

APPENDIX- II

[See rule 11(8)]

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**AFFIDAVIT TO BE FILED BY THE CANDIDATE ALONGWITH NOMINATION PAPER
BEFORE THE RETURNING OFFICER**

Election of { Councillor of Ward No..... ofMunicipal Council
Chairman of Municipal Council

PART-A

I..... **son/daughter/wife of
.....Aged.....years, resident of.....
.....(mention full postal
address), a candidate at the above election, do hereby solemnly affirm and state on oath as under: -

(1) I am a candidate set up by..... (**name of the political party)/**am contesting as an Independent candidate. (**strike out whichever is not applicable)

(2) My name is enrolled in.....(Name of the Ward / Municipality), at Serial Noin Part No.....

(3) My contact telephone number(s) is/are.....and my email id (if any) is.....and my social media account(s) (if any) is /are

- (i)
- (ii)
- (iii)

(4) Details of Permanent Account Number (PAN)* and status of filing of Income Tax return:

| Sl. No. | Names | PAN | The financial year for which the last Income-tax return has been filed | Total income shown in Income-Tax return (in Rupees) for the last five Financial Years completed (as on 31st March) | |
|---------|--|-----|--|--|--|
| 1. | Self | | | (i) | |
| | | | | (ii) | |
| | | | | (iii) | |
| | | | | (iv) | |
| | | | | (v) | |
| 2. | Spouse | | | (i) | |
| | | | | (ii) | |
| | | | | (iii) | |
| | | | | (iv) | |
| | | | | (v) | |
| 3. | HUF (If Candidate is Karta/Coparcener) | | | (i) | |
| | | | | (ii) | |
| | | | | (iii) | |
| | | | | (iv) | |
| | | | | (v) | |
| 4. | Dependent-1 | | | (i) | |
| | | | | (ii) | |
| | | | | (iii) | |
| | | | | (iv) | |
| | | | | (v) | |
| 5. | Dependent-2 | | | (i) | |
| | | | | (ii) | |
| | | | | (iii) | |
| | | | | (iv) | |
| | | | | (v) | |
| 6. | Dependent-3 | | | (i) | |
| | | | | (ii) | |
| | | | | (iii) | |
| | | | | (iv) | |
| | | | | (v) | |

Note: It is mandatory for PAN holder to mention PAN and in case of no PAN, it should be clearly stated “No PAN allotted”.

(5) Pending criminal cases

(i) I declare that there is no pending criminal case against me.

(Tick this alternative if there is no criminal case pending against the Candidate and write NOT APPLICABLE against alternative (ii) below)

OR

(ii) The following criminal cases are pending against me:

(If there are pending criminal cases against the candidate, the tick this alternative and score off alternative (i) above, and give details of all pending cases in the Table Below)

Table

| | | | | |
|------------|--|--|--|--|
| (a) | FIR No. with name and address of Police Station concerned | | | |
| (b) | Case No. with Name of the Court | | | |
| (c) | Section(s) of concerned Acts/Codes involved (give no. of the Section, e.g. Section of IPC, etc.) | | | |
| (d) | Brief description of offence | | | |
| (e) | Whether charges have been framed (mention YES or NO) | | | |
| (f) | If answer against (e) above is YES, then give the date on which charges were framed | | | |

| | | | | |
|------------|--|--|--|--|
| (g) | Whether any Appeal / Application for revision has been filed against the proceedings (<i>Mention YES or NO</i>) | | | |
|------------|--|--|--|--|

(6) Cases of conviction

(i) I declare that I have not been convicted or any criminal offence.

(Tick this alternative, if the candidate has not been convicted and write NOT APPLICABLE against alternative (ii) below)

OR

(ii) I have been convicted for the offences mentioned below:

(if the candidate has been convicted, then tick this alternative and score off alternative (i) above, and give details in the Table below)

Table

| | | | | |
|------------|---|--|--|--|
| (a) | Case No. | | | |
| (b) | Name of the Court | | | |
| (c) | Section(s) of Acts/Codes involved (<i>give no. of the Section, e.g. Section... of IPC, etc.</i>) | | | |
| (d) | Brief description of offence for which convicted | | | |
| (e) | Dates of orders of conviction | | | |
| (f) | Punishment imposed | | | |

| | | | | |
|-----|---|--|--|--|
| (g) | Whether any Appeal has been filed against conviction order (Mention YES or NO) | | | |
| (h) | If answer to (g) above is YES, give details and present status of appeal | | | |

(6A) I have given full and up-to-date information to my political party about all pending criminal cases against me and about all cases of conviction as given in paragraphs (5) and (6).

