the vote has been cast thereby."

২২। **P.O. No. 155 of 1972 এ নূতন Article 37A এর সংযোজন।**—উক্ত Order এর Article 37 এর পর নিম্নরূপ নূতন Article 37A সংযোজিত হইবে, যথা:—

- “37A. (1) Notwithstanding anything contained in this Order, the office of the Returning Officer shall, for each constituency, be deemed to be a polling station solely for the purpose of counting all postal ballots duly received by the Returning Officer up to the official closing time of the poll.
- (2) The Returning Officer shall appoint a Presiding Officer and such number of Polling Officers as he may deem necessary to conduct the counting of postal ballots.
- (3) The Presiding Officer shall, in the presence of the contesting candidates or their election agents or polling agents, open the postal ballot envelopes and count the votes cast in favour of each contesting candidate in such manner and in accordance with such procedure as may be prescribed by the Commission.
- (4) Upon completion of the counting of all postal ballots, the Presiding Officer shall prepare a duly authenticated statement of the postal ballot count in the prescribed form and shall submit the same to the Returning Officer without delay.
- (5) The Returning Officer shall incorporate the postal ballot count, as submitted by the Presiding Officer, into the consolidated result of the constituency in accordance with the provisions of Article 37 of this Order and the Rules, if any made thereunder.”

২৩। **P.O. No. 155 of 1972 এর Article 38 এর প্রতিস্থাপন।**—উক্ত Order এর Article 38 এর পরিবর্তে নিম্নরূপ Article 38 প্রতিস্থাপিত হইবে, যথা:—

"38. Where, after consolidation of the results of the count under Article 37, it is found that there is equality of votes between two or more contesting candidates, the Returning Officer shall forthwith submit a written report on such equality of votes to the Commission and the Commission shall then direct the Returning Officer to arrange for a re-poll among the contesting candidates who have secured an equal number of votes."।

২৪। **P.O. No. 155 of 1972 এর Article 39 এর সংশোধন।**—উক্ত Order এর Article 39 এর clause (1) ও (2) এর পরিবর্তে নিম্নরূপ clause (1) ও (2) প্রতিস্থাপিত হইবে, যথা:—

“(1) The Returning Officer shall, after obtaining the result of the count under Article 37, declare by public notice the contesting candidate who has received the highest number of votes to be elected.

(2) The public notice shall contain the name of, and the total number of votes received by, each contesting candidate as a result of consolidation under Article 37.”।

২৫। **P.O. No. 155 of 1972 এর Article 44A এর সংশোধন।**—উক্ত Order এর Article 44A এর পরিবর্তে নিম্নরূপ Article 44A প্রতিস্থাপিত হইবে, যথা:—

"44A. In this Chapter, "election expenses" means any expenditure incurred or payment made, whether by way of gift, loan, advance, deposit or otherwise, for the arrangement, conduct or benefit of, or in connection with, or incidental to, the election of any candidate or any political party, including the expenditure on account of issuing circulars or publications or otherwise presenting to the electors the candidate's or party's views, aims or objects, but does not include the deposit made under Article 13."।

২৬। **P.O. No. 155 of 1972 এর Article 44B এর সংশোধন।**—উক্ত Order এর Article 44B এর—

(ক) clause (3) এর পরিবর্তে নিম্নরূপ clause (3) প্রতিস্থাপিত হইবে, যথা:—

"(3) The election expenses of a contesting candidate, including the expenditure incurred for him by the political party which has nominated him as its candidate, shall not exceed such amount as may be calculated on the basis of taka Ten per voter or total taka twenty five lac whichever is higher:";

(খ) clause (3A) এর—

(অ) sub-clause (a) এবং (aa) এর পরিবর্তে নিম্নরূপ sub-clause (a) এবং (aa) প্রতিস্থাপিত হইবে, যথা:—

"(a) printing of a poster; or

(aa) printing of any banner, leaflet or handbill with more than one colour, or of a size bigger than the size prescribed or specified by the Commission; or";

(আ) sub-clause (e) এবং (k) বিলুপ্ত হইবে;

(ই) sub-clause (1) এর পরিবর্তে নিম্নরূপ sub-clause (1) প্রতিস্থাপিত হইবে, যথা:—

"(1) display of a symbol or portrait of a candidate exceeding the size prescribed or specified by the Commission; or"।

২৭। **P.O. No. 155 of 1972 এর Article 44CC এর সংশোধন।**—উক্ত Order এর Article 44CC এর clause (1) এর শেষাংশে উল্লিখিত "the mode of receipt" শব্দগুলির পর "and these details of the list of amounts received as donations must be transparently published on the political party's official website" শব্দগুলি সন্নিবেশিত হইবে।

২৮। **P.O. No. 155 of 1972 এর Article 44E এর সংশোধন।**—উক্ত Order এর Article 44E এর—

