

**ELECTION COMMISSION OF INDIA**  
**NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001**

No. 437/01/WB-HP/ES-II/2024

Dated: 18<sup>th</sup> May, 2024

**ORDER**

Whereas, the Election Commission of India vide its Press Note No. ECI/PN/23/2024, dated 16<sup>th</sup> March, 2024 has announced General Election to the Lok Sabha and Legislative Assemblies of Andhra Pradesh, Arunachal Pradesh, Odisha & Sikkim, 2024 and provisions of Model Code of Conduct for political parties and candidates have come into force from that very date; and

2. Whereas, para (1) of Part 1 of the Model Code of Conduct for the Guidance of Political parties and Candidates provides, *inter alia*, that:-

*'No party or candidate shall indulge in any activity which may aggravate existing difference or create mutual hatred or cause tension between different castes and communities, religious or linguistic.'*; and

3. Whereas, para 3.1 (e.) of the ECI letter No. 437/6/INST/ECI/FUNCT/MCC/2023, dated 02.05.2023, addressed to the President/ Chairperson/General Secretary of all Recognized National and State Political Parties, *inter alia*, provides:-

*"No party or candidate shall include in any activity which may aggravate existing differences or create mutual hatred or cause tension between different castes and communities, religious or linguistic."*

4. Whereas, the Commission has received a complaint from Sh. Shishir Bajoria, dated 02.05.2024, wherein it is alleged that while delivering a speech in Kazipara, Murshidabad, Sh. Humayun Kabir threatened the voters and the opposition party workers; and

5. Whereas, transcript of the alleged speech has been received from the Chief Electoral Officer, West Bengal and authenticated transcript of alleged speech (Annexure-I) is as under:

*"How many beans make five? (koto dhane koto chal hoy) I will give up politics if I fail to drown you in the Bhagirathi River. I will leave Shaktipur for ever. Have you seen the five legs of an elephant? (It's an idiom which means you are boasting too much). If you think that 30 percent people reside in Murshidabad and you constitute the 70 percent...if you think as you constitute the major chunk of*



*population in Kamnagar so you are entitled to demolish the mosque in Kajipara and the muslim brethren in rest of the area will sit idle you are mistaken. I am warning BJP that it won't happen ever." ; and*

6. Whereas, the Commission has issued a show cause Notice No. 437/01/WB-HP/ES-II/2024, dated 10<sup>th</sup> May, 2024 to Shri Humayun Kabir for violation of the aforesaid provisions of Model Code of Conduct for making the above-quoted statement; and

7. Whereas, Shri Humayun Kabir has submitted a reply on 10<sup>th</sup> May, 2024 in response to the Commission's above said notice wherein he has inter alia, stated that the statement made by him during the rally has been deliberately taken in isolation to make it seem as a threat and a violation of MCC ; and

8. Whereas, the Commission has carefully gone through the contents and averments made by Sh. Humayun Kabir in the aforesaid rally in context with all relevant records and provisions and is convinced that he has made the said statement and thus violated the aforesaid provisions of Model Code of Conduct; and

9. Now, therefore, the Commission without prejudice to any Order/Notice issued or to be issued subsequently to him in the matter relating to MCC violations, hereby, strongly condemns the impugned statement made by Sh. Humayun Kabir, MLA during an election rally in Kazipara, Murshidabad for the above said misconduct and censures him for the abovesaid misconduct.

By Order,



(RAKESH KUMAR)

SECRETARY

To,

**Shri Humayun Kabir,  
AITC MLA from 69- Bharatpur Assembly Constituency,  
West Bengal.**

(Through CEO, West Bengal)

Source:- As received from BJP

Date:- 03/05/2024

Time-30 sec

Humayun Kabir's address at booth worker's meet

How many beans make five? (koto dhane koto chal hoy) I will give up politics if I fail to drown you in the Bhagirathi River. I will leave Shaktipur for ever. Have you seen the five legs of an elephant? (It's an idiom which means you are boasting too much). If you think that 30 percent people reside in Murshidabad and you constitute the 70 percent...if you think as you constitute the major chunk of population in Kamnagar so you are entitled to demolish the mosque in Kajipara and the muslim brethren in rest of the area will sit idle you are mistaken. I am warning BJP that it won't happen ever.

Authenticated  
Barnali Jana (SN)  
03.05.2024.