[candidates to whom this Item is not applicable should clearly write NOT APPLICABLE IN VIEW OF ENTRIES IN 5(i) and 6 (i), above]

Note:

- 1. Details should be entered clearly and legibly in BOLD letters.**
- 2. Details to be given separately for each case under different columns against each item.**
- 3. Details should be given in reverse chronological order, i.e., the latest case to be mentioned first and backwards in the order of dates for the other cases.**
- 4. Additional sheet may be added if required.**
- 5. Candidate is responsible for supplying all information in compliance of Hon'ble Supreme Court's judgment in W.P. (C) No.536 of 2011.**

(7) That I give herein below the details of the assets (movable and immovable etc.) of myself, my spouse and all dependents:

A. Details of movable assets:

Note: 1. Assets in joint name indicating the extent of joint ownership will also have to be given.

Note: 2. In case of deposit/Investment, the details including Serial Number, Amount, date of deposit, the scheme, Name of the Bank/Institution and Branch are to be given

Note: 3. Value of Bonds/Share Debentures as per current market value in Stock exchange in respect of listed companies and as per books in case of non-listed companies should be given.

Note: 4. 'Dependent' means parents, son(s), daughter(s) of the candidate or spouse and any other person related to be candidate whether by blood or marriage, who have no separate means of income and who are dependent on the candidate for their livelihood.

Note: 5. Details including amount is to be given separately in respect of each investment

Note: 6. Details should include the interest in or ownership of offshore assets.

Explanation - For the purpose of this Form, the expression “offshore assets” includes details of all deposits or investments in foreign banks and any other body or institution abroad, and details of all assets and liabilities in foreign countries.

| Sl. No. | Description | Self | Spouse | HUF | Dependent-1 | Dependent-2 | Dependent-3 |
|---------|--|------|--------|-----|-------------|-------------|-------------|
| (i) | Cash in hand | | | | | | |
| (ii) | Details of deposit in Bank accounts (FDRs, Term Deposits and all other types of deposits including saving accounts), Deposits with Financial Institutions, Non-banking Financial Companies and Cooperative societies and the amount in each such deposit | | | | | | |
| (iii) | Details of investment in Bonds, debentures/ shares and units in companies/ Mutual funds and others and the amount. | | | | | | |
| (iv) | Details of investment in NSS, Postal Saving, Insurance policies and investment in any Financial instruments in Post office or Insurance Company and the amount | | | | | | |
| (v) | Personal loans/ advance given to any person or entity including firm, company, Trust etc. and other receivables from debtors and the amount | | | | | | |
| (vi) | Motor Vehicles/ Aircrafts/Yachts/Ships (Details of Make, registration number etc. year of purchase and amount) | | | | | | |
| (vii) | Jewellery, bullion and valuable thing(s) (give details of weight and value) | | | | | | |
| (viii) | Any other assets such as value of claims / interest | | | | | | |
| (ix) | Gross Total Value | | | | | | |

B. Details of Immovable Assets:

Note: 1. Properties in joint ownership indicating the extent of joint ownership will also have to be indicated.

Note: 2. Each land or building or apartment should be mentioned separately in this format.

Note: 3. Details should include the interest in or ownership of offshore assets.

| S. No. | Description | Self | Spouse | HUF | Dependent-1 | Dependent-2 | Dependent-3 |
|--------|---|------|--------|-----|-------------|-------------|-------------|
| (i) | <u>Agricultural Land</u> | | | | | | |
| | Location(s) Survey number(s) | | | | | | |
| | Area (total measurement in acres) | | | | | | |
| | Whether inherited property (Yes or No) | | | | | | |
| | Date of purchase in case of self- acquired prop- erty | | | | | | |
| | Cost of Land (in case of pur- chase) at the time of pur- chase | | | | | | |
| | Any investment on the land by way of develop- ment, construction etc. | | | | | | |
| | Approximate current market value | | | | | | |

