



FORM 26  
(See rule 4A)

# BYE ELECTION



Affidavit to be filed by the candidate alongwith nomination paper before the Returning Officer for election to SIKKIM LEGISLATIVE ASSEMBLY (SLA) (name of the House) from 15- RANGANG - YANGANG constituency (Name of the constituency)

### PART - A

I, BISHNU PRASAD ADHIKARI  son/daughter/  
wife of LATE KHEM LALL ADHIKARI aged 33 years,  
resident of LINGI PAYONG, P.O. LINGI, P.S. RAYANGLA, S/SIKKIM (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 INDIAN NATIONAL CONGRESS (INC) (\*\*name  
of the political party)/ \*\* am contesting as an Independent candidate. (\*\* strike out whichever is not  
applicable).

(2) My name is enrolled in 16- TUMIN - LINGI (Name of the  
constituency and the State), at Serial No. 230 In Part No. 4

(3) My contact telephone number(s) is/are 9563667598 / 9749765085 and my e-mail id  
(if any) is ..... and my social media accounts (if any) are .....

(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 ₹)
1	Self <u>BISHNU PRASAD ADHIKARI</u>	<u>AOAPA692J</u>	<u>N.A</u>	<u>NA</u>
2	Spouse <u>NIRMALA ADHIKARI</u>	<u>NA</u>	<u>N.A</u>	<u>NA</u>
3	Dependent-1 <u>PUJA ADHIKARI</u>	<u>NA</u>	<u>N.A</u>	<u>NA</u>
4	Dependent-2 <u>NA</u>	<u>NA</u>	<u>N.A</u>	<u>NA</u>
5	Dependent-3 <u>NA</u>	<u>NA</u>	<u>N.A</u>	<u>NA</u>

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(5) I am/am not accused of any offence(s) punishable with imprisonment for two years or more in a pending case (s) in which a charge(s) has/have been framed by the court(s) of competent jurisdiction.

If the deponent is accused of any such offence(s) he shall furnish the following information:-

(i) The following case (s) is/are pending against me in which charges have been framed by the court for an offence punishable with imprisonment for two years or more:-

(a)	Case/ First Information Report No./ Nos. together with complete details of concerned Police Station/District State.	N.A
(b)	Section (s) of the concerned Act (s) and short description of the offence (s) for which charged	N.A
(c)	Name of the Court, Case No. and date of order taking cognizance:	N.A
(d)	Court (s) which framed the charge (s)	N.A
(e)	Date (s) on which the charge (s) was/ were framed	N.A
(f)	Whether all or any of the proceeding (s) have been stayed by any Court (s) of competent jurisdiction	N.A

(ii) The following case (s) is/are pending against me in which cognizance has been taken by the court [other than the cases mentioned in item (i) above]:-

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

(6) I have been/ have not been convicted of an offence (s) [other than any offence(s) referred to in sub-section (1) or sub-section (2), or covered in sub-section (3), of section B of the Representation of the People Act, 1951 (43 of 1951)] and sentenced to imprisonment for one year or more.

If the deponent is convicted and punished as aforesaid, he shall furnish the following information: In the following cases, I have been convicted and sentenced to imprisonment by a court of law:

(a)	The details of cases, Section(s) of the concerned Act (s) and description of the offence(s) for which convicted:	N.A.
(b)	Name of the Court(s), Case No. and date(s) of order(s):	N.A.
(c)	Punishment imposed	N.A.
(d)	Whether any appeal was/ has been filed against the conviction order. If so, details and the present status of the appeal:	N.A.

(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 here has the same meaning as assigned in Explanation (v) under section 75 A of the Representation of the People Act, 1951.
- Note: 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	₹ 1,00,000/-	₹ 50,000/-	₹ 20,000/-	NIL	NIL
(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.	NIL	NIL	NIL	NIL	NIL
(iii)	Details of investment in Bonds, debentures/shares and units in companies/ mutual funds and others and the amount.	NIL	NIL	NIL	NIL	NIL

*(Signature)*

(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.	NIL	NIL	NIL	NIL	NIL
(v)	Personal loans/ advance given to any person or entity including firm, company, Trust etc. and other receivables from debtors and the amount	NIL	NIL	NIL	NIL	NIL
(vi)	Motor Vehicles/ Aircrafts/ Yachts/ Ships (Details of Make, registration number etc. year of purchase and amount).	NIL	NIL	NIL	NIL	NIL
(vii)	Jewellery, bullion and valuable thing(s) (give details of weight and value)	NIL	35 GRAMS ₹1,05,000/-	NIL	NIL	NIL
(viii)	Any other assets such as value of claims/ interest	NIL	NIL	NIL	NIL	NIL
(ix)	Gross Total Value	₹ 1,00,000/-	₹ 1,55,000/-	₹ 20,000/-	NIL	NIL

