



No.B.14015/1/2024-SEC/AMC/15
STATE ELECTION COMMISSION
MIZORAM

ORDER

Dated Aizawl, the 31st May, 2024

WHEREAS the superintendence, direction and control of By-Election to Ward No. XIX within Aizawl Municipal Corporation is vested in the State Election Commission under in exercise of the powers conferred under Section 27 of the Mizoram Municipalities Act, 2007, as amended and Rule 10 of the Mizoram Municipalities (Election of Councillors) Rules, 2007, as amended; and

WHEREAS the word 'elections' include the entire process of election which consists of several stages or steps, some of which have important bearing on the process of choosing a candidate by the electorate ; and

WHEREAS fair election contemplates disclosure by the candidate of materials relating to his/her personal backgrounds including his/her education, profession, antecedent and income along with assets held by him/her and his/her other liabilities to Government, Banks, Financial Institutions, Local Bodies etc. which are relevant information to the elector for making a choice;

NOW, THEREFORE, the State Election Commission, in exercise of the said Act and Rules, hereby issues directions as follows:-

- 1) Every candidate at the time of filing her nomination paper seeking By-Election to Ward No XIX under Aizawl Municipal Corporation shall furnish full and complete information regarding her personal backgrounds in the form of declaration - '**Annexure-I : Affidavit to be furnished by a candidate along with Nomination Paper**'; and '**Annexure-II in the form of Affidavit to be furnished by the candidate about Antecedent**'. However, if that affidavit is not filed by any candidate along with his nomination paper, it may be filed subsequently but latest by 3:00 PM on the last date for making nomination so that the same is available with the Returning Officer at the time of scrutiny of her nomination.
- 2) The information furnished by each candidate in the declaration (in the form of Affidavit - Annexure - I & II) shall be disseminated by the Returning Officer by displaying a copy of the declaration on the Notice Board of his office and also by making copies thereof freely available to all other candidates, and representatives of the media, as necessary.
- 3) These affidavits should be on non-judicial stamp paper of Rs.10/-, and should be sworn before Magistrate of the First Class or a notary public or an Executive Magistrate.

- 4) Non-furnishing of these affidavits by any candidate may result in the rejection of his nomination by the Returning Officer at the time of scrutiny of nomination. However, the furnishing of any wrong information or suppression of any material information there-from will not be a ground for rejection of nomination paper, though it may attract penal action under Section 177 of the Indian Penal Code, 1860.

The Returning Officer shall ensure that copies of the declaration format and affidavit format prescribed herein by the Commission are delivered to the candidates along with nomination papers.


By order, etc

Sd/- **LAIMA CHOZAH**
State Election Commissioner,
Mizoram.

Memo No. No.B.14015/1/2024-SEC/AMC/15 : Dated Aizawl, the 31st May, 2024

Copy to :-

- 1) Secretary to the Governor of Mizoram.
- 2) P.S. to Chief Minister, Mizoram.
- 3) P.S. to Speaker, all Ministers, Leader of Opposition, Deputy Speaker & Ministers of State.
- 4) Sr. PPS to Chief Secretary, Government of Mizoram.
- 5) Chief Electoral Officer, Mizoram.
- 6) Commissioner & Secretary, Department of Personnel and Administrative Reforms.
- 7) Commissioner & Secretary, General Administration Department
- 8) Secretary, Urban Development & Poverty Alleviation Department.
- 9) Deputy Commissioner & District Municipal Election Officer, Aizawl District, Aizawl.
- 10) Commissioner, Aizawl Municipal Corporation, Aizawl.
- 11) Director, I&PR Department for wide publicity.
- 12) Superintendent of Police, Aizawl.
- 13) Guard file.


(K. LALDINGLIANA)
Secretary,
State Election Commission,
Mizoram.

ANNEXURE-I

(To be furnished along with Nomination Paper in Form - 8)

**AFFIDAVIT TO BE FURNISHED BY CANDIDATE ALONG WITH
NOMINATION PAPER**

Before the Returning Officer
for election to AIZAWL MUNICIPALITY

1. _____ son of _____
age _____ years, resident of _____, being
candidate at the above election, do hereby solemnly affirm/state on oath as under :-

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

- (i) Section of the Act and description of the offence for which cognizance
taken _____
- (ii) The Court which has taken cognizance : _____
- (iii) Case No. _____
- (iv) Date of order of the Court taking cognizance: _____
- (v) Details of appeal(s) I application(s) for revision, etc., if any, filed against above
order taking cognizance. _____

(2) That I give herein below the details of the assets (immovable, moveable, bank balance,
etc.) of myself, my spouse and dependents.

