

WEST BENGAL STATE ELECTION COMMISSION
18, Sarojini Naidu Sarani
(Rawdon Street)
Kolkata – 700 017
Ph. No. 2280-5805; FAX- 2280-7373

No. 3222-SEC/6D-1/1995(Pt.-I)

Date : 06.08.2013

ORDER

1. Whereas, the superintendence, direction and control, inter alia, of all elections to Municipal Corporation / Municipalities / Notified Areas are vested in the State Election Commission in terms of Article 243 ZA (1) read with Article 243K of the Constitution of India; and
2. Whereas, the word ‘elections’ includes the entire process of election which consists of several stages and it embraces many steps, some of which have important bearing on the process of choosing a candidate by the electorate; and
3. Whereas fair election contemplates disclosure by the candidate of material information relating to his/her personal background including his/her education, profession and income along with assets held by him/her, his/her liabilities to Government, Banks, Financial Institutions and local bodies, etc. which are relevant to the elector for making a choice;
4. Now, therefore, the West Bengal State Election Commission, in exercise of the powers, conferred on it by Article 243 ZA(1) of the Constitution of India for superintendence, direction and control, inter alia, of conduct of elections to Municipal Corporation / Municipalities / Notified Areas hereby issues directions as follows :-
 - a) Every candidate at the time of filing his nomination paper seeking election to a Municipal Corporation / Municipality/ Notified Areas shall furnish full and complete information with regard to his/her personal background as mentioned at para 3 above, in the form of an affidavit, the format whereof is annexed hereto as required under Section 40 (7) of the West Bengal Municipal Election Act,1994;
 - b) The information so furnished by each candidate in the Affidavit shall be disseminated by the respective Municipal Returning Officers by displaying a copy of the Affidavit on the Notice Board of his office, office of the concerned Municipal Corporation / Municipality / Notified Areas having jurisdiction over the constituency from which the candidate is seeking election and also by making copies thereof freely available to all other candidates and representatives of the media;

- c) If rival candidates furnish information to the contrary, by means of a duly sworn affidavit, then such affidavit shall also be disseminated in the manner stated above.
5. All the Municipal Returning Officers shall ensure that copies of the format of the affidavit prescribed herein by the Commission is delivered to the candidates along with forms of nomination papers as part of the nomination paper. (A copy of nomination paper form, as amended, is also enclosed herewith which is to be used in the ensuing elections).
6. The aforesaid affidavit shall unless it is produced along with the Nomination paper be produced before the Municipal Returning Officer at the time of scrutiny.

By Order of the
State Election Commissioner
West Bengal State Election Commission

Sd/
Secretary
West Bengal State Election Commission

No. 3222/1(26)-SEC/6D-1/1995(Pt.-I)

Date : 06.08.2013

Copy with a copy of the format of the "Affidavit" and 'Nomination Paper' form, as amended, forwarded for information and necessary action to:-

1. The District Municipal Election Officer for Kolkata Municipal Corporation & District Magistrate, South 24 Parganas.
2. The District Municipal Election Officer & District Magistrate, Cooch Behar / Jalpaiguri / Darjeeling /Uttar Dinajpur / Dakshin Dinajpur / Nadia / North 24 Parganas / South 24 Parganas / Hooghly /Purulia /Purba Medinipur / Murshidabad / Bankura / Burdwan / Birbhum

He is requested to send copies of this Order to the Municipal Returning Officers concerned for strict compliance. The Municipal Returning Officers may also be instructed to take into consideration the information furnished by the candidates in the aforesaid Affidavit during scrutiny of nomination papers keeping in view the provisions relating to qualifications and disqualifications of candidates as contained in the West Bengal Municipal Elections Act, 1994.

3. The Principal Secretary, Municipal Affairs Department, Govt. of West Bengal.
4. The President / Chairman / General Secretary / Secretary,

He is requested to advise all candidates belonging to his party to comply with the aforesaid instructions and file the Affidavit along with nomination papers.

Sd/
O.S.D. & E.O.
Joint Secretary,
West Bengal State Election Commission

Affidavit to be furnished by the candidate along with Nomination Paper

Before the Municipal Returning Officer

For election to _____ (Name of the Municipal Corporation / Municipality / Notified Area)

From _____ Constituency (Ward No.).

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: - (Strike out whichever not applicable)

(1) I am a candidate set up by _____ (name of the political party) / am contesting as an Independent candidate.

(2) Details of PAN and status of filing of Income Tax return:

Sl. No.	Names	Permanent Account Number (PAN)	The financial year for which the last Income-Tax return has been filed	Total Income shown to Income Tax Return (in Rupees)
1.	Self			
2.	Spouse			
3	Dependent 1			
4.	Dependent 2			
5.	Dependent 3.....			