(ক) clause (1) এর sub-clause (aa) এর পর নিম্নরূপ নূতন sub-clause (aal) সন্নিবেশিত হইবে, যথা:—

"(aal) Deputy Inspector General of Police;"

(খ) clause (2) তে উল্লিখিত "as soon as possible" শব্দগুলির পরিবর্তে "forthwith" শব্দ প্রতিস্থাপিত হইবে।

২৯। **P.O. No. 155 of 1972 এ নূতন Article 73A এর সংযোজন।**—উক্ত Order এর Article 73 এর পর নিম্নরূপ নূতন Article 73A সংযোজিত হইবে, যথা:—

"73A. (1) Whoever, during the period from publication of notification under Article 11 to the date of publication of result of the election in the official gazette knowingly creates, publishes, shares, or promotes any false or misleading information, image, video, audio, or other content-whether created manually or generated by artificial intelligence (AI) tools- with intent to harm the reputation of any contesting candidate or to influence the election result or otherwise impair the electoral integrity and environment, or uses automated bots, fake accounts, or synthetic media to disseminate false information against opposition candidates, political parties or the Commission, shall be guilty of corrupt practice under Article 73 and shall be punished thereunder.

(2) If the offence is committed by a person on behalf of a political party, candidate, campaign organization, or media agency, both the individual and the entity shall be held jointly liable."

৩০। **P.O. No. 155 of 1972 এর Article 74 এর সংশোধন।**—উক্ত Order এর Article 74 এর clause (2) তে উল্লিখিত "44AA" সংখ্যা ও বর্ণগুলির পর ", 44B" কমা, সংখ্যা ও বর্ণ সন্নিবেশিত হইবে।

৩১। **P.O. No. 155 of 1972 এর Article 81 এর সংশোধন।**—উক্ত Order এর Article 81 এর clause (1) এর sub-clause (cc) তে উল্লিখিত ", for or in connection with EVM" কমা ও শব্দগুলি বিলুপ্ত হইবে।

৩২। **P.O. No. 155 of 1972 এর Article 87A এর সংশোধন।**—উক্ত Order এর Article 87A এর clause (1) এর sub-clause (a) এর পরিবর্তে নিম্নরূপ sub-clause (a) প্রতিস্থাপিত হইবে, যথা:—

"(a) poster or portrait or symbol of a candidate larger than the size prescribed or specified by the Commission;"।

৩৩। **P.O. No. 155 of 1972 এর Article 89A এর সংশোধন।**—উক্ত Order এর Article 89A এর—

(১) বিদ্যমান বিধান clause (1) হিসেবে সংখ্যায়িত হইবে এবং উক্তরূপ সংখ্যায়িত clause (1) এর sub-clause (a) তে উল্লিখিত "and Article 82" শব্দগুলি ও সংখ্যার পরিবর্তে, "Article 82, Article 91B(3)" কমাগুলি, শব্দগুলি, সংখ্যাগুলি, চিহ্নগুলি ও বর্ণ প্রতিস্থাপিত হইবে এবং অতঃপর নিম্নরূপ নূতন clause (2) ও (3) সংযোজিত হইবে, যথা:—

“(2) The Superintendent of Police, Police Commissioner, the Officer-in-Charge of the local police station and the commander or any officer in-charge of any force engaged in election duty, shall provide striking force and render such other assistance as may be required by the person performing duties under this Article for the due discharge of his functions under this Order; and if any of the aforesaid persons fails, refuses, or neglects to comply, without any reasonable cause, he may be deemed to be guilty of inefficiency or misconduct.

(3) The Returning Officer and the Assistant Returning Officer shall provide all necessary assistance as may be required by the person performing duties under this Article for the due discharge of his functions under this Order.”।

৩৪। **P.O. No. 155 of 1972 এর Article 90B এর সংশোধন।**—উক্ত Order এর Article 90B এর clause (2) এর পর নিম্নরূপ নূতন clause (3) ও (4) সংযোজিত হইবে, যথা:—

"(3) Application for registration of a political party with the Commission shall be made in the prescribed form and in the prescribed manner.