| | | | | | | | |
|------|--|--|--|--|--|--|--|
| (ii) | <u>Non-Agricultural Land</u> | | | | | | |
| | Location(s) Survey number(s) | | | | | | |
| | Area (total measurement in sq. ft.) | | | | | | |
| | Whether inherited property (Yes or No) | | | | | | |
| | Date of purchase in case of self-acquired prop- erty | | | | | | |
| | Cost of Land (in case of purchase) at the time of purchase | | | | | | |
| | Any investment on the land by way of development, construction etc. | | | | | | |
| | Approximate current market value | | | | | | |

| | | | | | | | |
|-------|---|--|--|--|--|--|--|
| (iii) | <u>Commercial Buildings</u> (including apartments) -Location(s) -Survey number(s) | | | | | | |
| | Area (total Measurement in sq. ft.) | | | | | | |
| | Built-up Area (total measurement in sq. ft.) | | | | | | |
| | Whether inherited property (Yes or No) | | | | | | |
| | Date of purchase in case of self-acquired property | | | | | | |
| | Cost of property (in case of purchase) at the time of purchase | | | | | | |
| | Any investment on the land by way of development, construction etc. | | | | | | |
| | Approximate current market value | | | | | | |

| | | | | | | | |
|------|--|--|--|--|--|--|--|
| (iv) | <u>Residential Buildings</u> (including apartments) -Location(s) -Survey number(s) | | | | | | |
| | Area (total Measurement in sq. ft.) | | | | | | |
| | Built-up Area (total measurement in sq. ft.) | | | | | | |
| | Whether inherited property (Yes or No) | | | | | | |
| | Date of purchase in case of self-acquired prop- erty | | | | | | |
| | Cost of property (in case of purchase) at the time of purchase | | | | | | |
| | Any investment on the land by way of development, construction etc. | | | | | | |
| | Approximate current market value | | | | | | |
| (v) | Others (such as interest in property) | | | | | | |
| (vi) | Total of current market value of (i) to (v) above | | | | | | |

(8) I give herein below the details of liabilities/dues to public financial institutions and government:-
(Note: please give separate details of name of bank, institution, entity or individual and amount before each item)

| S. No. | Description | Self | Spouse | HUF | Dependent-1 | Dependent-2 | Dependent-3 |
|--------|--|------|--------|-----|-------------|-------------|-------------|
| (i) | Loan or dues to Bank/<u>financial institution(s)</u> Name of the Bank or financial institution, Amount outstanding, Nature of Loan | | | | | | |
| | Loan or dues to any Other individuals/entity other than mentioned above Name(s), Amount outstanding, nature of loan | | | | | | |
| | Any other liability | | | | | | |
| | Grand total of liabilities | | | | | | |

| | | | | | | | |
|-------|--|--|--------|-----|-------------|-------------|---|
| (ii) | <p><u>Government dues:</u></p> <p>Dues to departments dealing with government accommodation</p> | <p>(A) Has the Deponent been in occupation of accommodation provided by the Government at any time during the last ten years before the date of notification of the current election?</p> <p>(B) If answer to (A) above is YES, the following declaration may be furnished namely: -</p> <p>(i) The address of the Government accommodation:</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>(ii) There is no dues payable in respect of above Government accommodation, towards-</p> <p>(a) rent;</p> <p>(b) electricity charges;</p> <p>(c) water charges; and</p> <p>(d) telephone charges as on(date)</p> <p>[the date should be the last date of the third month prior to the month in which the election is notified or any date thereafter].</p> <p>Note -- ‘No Dues Certificate’ from the agencies concerned in respect of rent, electricity charges, water charges and telephone charges for the above <u>Government accommodation should be submitted.</u></p> | | | | | <p>YES/NO</p> <p>(Pl. tick the appropriate alternative)</p> |
| (iii) | <p>Dues to department dealing with government transport (including aircrafts and helicopters)</p> | | | | | | |
| | | Self | Spouse | HUF | Dependent-1 | Dependent-2 | Dependent-3 |
| (iv) | Income tax dues | | | | | | |
| (v) | GST Dues | | | | | | |

| | | | | | | | |
|--------|--|--|--|--|--|--|--|
| (vi) | Municipal/Property tax dues | | | | | | |
| (vii) | Any other dues | | | | | | |
| (viii) | Grand total of all Government dues | | | | | | |
| (ix) | Whether any other liabilities are in dispute, if so, mention the amount involved and the authority before which it is pending. | | | | | | |

