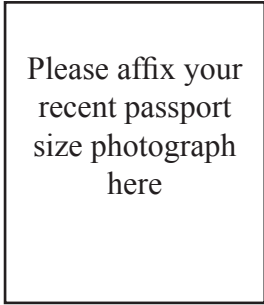


FORM 26

[See rule 4 A)



AFFIDAVIT TO BE FILED BY THE CANDIDATE ALONGWITH NOMINATION PAPER BEFORE THE RETURNING OFFICER FOR ELECTION TO (NAME OF THE HOUSE) FROM CONSTITUENCY (NAME OF THE CONSTITUENCY)

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 Constituency and the State), at Serial No. in Part No.

(3) My contact telephone number(s) is / are and my e-mail 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 (as on the 31 st March)
1.	Self			(i)
				(ii)
				(iii)
				(iv)
				(v)
2.	Spouse			(i)
				(ii)
				(iii)
				(iv)
				(v)
3.	HUF (If the Candidate is Karta or 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, then 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 (Mention YES or NO)			

(6) Cases of conviction

(i) I declare that I have not been convicted for 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)	Sections of Acts/Codes involved (give no. of the Section, e.g. Section of IPC, etc.).			
(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 Bank/ Institution and Branch are to be given.

Note : 3. Value of Bonds/ 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.

Note : 4. 'Dependent' means parents, son(s), daughter(s) of the candidate or spouse and any other person related to the 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 Co-operative 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. Detail 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 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						
(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 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						
(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 property by way of development, construction etc.						
Approximate current market value							

(iv)	Residential Buildings (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						
(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)

Sl. No.	Description	Self	Spouse	HUF	Dependent-1	Dependent-2	Dependent-3
(i)	Loan or dues to Bank/Financial Institution (s) 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)	Government Dues : Dues to Departments dealing with Government accommodation	(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 ? (B) If answer to (A) above is YES, the following declaration may be furnished namely :- (i) The address of the Government accommodation : _____ _____ _____ (ii) There is no dues payable in respect of above Government accommodation, towards- (a) rent; (b) electricity charges; (c) water charges; and (d) telephone charges as on _____ (date) [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]. Note - 'No Dues Certificate' from the agencies concerned in respect of rent, electricity charges, water charges and telephone charges for the above Government accommodation should be submitted.					YES/NO <i>(Please tick the appropriate alternative)</i>
(iii)	Dues to department dealing with Government transport (including aircrafts and helicopters)						
		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) Source 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.)

11
PART - B

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

1.	Name of the candidate		Sh. / Smt. / Kum.				
2.	Full postal address						
3.	Number and name of the constituency and State						
4.	Name of the political party which set up the candidate (otherwise write 'Independent')						
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						
	(d) Dependents						
8.	Details of Assets and Liabilities including offshore assets in Rupees						
	Description	Self	Spouse	HUF	Dependent-I	Dependent-II	Dependent-III
A.	Moveable Assets (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 Value)						
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.		Highest educational qualification : (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 therefrom. 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 theday of.....

DEPONENT

-
- Note :** 1. Affidavit should be filed latest by 3.00 PM on the last day of filling 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.**

Format C-1

(for candidate to publish in Newspapers, TV)

Declaration about criminal cases

(As per the judgment dated 25th September, 2018, of Hon'ble Supreme Court in WP (Civil) No. 536 of 2011 (Public Interest Foundation & Ors. Vs. Union of India & Anr.)

Name and address of candidate: _____

Name of political party: _____

(Independent candidates should write "Independent" here)

Name of Election : _____

*Name of Constituency: _____

I _____ (name of candidate), a candidate for the abovementioned election, declare for public information the following details about my criminal antecedents:

Sl. No.	Pending criminal cases			Details about cases of conviction for criminal offences		
	Name of Court	Case No. and status of case	Section(s) of Acts concerned and brief description of offence(s)	Name of Court & date(s) of order(s)	Description of offence(s) & punishment imposed	

*In the case of election to Council of States or election to Legislative Council by MLAs, mention the election concerned in place of name of constituency.

Note: (i) Details should be given separately for each case in separate rows.

(ii) The matter in newspapers should be in font size of atleast 12.

Format C-2

(For political party to publish in website, newspapers, TV)

Declaration about criminal antecedents of candidates set up by the party

(As per the judgment dated 25th September, 2018 of Hon'ble Supreme Court in WP (Civil) No. 536 of 2011 (Public Interest Foundation & Ors. Vs. Union of India & Anr.)