(3) The following case(s) is/are pending against me in which cognizance has been taken by the court :-

Sl.No.	Offence	Description
(a)	The details of cases where the court has taken cognizance. Sections of the Act and description of the offence for which cognizance taken:	
(b)	Name of the court, Case No. and Date of order taking cognizance :	
(c)	Details of Appeal(s) / Application (s) for revision (if any) filed against the above order(s) :	

(4) Cases in which I have been convicted by a court of law :

Sl.No.	Offence	Description
(a)	The details of cases, Sections of the Act and description of the offence for which convicted :	
(b)	Name of the court(s), Case No. and Date(s) of order(s) :	
(c)	Punishment imposed :	

(5) That I give herein below the details of the assets of myself my spouse and dependents (movable and immovable etc.)**A. Details of movable assets :**

(Note:

1. Assets in joint name indicating the extent of joint ownership will also have to be given
2. In case of deposit / investment, the details including Serial Number, Amount, Date of Deposit, the Scheme, Name of Bank / Institution and Branch are to be given.
3. Value of Bond / Share / Debentures as per the current market value in Stock Exchange in respect of listed companies and as per books in case of non-listed companies should be given.
4. Dependent, here means a person, substantially dependent on the income of the candidate.
5. Details including amount is to be given separately in respect of each investment)

Sl. No.	Description	Self	Spouse	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 Savings, Insurance Policies and investment in any Financial Instrument 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 No.etc. Year of Purchase and amount)					
(vii)	Jewelery, bullion and valuable thing (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 :

Sl. No.	Description	Self	Spouse	Dependent – 1	Dependent– 2	Dependent – 3
(i)	<p><u>Agricultural Land</u></p> <p>Location(s) Survey number(s) Area (Total measurement in acres) Whether inherited property (Yes or No) Date of purchase in case of self acquired property Cost of Land (in case of purchase)at the time of purchase Any Investment on the land by way of development, construction etc.</p>					

	Approximate Current market value					
(ii)	<p><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 property 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</p>					
(iii)	<p><u>Commercial Buildings</u> (including apartments) Location(s) Survey number(s) 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 property by way of development, construction etc. Approximate Current market value</p>					
(iv)	<p><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.)</p>					

	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					
(v)	Others (such as interest in property)					
(vi)	Total of Current Market Value of (i) to (v) above					

(6) I give herein below the details of liabilities due to Public Financial Institutions, Local Bodies and Government:-

[Note : Please give separate details of name of Bank, Institution, entity or individual and amount for each item]

Sl. No.	Description	Self	Spouse	Dependent – 1	Dependent– 2	Dependent – 3
(i)	<p><u>Loan or dues to Bank / Financial Institution(s)</u></p> <p>Name of Bank or F1 Amount outstanding Nature of Loan</p> <p><u>Loan or dues to any individual / Entity other than mentioned in (i) above.</u></p> <p>Name (s) Amount outstanding Nature of Loan Any other liabilities</p> <p>Grand Total of liabilities</p>					
(ii)	<p><u>Government Dues :</u></p> <p>Dues to Departments dealing with government accommodation Dues to departments dealing with supply of water</p>					

	Dues to departments dealing with supply of electricity					
	Dues to departments dealing with supply of telephones / mobiles					
	Income Tax Dues					
	Wealth Tax Dues					
	Service Tax Dues					
	Municipal / Property Tax Dues					
	Sales Tax Dues					
	Any other Govt. dues including loan					
(iii)	Grand Total of all Govt. dues					

(7) Details of profession or occupation :

- (a) Self
- (b) Spouse

(8) My educational qualification is as under :

(9) ABSTRACT OF THE DETAILS GIVEN IN (1) TO (8) ABOVE :

1.	Name of the candidate	Shri / Smt. / Kum.					
2.	Full postal address						
3.	Number of the Municipal constituency (Ward) and Name of the Municipality						
4.	Name of the Political party which set up the candidate (otherwise write 'Independent')						
5.	(a) Number of cases in which conviction order passed						
	(b) Total number of Pending cases where the court(s) have taken cognizance						
6.	PAN of	Year for which last Income Tax Return filed	Total Income Shown				
	(a) Candidate						
	(b) Spouse :						
	(c) Dependents						
7.	Details of Assets and Liabilities in rupees						
		Description	Self	Spouse	Dependent-1	Dependent-2	Dependent-3
A.		Moveable Asset (Total value)					
B.		Immovable Asset					

	(i)	Purchase Price and Development Cost of Immovable Property (Total value)					
	(ii)	Approximate Current Market Price of Asset (Total Value)					
8.		Liabilities					
		(i) Government dues (Total)					
		(ii) Loans from Bank, Financial Institutions and others (Total)					
		(iii) Dues to Municipalities (Total)					
9.	Highest educational qualification :						

VERIFICATION

I, the deponent, named above, do hereby verify and declare that the contents of this affidavit are true and correct to the best of my knowledge and belief, 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 (3) and (4) above ;

(b) I, my spouse, or my dependents do not have any asset or liability, other than those mentioned in items (5) and (6) above.

Verified at this the.....day of201....

DEPONENT

- Note :
1. Affidavit should be filed latest by 3.00 PM on the last date of filing nominations
 2. Affidavit should be sworn before an Oath Commissioner or Magistrate of the First Class or before a Notary Public.
 3. All columns should be filled in 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.
 4. The affidavit should be either typed or written legibly and neatly.