**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

Sl. No.	Description	Self	Spouse	Dependent-1	Dependent-2	Dependent-3
(i)	Agricultural Land Location(s) Survey numbers (s)	Kalborg, Kalborg Tukyoobong Nos. 390, 391, 387/54	NIL	NIL	NIL	NIL
	Area (total measurement in acres)	• 3180 Hectares	NIL	NIL	NIL	NIL
	Whether inherited property (Yes or No)	YES	NIL	NIL	NIL	NIL
	Date of purchase in case of self-acquired property	NIL	NIL	NIL	NIL	NIL
	Cost of Land (in case of purchase) at the time of purchase	NIL	NIL	NIL	NIL	NIL
	Any investment on the land by way of development, construction etc.	NIL	NIL	NIL	NIL	NIL
	Approximate current market value	₹ 12,00,000/-	NIL	NIL	NIL	NIL

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(ii)	Non-Agricultural Land: Location(s) Survey number(s)	Khariga Bato. Nos 639/736	NIL	NIL	NIL	NIL
	Area (total measurement in sq. ft.)	0300 Hectares	NIL	NIL	NIL	NIL
	Whether inherited property (Yes or No)	NO	NIL	NIL	NIL	NIL
	Date of purchase in case of self-acquired property	27th August 2017	NIL	NIL	NIL	NIL
	Cost of Land (in case of purchase) at the time of purchase	₹ 2,00,000/-	NIL	NIL	NIL	NIL
	Any investment on the land by way of development, construction etc.	N.A.	NIL	NIL	NIL	NIL
	Approximate current market value	₹ 6,00,000/-	NIL	NIL	NIL	NIL
(iii)	Commercial buildings (including apartments) -Location(s) -Survey number(s)	NIL	NIL	NIL	NIL	NIL
	Area (total measurement in sq. ft.)	NIL	NIL	NIL	NIL	NIL
	Built-up Area (total measurement in sq. ft.)	NIL	NIL	NIL	NIL	NIL
	Whether inherited property (Yes or No)	NIL	NIL	NIL	NIL	NIL
	Date of purchase in case of self-acquired property	NIL	NIL	NIL	NIL	NIL
	Cost of property (in case of purchase) at the time of purchase	NIL	NIL	NIL	NIL	NIL
	Any investment on the property by way of development, construction, etc.	NIL	NIL	NIL	NIL	NIL
	Approximate current market value	NIL	NIL	NIL	NIL	NIL
(iv)	Residential Buildings (including apartments):- Location(s) -Survey number(s)	NIL	NIL	NIL	NIL	NIL
	Area (total measurement in sq. ft.)	NIL	NIL	NIL	NIL	NIL
	Built up area (Total measurement in sq.ft.)	NIL	NIL	NIL	NIL	NIL
	Whether inherited property (Yes or No)	NIL	NIL	NIL	NIL	NIL

*(Signature)*

	Date of purchase in case of self-acquired property	NIL	NIL		NIL	NIL
	Cost of property (in case of purchase) at the time of purchase	NIL	NIL	NIL	NIL	NIL
	Any investment on the land by way of development, construction etc.	NIL	NIL	NIL	NIL	NIL
	Approximate current market value	NIL	NIL	NIL	NIL	NIL
(v)	Others (such as interest in property)	NIL	NIL	NIL	NIL	NIL
(vi)	Total of current market value of (i) to (v) above	₹ 20,00,000/-	NIL	NIL	NIL	NIL

(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	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	NIL	NIL	NIL	NIL	NIL
	Loan or dues to any Other individuals / entity other than mentioned above Name (s) Amount outstanding, nature of loan	NIL	NIL	NIL	NIL	NIL
	Any other liability	NIL	NIL	NIL	NIL	NIL
	Grand total of liabilities	NIL	NIL	NIL	NIL	NIL
ii.	Government dues: Dues to departments dealing with government accommodation	NIL	NIL	NIL	NIL	NIL



	Dues to department dealing with supply of water	NIL	NIL	NIL	NIL	NIL
	Dues to department dealing with supply of electricity	NIL	NIL	NIL	NIL	NIL
	Dues to department dealing with supply of telephones / mobiles	NIL	NIL	NIL	NIL	NIL
	Dues to department dealing with government transport (including aircrafts and helicopters)	NIL	NIL	NIL	NIL	NIL
	Income Tax dues	NIL	NIL	NIL	NIL	NIL
	Wealth Tax dues	NIL	NIL	NIL	NIL	NIL
	Service Tax dues	NIL	NIL	NIL	NIL	NIL
	Municipal /Property Tax dues	NIL	NIL	NIL	NIL	NIL
	Sales Tax dues	NIL	NIL	NIL	NIL	NIL
	Any other dues	NIL	NIL	NIL	NIL	NIL
iii	Grand total of all Government dues	NIL	NIL	NIL	NIL	NIL
iv	Whether any other liabilities are in dispute, if so, mention the amount involved and the authority before which it is pending	NIL	NIL	NIL	NIL	NIL

(9) Details of profession or occupation:

- (a) Self..... SOCIAL SERVICE
- (b) Spouse..... HOUSEWIFE

(10) My educational qualification is as under:-

CLASS X PASSED - 1995

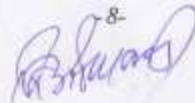
(Give details of highest School / University education mentioning the full form of the certificate / diploma / degree course, name of the School / College / University and the year in which the course was completed.)