(4) The Commission shall verify the terms and conditions referred to in clause (1)(a)(iii) of Article 90B through field investigation in the manner prescribed by the Commission."।

৩৫। **P.O. No. 155 of 1972 এর Article 90E এর সংশোধন।**—উক্ত Order এর Article 90E এর clause (2) তে উল্লিখিত "seven" শব্দের পরিবর্তে "fifteen" শব্দ প্রতিস্থাপিত হইবে।

৩৬। **P.O. No. 155 of 1972 এর Article 90F এর সংশোধন।**—উক্ত Order এর Article 90F এর clause (1) এর sub-clause (a) এর পরিবর্তে নিম্নরূপ sub-clause (a) প্রতিস্থাপিত হইবে, যথা:—

"(a) receive donation or grants or assets or service from any person, company, group of companies or non-government organization except the sources mentioned in clause (1) of Article 44CC:

Provided that such amount of donation or grants or assets or service shall not exceed the following limits, in a calendar year in the case of a person or a company or an organization, taka fifty lac or property or service equivalents to it:

Provided further that the donation or grants or assets or service as mentioned herein before which values taka fifty thousand or above shall be received through banking channels and shown in the tax return of the person making the donation or grants or assets or service provided;"।

৩৭। **P.O. No. 155 of 1972 এ নূতন Article 90HH এর সংযোজন।**—উক্ত Order এর Article 90H এর পর নিম্নরূপ নূতন Article 90HH সংযোজিত হইবে, যথা:—

"90HH. (1) The Election Commission may suspend the registration of any registered political party, and withhold the symbol reserved for it, until it is revoked, if—

- (a) the political activities of any such party are suspended by the Government;
- (b) proceedings for cancellation of registration are ongoing in accordance with sub-clause (c), (d), (e), or (1) of Article 90H (1).

(2) Where the registration of a political party is suspended under sub-clause (1), such suspension and withholding of its symbol, shall be published in the official Gazette.

(3) If any similar proceedings have already been undertaken, it shall be deemed to have been done under the said clause of the said Order as if the provision of that clause were in force before such action was taken."।

৩৮। **P.O. No. 155 of 1972 এর Article 91 এর সংশোধন।**—উক্ত Order এর Article 91 এর clause (a) এবং (aa) এর পরিবর্তে নিম্নরূপ clause (a) এবং (aa) প্রতিস্থাপিত হইবে, যথা:—

"(a) stop the election at any polling station or entire constituency, as the case may be, at any stage of the election if it is convinced that it shall not be able to ensure the conduct of the election justly, fairly and in accordance with law due to malpractices, including coercion, intimidation and pressures or for a reason of an act of God prevailing at the election;

(aa) withhold the result of any polling station or polling stations, if it is convinced upon receipt of information from any source that the result of such polling station or polling stations was grossly prejudiced by malpractices including coercion, intimidation, manipulation or any other malpractice or irregularity or otherwise, and after prompt inquiry of the matter, in a manner as it may deem appropriate, direct publication of the result of such polling station or polling stations or declare the election of any such polling station or polling stations or the entire constituency, as the case may be, cancelled with direction for holding of a fresh poll in such polling station or polling stations or, the entire constituency, as the case may be, as that may seem to it to be just and appropriate;"।

৩৯। **P.O. No. 155 of 1972 এর Article 91A এর সংশোধন।**—উক্ত Order এর Article 91A এর clause (1) উল্লিখিত “Electoral Enquiry” শব্দগুলির পর “and Adjudication” শব্দগুলির সন্নিবেশিত হইবে।

৪০। **P.O. No. 155 of 1972 এ নূতন Article 91AA এর সংযোজন।**—উক্ত Order এর Article 91A এর পর নিম্নরূপ নূতন Article 91AA সংযোজিত হইবে, যথা:—

- “91AA. (1) Notwithstanding anything contained in Article 91A or in any other law for the time being in force, the Electoral Enquiry and Adjudication Committee shall have the jurisdiction to try summarily the offences under Articles 73, 75, 77 and clause (3) of Article 91B of this Order, and shall have the powers of a Magistrate of the first class to try such offences summarily in accordance with the provisions of the Code of Criminal Procedure, 1898 (Act No. V of 1898).
- (2) Subject to the provisions of Article 89, the Electoral Enquiry and Adjudication Committee shall also have power to take cognizance of other offences under this Order, not being offences mentioned in Article 89A; and, upon taking cognizance, shall forward the case to the competent Court having jurisdiction for trial in accordance with law.
- (3) District Superintendent of Police, Police Commissioner, Inspector of Police or any police officer in charge of a station and the commander or any officer in-charge of any force engaged in election duty, shall provide striking force and render such other assistance as may be required by the Committee for the due discharge of its functions under this Order; and if any of the aforesaid persons fails, refuses, or neglects to comply, without any reasonable cause, he may be deemed to be guilty of inefficiency or misconduct.

- (4) The Returning Officer and the Assistant Returning Officer shall provide all necessary assistance as may be required by the Committee for the due discharge of its functions under this Order.”।

৪১। **P.O. No. 155 of 1972 এর Article 91B এর সংশোধন।**—উক্ত Order এর Article 91B এর পরিবর্তে নিম্নরূপ Article 91B প্রতিস্থাপিত হইবে, যথা:—

"91B. (1) The Commission may, for the purpose of ensuring free and fair election, formulate a Code of Conduct not inconsistent with the Provisions of this Order.

