

To,
Hon'ble Chief Election Commissioner,
The Election Commission of India,
Nirvachan Sadan, Ashoka Road,
New Delhi 110001

1. I had stood for elections to the 2024 Lok Sabha elections from the Mumbai North West constituency. There has been huge manipulation and illegality in the election and counting process held on 4th June 2024. I have reason to believe that there has also been tampering with the Electronic Voting Machines. The successful candidate Mr. Ravindra Waikar has polled 4,52,644 votes and I have polled 4,52,596 votes. I am therefore at Serial No. 2, i.e. immediately behind the highest polled candidate. I am in the process of challenging the aforesaid election in Court.
2. I wish to draw your attention to paragraph 76 of the Judgement passed by the Hon'ble Supreme Court of India in *Association for Democratic Reforms VS Election Commission of India and Ors.* copy of which is enclosed herewith. Paragraphs 76 (a) and 76 (b) of the said judgement are reproduced as under:-

76. Nevertheless, not because we have any doubt, but to only further strengthen the integrity of the election process, we are inclined to issue the following directions:

(a) On completion of the symbol loading process in the VVPATs undertaken on or after 01.05.2024, the symbol loading units shall be sealed and secured in a container. The candidates or their representatives shall sign the seal. The sealed containers, containing the symbol loading units, shall be kept in the strong room along with the EVMs at least for a period of 45 days post the declaration of results. They shall be opened, examined and dealt with as in the case of EVMs.

(b) The burnt memory/microcontroller in 5% of the EVMs, that is, the control unit, ballot unit and the VVPAT, per assembly constituency/assembly segment of a parliamentary constituency shall be checked and verified by the team of engineers from the manufacturers of the EVMs, post the announcement of the results, for any tampering or modification, on a written request made by candidates who are at SI.No.2 or SI.No.3, behind the highest polled candidate. Such candidates or their representatives shall identify the EVMs by the polling station or serial number. All the candidates and their representatives shall have an option to remain present at the time of verification. Such a request should be made within a period of 7 days from the date of declaration of the result.

शिवसेना उद्धव बाळासाहेब ठाकरे पक्षाचे उमेदवार - **अमोल गजानन कीर्तिकर**

अमोल कीर्तिकर कार्यालय - मोबाइल : ८६५७३ ०४५४५

मुख्य निवडणूक प्रतिनिधी - राजेश शेट्टे - मोबाइल : ८६५५० ४३८४०

मतदान: सोमवार दि. २० मे २०२४ वेळ: सकाळी १०.०० ते सायंकाळी ६.०० वाजेपर्यंत

निशाणी



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जावक क्र. :

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दिनांक :

A copy of the said Judgement is enclosed along with this letter.

3. I am requesting a checking and verification of the burnt memory/microcontroller i.e. the control unit, ballot unit, the VVPAT, the microprocessor and the software loading unit by the team of engineers from the manufacturers of the EVMs.
4. I am also exercising my option to remain present at the time of the aforesaid checking/verification. Hence, please let me have adequate written notice in order to enable me or my representative to be physically present when the said checking/verification is scheduled to take place.
5. I am also requesting for a copy of the Technical SOPs issued by the Election Commission of India pursuant to specific directions of the Hon'ble Supreme Court on 26th April 2024.
6. Whilst we have accessed the Administrative SOP, the Technical SOP guaranteeing the integrity of the SLU (symbol loading unit) and microprocessor is not accessible on the ECI Website. It is this SOP that will ensure and guarantee due observance of directives of the Supreme Court of India. Please note that whilst one of these Administrative SOPs was issued on 29th April 2024 after the first two phases of polling had already taken place, the second one is dated 1st June 2024 i.e. the last phase of polling.

Yours faithfully



(Amol Kirtikar)
Candidate
Shiv Sena (UBT)

Encl: as above.