*[Handwritten Signature]*

**PART - B**

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

1.	Name of the Candidates	Sh./Smt./Kum. BISHNU PRASAD ADHIKARI					
2.	Full postal address	LINGE-PAYONG, P.O. LINGE, PS RAYANGLA					
3.	Number and name of the constituency and State	15-RANGANG-YANGANG, SIKKIM					
4.	Name of the political party which set up the candidate (otherwise write 'Independent')	INDIAN NATIONAL CONGRESS (INC).					
5.	(i) Total number of pending cases where charges have been framed by the Court for offences punishable with imprisonment for two years or more	N.A.					
	(ii) Total number of pending cases where the court(s) have taken cognizance (other than the cases mentioned in item (i) above)	N.A.					
6.	Total Number of cases in which convicted and sentenced to imprisonment for one year or more (except for offences referred to in subsections (1), (2) or (3) of section 8 of Representation of the People Act, 1951)	N.A.					
7.		PAN of		Year for which last income Tax return filed		Total income shown	
	(a) Candidate	ADAPAG92SJ		NIL		NIL	
	(b) Spouse	NIL		NIL		NIL	
	(c) Dependent	NIL		NIL		NIL	
8.	Details of Assets and liabilities in Rupees.						
	Description	Self	Spouse	Dependent 1	Dependent 2	Dependent 3	Dependent 4
A	Moveable Assets (Total Value)	NIL	NIL	NIL	NIL	NIL	NIL
B	Immovable Asset	YES	NIL	NIL	NIL	NIL	NIL
	i Purchase price of self acquired immovable property	₹ 6,00,000/-	NIL	NIL	NIL	NIL	NIL

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ii	Development/ construction cost of immovable property after purchase (if applicable)	NIL	NIL	NIL	NIL	NIL	NIL
iii	Approximate current market price of	NIL	NIL	NIL	NIL	NIL	NIL
	(a) self-acquired assets (Total value)	₹ 6,00,000	NIL	NIL	NIL	NIL	NIL
	(b) inherited assets (Total Value)	₹ 12,00,000					
9. Liabilities							
i	Government dues (Total)	NIL	NIL	NIL	NIL	NIL	NIL
ii	Loans from Bank, Financial Institutions and others (Total)	NIL	NIL	NIL	NIL	NIL	NIL
10. Liabilities that are under dispute							
i	Government dues (Total)	NIL	NIL	NIL	NIL	NIL	NIL
ii	Loans from Bank, Financial Institutions and others (Total)	NIL	NIL	NIL	NIL	NIL	NIL

11. Highest educational qualification... CLASS X PASSED - 1995  
 (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)

*[Handwritten Signature]*

## 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 Namchi this the 27th  
day of August, 2014.

Solemnly affirms before me

on this 27th day of August 2014

by Shri Smt. Miss Borahai Kaval Adhikari

of Lingsi Kyong Sanku Sikkim

Identified by Shri/Smt./Miss T. Ra. Khonlabu

of Lingsi Kyong Sanku Sikkim

Sushila Thapa  
Advocate/Oath Commissioner

Sikkim

[Signature]  
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: In pursuance of the Judgement dated 13.09.2013 of the Hon'ble Supreme Court in WP (C) No. 121 of 2008 - Resurgence India VS Election Commission of India and other, regarding the filing of incomplete affidavit of candidates, the candidates are required to fill up all columns therein. No column can be left blank. At the time of filing of affidavit, RO has to check whether all columns of the affidavit filed with the nomination paper are filled up. If not, the RO shall give a reminder to the candidate to furnish information against blank columns. The Hon'ble Court has held that if there is no information to be furnished against any item, appropriate remarks such as 'Nil' or 'Not Applicable' or 'Not Known' as may be applicable shall be indicated in such column. They should not leave any column blank if a candidate fails to fill the blanks even after reminder, the nomination paper will be liable to be rejected by the RO at the time of scrutiny of nomination papers.

Note: The principal rules were published vide notification number S.O.859, dated the 15<sup>th</sup> April, 1961 and last amended vide notifications.

(1) number S.O.728 (E) dated the 8<sup>th</sup> May, 2007.

(2) number S.O.425 (E) dated 23<sup>rd</sup> February, 2011

[Signature]