(9) Details of profession or occupation:

- (a) Self
- (b) Spouse

(9A) Details of source(s) of income:

- (c) Self.....
- (d) Spouse
- (e) Sources of income, if any, of dependents,

(9B) Contracts with appropriate Government and any public company or companies

- (a) details of contracts entered by the candidate
- (b) details of contracts entered into by spouse
- (c) details of contracts entered into by dependents
- (d) details of contracts entered into by Hindu Undivided Family or trust in which the candidate or spouse or dependents have interest
- (e) details of contracts, entered into by Partnership Firms in which candidate or spouse or dependents are partners
- (f) details of contracts entered into by private companies in which candidate or spouse or dependents have share

(10) My educational qualification is as under:-

.....

(Give details of highest School/University education mentioning the full form of the certificate/diploma/degree course, name of the School/College/University and the year in which the course was completed.)

PART-B

(11) ABSTRACT OF THE DETAILS GIVEN IN (1) TO (10) OF PART-A:

| | | | | | | | |
|----|---|----------------|---|--------------------|-------------|-------------|-------------|
| 1. | Name of the Candidates | Sh./ Smt./Kum. | | | | | |
| 2. | Full postal address | | | | | | |
| 3. | Number and name of the Municipal Council | | | | | | |
| 4. | Name of the political party which set up the candidate (<u>otherwise write 'Independent'</u>) | | | | | | |
| 5. | Total number of pending criminal cases | | | | | | |
| 6. | Total number of cases in which convicted | | | | | | |
| 7. | | PAN of | Year for which last income Tax Return filed | Total income shown | | | |
| | (a) Candidate | | | | | | |
| | (b) Spouse | | | | | | |
| | (c) HUF | | | | | | |
| | (c) Dependents | | | | | | |
| 8. | Details of Assets and Liabilities (including offshore assets) in Rupees | | | | | | |
| | Description | Self | Spouse | HUF | Dependent-1 | Dependent-2 | Dependent-3 |
| A. | <u>Moveable Assets</u> (Total value) | | | | | | |
| B. | Immovable Assets | | | | | | |
| | I. Purchase Price of self-acquired immovable property | | | | | | |
| | II. Development/ construction cost of immovable property after purchase (if applicable) | | | | | | |

| | | | | | | | | |
|-----|------|---|--|--|--|--|--|--|
| | III. | Approximate Current market price - (a) self-acquired assets (Total Value) (b) inherited assets (Total | | | | | | |
| 9. | | Liabilities | | | | | | |
| | (i) | Government dues (Total) | | | | | | |
| | (ii) | Loans from Bank, Financial Institutions and others (Total) | | | | | | |
| 10. | | Liabilities that are under dispute | | | | | | |
| | (i) | Government dues (Total) | | | | | | |
| | (ii) | Loans from Bank, Financial Institutions and others (Total) | | | | | | |
| 11. | | <u>Highest educational qualification :</u> (Give details of highest school/university education mentioning the full form of the certificate / Diploma / degree course, name of the school / college / University and the year in which the course was completed.) | | | | | | |

VERIFICATION

I, the deponent, above named, do hereby verify and declare that the contents of this affidavit are true and correct to the best of my knowledge and belief and no part of it is false and nothing material has been concealed there from. I further declare that:-

(a) there is no case of conviction or pending case against me other than those mentioned in items 5 and 6 of Part A and B above;

(b) I, my spouse, or my dependents do not have any asset or liability, other than those mentioned in items 7 and 8 of Part A and items 8, 9 and 10 of Part B above.

Verified at this the.....day of.....

DEPONENT

Note: 1. Affidavit should be filed latest by 3.00 PM on the last day of filing nominations.

Note: 2. Affidavit should be sworn before an Oath Commissioner or Magistrate of the First Class or before a Notary Public.

Note: 3. All column should be filled up and no column to be left blank. If there is no information to furnish in respect of any item, either “Nil” or “Not applicable”, as the case may be, should be mentioned.

Note: 4. The Affidavit should be either typed or written legibly and neatly.

Note: 5. Each page of the Affidavit should be signed by the deponent and the Affidavit should bear on each page the stamp of the Notary or Oath Commissioner or Magistrate before whom the Affidavit is sworn.