

GOA STATE ELECTION COMMISSION
ALTINHO, PANAJI-GOA
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No. 4/31/GEN-ELN/MC/2023-24/SEC/19

Date: 08.04.2023

O R D E R

Sub: Filing of affidavit for Municipal Elections

In exercise of the powers conferred with this Commission under Article 243 ZA of the Constitution of India read with Section 10A of the Goa Municipalities Act, 1968, I, W. V. Ramanamurthy, IAS (Retd.), State Election Commissioner Goa hereby direct as under:-

Whereas, as per Rule 12 of the of The Goa Municipalities (Election) Rules, 1969 it is incumbent upon the candidates to file an affidavit in the prescribed Form XXIII along with the nomination.

And whereas, if any candidate fails to file the said affidavit alongwith the nomination paper, the Returning Officer should bring this defect to the notice of the candidate/ proposal presenting the nomination form.


It is further directed that no column of the affidavit should be left blank or filled by just tick/dash marking. If the information asked for in a column is Nil or not applicable to the particular candidate, then he should write "Nil" or "Not applicable" in that column. A standard format for this purpose is given at enclosed.

A copy of blank Form XXIII should be issued to the candidate or proposer along with the nomination paper and candidate should be asked to file duly sworn affidavit along with the nomination papers..

In case there is a request from any person to seek copies of the affidavit filed by a candidate/candidates, they may be given a copy on payment of copying charges at the rate of Rs. 2/- per page.

If any candidate fails to file prescribed affidavit till the last date and time of nominations, the Returning Officer shall reject his candidature during Scrutiny for non-compliance Rule 12, Sub Rule (2A) of The Goa Municipalities (Election) Rules, 1969.

The Returning Officer shall not go into the aspect of verification/truthfulness of the contents of the affidavit sworn by the candidate during the Scrutiny of the Nominations or during the election process.


W. V. Ramanamurthy, IAS(Retd.) 21/4/23
Commissioner
Goa State Election Commission

To,
The Director, Government Printing Press, Panaji for publishing in the Extraordinary Official Gazette.

Copy to;

1. The Chief Secretary, Government of Goa, Secretariat, Porvorim Goa.
2. The Secretary (Urban Development), Secretariat, Porvorim Goa
3. The Collector North Goa & MCEO for General Election to Sanquelim Municipal Council 2023.
4. The Collector South Goa & MCEO for General Election to Ponda Municipal Council 2023.
5. The Director of Municipal Administration, Govt. of Goa.
6. The Returning Officers(RO) / Assistant Returning Officers(ARO) for General Election to Ponda and Sanquelim Municipal Council 2023.
7. Guard file.

FORM XXIII

[See sub-rule (2A) of rule 12]

Please affix
your recent
passport size
photograph
here

Affidavit to be filed by the candidate along with nomination paper before the returning officer for election to ward No. ofMunicipal Council.

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

- (1) My name is enrolled at serial number..... of voters list of Ward No..... of
.....Municipal Council.
- (2) My contact telephone number(s) is /are..... and my e-mail id (if any)
is
- (3) Details of Permanent Account Number (PAN) and status of filing of Income Tax return:

| Sr. No. | Name | PAN | The financial year for which the last Income-Tax return has been filed | Total income shown in Income-Tax return (in Rupees.) |
|---------|-------------|-----|--|--|
| 1. | Self | | | |
| 2. | Spouse | | | |
| 3. | Dependent-1 | | | |
| 4. | Dependent-2 | | | |
| 5. | Dependent-3 | | | |

- (4) 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.

(b) Section(s) of the concerned Act(s) and short description of the Offence(s) for which charged

(c) Name of the Court, Case No. and date of order taking cognizance:

- (d) Court (s) which framed the charge(s)
- (e) Date(s) on which the charge (s) was/were framed
- (f) Whether all or any of the proceeding(s) have been stayed by any Court(s) of competent jurisdiction

(ii) The following case(s) is/are pending against me in which cognizance has been taken by the Court.

(The details of all pending cases in which cognizance have been taken by the Court, irrespective of the quantum of punishment or framing of charges should be mentioned).

(a) Name of the Court, Case No. and date of order taking cognizance:

(b) The details of cases where the court has taken cognizance, section (s) of the Act (s) and description

(c) Details of Appeals(s) /Application(s) for revision (if any) filed against the above order(s)

(5) I have been/ have not been convicted of an offence(s) 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

(b) Name of the Court(s), Case No. and date(s) of order(s):

(c) Punishment imposed

(d) Whether any appeal was /has been filed against the conviction order. If so, details and the present status of the appeal.

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

| SL No. | Description | Self | Spouse | Dependent-1 | Dependent-2 | Dependent-3 |
|--------|---|------|--------|-------------|-------------|-------------|
| 1. | Cash in hand | | | | | |
| 2. | Cash in Bank including Fixed Deposits, and the Deposits in Financial Institutions including in Post Offices | | | | | |
| 3. | Motor Vehicles (4 Wheelers and 2 Wheelers) | | | | | |
| 4. | Jewellery | | | | | |

| | | | | | | |
|----|---|--|--|--|--|--|
| 5. | House/Building/ Flat/Land, etc. | | | | | |
| 6. | Loans or dues to Bank, Government and other Financial Institutions. | | | | | |

(7) Details of profession or occupation:

(a) Self

(b) Spouse

(8) 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.)

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 case pending against me, other than those mentioned in item (4) and (5).

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

Verified at this the..... day of

DEPONENT.