(2) Violation of any provision of the Code of Conduct shall be deemed to be pre-poll irregularity within the meaning of Article 91A.

(3) (a) Whoever contravenes any provision of the Code of Conduct formulated under clause (1) shall be punished with imprisonment of either description for a term which may extend to 6 (six) months or with fine which may extend to taka 1 (one) lac and fifty thousand or with both;

(b) If any registered political party violates any provision of the said Rules during the pre-election period, it shall be punished with a fine not exceeding taka 1 (one) lac.

(4) Notwithstanding anything contained in the Mobile Court Act, 2009 (Act No. 59 of 2009) or in any other law for the time being in force, the offence under clause (3) shall be triable by a Judicial Magistrate, Executive Magistrate or any other person who is empowered by the Commission in exercise of its power conferred upon it under Article 89A."।

৪২। **P.O. No. 155 of 1972 এ নতুন Article 91F এর সংযোজন।**—উক্ত Order এর Article 91E এর পর নিম্নরূপ নতুন Article 91F সংযোজিত হইবে, যথা:—

"91F. (1) Notwithstanding anything contained in this Order or rules made thereunder, if during the tenure of the parliament it appears to the Commission on receiving an information from any source or written report that there is any discrepancy or false information provided in any affidavit furnished by a returned candidate or in the return of income and expenditure, the Commission shall pass an order for an investigation of the matter giving the returned candidate a reasonable opportunity of being heard.

(2) After receiving the investigation report under clause (1), if the Commission is satisfied that there is any discrepancy or false information provided in any information furnished in the candidate's affidavit or in the return of income and expenditure, the Commission may, by written order, declare that the candidature of such returned candidate was not lawful and forthwith declare his election void and thereupon the Commission shall arrange for a fresh election to be conducted in the relevant constituency."।

৪৩। রহিতকরণ ও হেফাজত।—(১) Representation of the People (Amendment) Ordinance, 2025 (২০২৫ সনের ৫৬ নং অধ্যাদেশ) এবং Representation of the People (Second Amendment) Ordinance, 2025 (২০২৫ সনের ৭৫ নং অধ্যাদেশ) এতদ্বারা রহিত করা হইল।

(২) উক্তরূপ রহিতকরণ সত্ত্বেও উক্ত অধ্যাদেশ দুইটির অধীন কৃত বা গৃহীত ব্যবস্থা এই আইনের অধীন কৃত বা গৃহীত হইয়াছে বলিয়া গণ্য হইবে।

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উদ্দেশ্য ও কারণ সংবলিত বিবৃতি

নির্বাচন সংশ্লিষ্ট কার্যক্রম সুষ্ঠুভাবে সম্পাদনের সুবিধার্থে Representation of the People Order, 1972 সংশোধনক্রমে Representation of the People (Amendment) Ordinance, 2025 (২০২৫ সনের ৫৬ নং অধ্যাদেশ) এবং Representation of the People (Second Amendment) Ordinance, 2025 (২০২৫ সনের ৭৫ নং অধ্যাদেশ) প্রণয়ন ও জারি করা হয়।

২। সংবিধানের ৯৩ অনুচ্ছেদের দফা (২) এর বিধান অনুযায়ী ১২ মার্চ ২০২৬ তারিখে অনুষ্ঠিত ত্রয়োদশ জাতীয় সংসদের ১ম অধিবেশনের প্রথম বৈঠকে উক্ত অধ্যাদেশ দু'টি উপস্থাপন করা হয়।

৩। উক্ত অধ্যাদেশ দুটির মাধ্যমে প্রণীত বিধানসমূহ ত্রয়োদশ জাতীয় সংসদ নির্বাচনে প্রয়োগ করা হয়েছে। উক্ত অধ্যাদেশ দু'টির ধারাবাহিকতা রক্ষার্থে সংবিধানের ৯৩ অনুচ্ছেদের দফা (২) এর বিধান অনুযায়ী ত্রয়োদশ জাতীয় সংসদের প্রথম অধিবেশনের প্রথম বৈঠক হতে ৩০ (ত্রিশ) দিনের মধ্যে সংসদে বিল আকারে উপস্থাপনপূর্বক পাস করাতে হবে। তাই উক্ত অধ্যাদেশ দু'টির বিধানাবলি সমন্বয়ে একটি আইন প্রণয়ন করা সমীচীন হবে।

৪। প্রস্তাবিত বিলটি আইনে পরিণত হলে জাতীয় সংসদের নির্বাচন সংশ্লিষ্ট কার্যক্রম আরও সুষ্ঠুভাবে সম্পন্ন করা সম্ভব হবে।

মোঃ আসাদুজ্জামান
ভারপ্রাপ্ত মন্ত্রী।

ব্যারিস্টার মো: গোলাম সরওয়ার ভূঁইয়া
সচিব।