A: DETAILS OF MOVABLE ASSETS

(Assets in joint name indicating the extent of joint ownership will also have to be given)

Sl. No.	Description	Self	Spouse(s) name(s)	Dependent-1 Name:	Dependent-2 Name:	Dependent-3, etc. Name:
(i)	Cash					
(ii)	Deposits in Bank, Financial Institutions and Non-Banking Companies					
(iii)	Bonds, Debentures and shares in company					
(iv)	Other Financial instruments, NSS, Postal Savings, LIC Policies, etc.			>		
(v)	Motor vehicles (details of motor, etc)					
(vi)	Jewellery , (give details of weight and value)	>				
(vii)	Other assets, such as values of claims/interest)					

B. DETAILS OF IMMOVABLE ASSETS

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

Sl. No.	Description	Self	Spouse(s) name(s)	Dependent - 1 Name :	Dependent-2 Name:	Dependent-3, etc. Name:
(i)	Agricultural Land - Location(s) Survey Number(s) – Extent (Total measurement) – Current market value					
(ii)	Non-Agricultural land – Location(s) Survey Number(s) – Extent (Total measurement) – Current market value					
(iii)	Buildings (commercial and residential) – Location (s) – Survey / door number (s) – Extent (Total measurement) – Current market value					
(iv)	Houses/ Apartments, etc. - Location(s) Survey / Door Number(s) -Extent (Total measurement) - Current market value					
(v)	Others (such as interest in property)					

3. I, do herein furnish below the details of my liabilities / over dues to public, financial institutions and government dues :-

SL No.	Description	Name & Address of Bank/Financial Institution(s), Departments)	Amount outstanding as on
(a)	(i) Loans from Bank		
	(ii) Loans from Financial Institutions		
	(iii) Government dues		
	(a) Dues to department dealing with Government accommodation		
	(b) Dues to departments dealing with supply of water		
	(c) Dues to departments dealing with supply of electricity		
	(d) Dues to departments dealing with telephones		
	(e) Dues to department dealing with government transport (including aircrafts and helicopters)		
	(f) Other dues, if any.		
(b)	(i) Income Tax including surcharge (Also indicate the assessment year up to which Wealth Tax Return filed). Give also Permanent Account Number (PAN).		
	(ii) Wealth Tax (Also indicate the assessment year upto which Wealth Tax Return filed).		
	(iii) Sales Tax (Only incase of proprietary business)		
	(iv) Property Tax		

4. My Educational qualifications are as under:-

Sl. No.	Name of Course	Year of Completion	School/College/Un iversity
1			
2			
3			
4			

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, no part of it is false and nothing material has been concealed there from.

Verified at _____ this the _____ day of _____

DEPONENT

The above affidavit is duly sworn before me by the Candidate/Deponent

Place:.....

Date :.....

Magistrate of the 1st Class /
Commissioner of Oath
(Seal)

ANNEXURE-II

(To be furnished along with Nomination Paper in Form - 8)

**AFFIDAVIT TO BE FURNISHED BY CANDIDATE ABOUT HIS/HER ANTECEDENT
ALONG WITH NOMINATION PAPER**

Before the Returning Officer
for election to the AIZAWL MUNICIPALITY

1. _____ son of _____ age
_____ years, resident of _____, being candidate at the
above election, do hereby solemnly affirm/state on oath as under :-

2. I 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 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) Case/First Information Report No/Nos. _____
- (ii) Police Station(s) _____ District(s) _____
- (iii) Section(s) of the concerned Act(s) and short description of the offence(s) for which the candidate has been charged _____
- (iv) Court which framed the charged(s) _____
- (v) Date(s) on which the charge(s) was/were framed. _____
- (vi) Whether all or any of the proceeding(s) have been stayed by any court(s) of competent jurisdiction _____

2. I 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.

- (i) Case / First Information Report No/Nos. _____
- (ii) Court (s) which punished _____
- (iii) Police Station(s) _____ District(s) _____
State (s) _____
- (iv) Section(s) of the concerned Act(s) and short description of the offence(s) for which the candidate has been charged _____

(v) Date(s) on which the sentence(s) was/were pronounced _____

(vi) Whether the sentence(s) have been stayed by any court(s) of competent jurisdiction _____

Place _____

Date _____

Signature of Deponent

VERIFICATION

I, the above named deponent, 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 therein.

Verified at _____ this the _____ day of _____

Signature of Deponent

Identified by:

.....