Name of Political Party: _____

* Name of Election : _____

Name of State/ UT : _____

1.	2	3	4		5.	
Sl. No.	Name of candidate	Name of constituency	Pending criminal cases		Details about cases of conviction for criminal offences	
			Name of Court, case No. & status of the case(s)	Sections of the Acts concerned & brief description of offence(s)	Name of Court & date(s) of order(s)	Description of offence(s) & punishment imposed

*In the case of election to Council of States or election to Legislative Council by MLAs, mention the election concerned in place of name of constituency.

Note:- (i) The above information shall be published State wise for each State/UT.

(ii) The matter in newspapers should be published in font size of at least 12.

Office of Returning Officer

Name of Constituency : _____

Name of State : _____

Name of Election : _____

It is informed that as per the judgment dated 25th September, 2018, of Hon'ble Supreme Court, in WP (Civil) No. 536 of 2011 (Public Interest Foundation & Ors. Vs. Union of India & Anr., and the directions in the Commission's letter No. 3/ER/2018/SDR , dated 10-10-2018, all candidates with criminal cases – either pending cases or cases of conviction in the past, are required to publish declaration regarding such criminal cases in newspapers and TV channels on three occasions during the period from the day following the last date for withdrawal of candidature and two days before the date of poll. Publishing declaration in TV channels should be completed before the period of 48 hours ending with the hour fixed for conclusion of poll.

Since you, Sh/Smt./Ms. _____ (mention the name of the candidate), a candidate nominated for the abovementioned election, have declared information about criminal cases in Items 5/6 of Form-26, you are required to publish information in newspapers having wide circulation in the constituency area and on TV channels on atleast three occasions each as mentioned above. The Format for publishing the information is enclosed herewith. It is also informed that copies of the newspapers publishing the information about criminal cases should be submitted to the District Election Officer along with the account of election expenses under Section 78 of Representation of the People Act, 1951.

Date: _____ Signature _____

Name of the RO/ARO _____

Signature of Candidate _____

Note: One copy of this should be given to candidate and one copy retained with RO.

Format C-4

Report by Candidate about publishing of declaration regarding criminal cases

Name and address of candidate: _____

Name of political party: _____
(Independent candidates should write 'Independent' here)

Name of Election : _____

*Name of Constituency: _____

I _____ (name of candidate), a candidate for the abovementioned election, certify that I have published the declaration about my criminal antecedents in newspapers and TV channels as per the directions of the Election Commission in pursuance of the judgment dated 25th September, 2018, of Hon'ble Supreme Court in WP (Civil) No. 536 of 2011 (Public Interest Foundation & Ors. Vs. Union of India & Anr.). Details are as follows:

Sl. No.	Newspaper			Television			Mode of Payment (electronic/cheque/DD/Cash) (Pl. specify)
	Name of Newspaper	Date of publishing	Expenses that may have been incurred (in Rs.)	Name of channel	Date & time of insertion/tecast	Expenses that may have been incurred (in Rs.)	

Copies of newspapers in which declaration was published are enclosed.

Date:-

Name & Signature of Candidate

Note:-(i) In case of elections to the Lok Sabha and the Legislative Assemblies, this shall be submitted alongwith the account of election expenses.

(ii) In case of elections to the Rajya Sabha and the State Legislative Council, this shall be submitted to the Returning Officer concerned within 30 days of declaration of result of election.

Format C-5

Report by Political Party about publishing of declaration regarding criminal cases

Name of political party: _____

Name of Election : _____

It is certified that _____ (name of political party) has published the declaration about the candidates with criminal antecedents on the website of the party, in newspapers and TV channels as per the directions of the Election Commission in pursuance of the judgment dated 25th September, 2018, of Hon'ble Supreme Court in WP (Civil) No. 536 of 2011 (Public Interest Foundation & Ors. Vs. Union of India & Anr.). Details are as follows:-

Sl No.	Website	Newspaper			Television			Mode of Payment (electronic/cheque/DD/Cash) (Pl. specify)
		Name(s) of Newspaper	Date(s) of publishing	Expenses incurred (in Rs.)	Name(s) of channel	Date(s) & time of insertion/telecast	Expenses incurred (in Rs.)	
	Period during which displayed							

Copies of newspapers in which declaration was published are enclosed.

Date:-

Signature of office bearer.....

Name & designation

Note:- This report shall be submitted to the Chief electoral Officer of the State within 30 days of declaration of result of the election concerned.