



STATE ELECTION COMMISSION  
DELHI & CHANDIGARH  
NIGAM BHAWAN KASHMERE GATE, DELHI  
PHONE No. 011- 23921236, 23914155, 21914156

No. SEC/LAW/F.6/250/02(II)/ 77/2

Dated 07.11.2022

**DIRECTIONS**

1. WHEREAS the superintendence, direction and control of election to the Municipal Corporation of Delhi is vested in the State Election Commission of the N.C.T of Delhi, by Article 243 ZA of the Constitution of India:

2. AND WHEREAS, the superintendence, direction and control of election to the Municipal Corporation of Delhi is vested in the State Election Commission of the N.C.T of Delhi, under section 7 of the Delhi Municipal Corporation Act, 1957 as amended till date.

3. NOW, THEREFORE, in exercise of the powers conferred on it under the Constitution of India as aforesaid and of all other powers enabling it under the relevant statutes referred to above, the Commission hereby directs that for all the future elections to the Municipal Corporation of Delhi every candidate on filing his/her nomination paper for election to the Corporation, shall furnish to the concerned Returning Officer the following information in respect of his/her candidature in the form of two affidavits in Form 21 & 22 appended to the Delhi Municipal Corporation (Election of councillors) Rules 2012, alongwith his/her nomination paper.

(i) Whether the candidate is convicted/acquitted/discharged of any criminal offence in the past? Whether he/she is punished with imprisonment or fine or with both? The candidate shall furnish full and complete information with regard to the past involvement in such cases including those in which cognizance had been taken by the Court.

(ii) Prior to six months of filing of nomination, whether the candidate is accused in any pending case, of any offence punishable with imprisonment for two years or more and in which charge is framed or cognizance is taken by the court of law, if so, the details thereof.

(iii). The assets (immovable, movable, bank balance etc.) of a candidate and of his/her spouse and that of dependents;

(iv) Liabilities, if any, particularly whether there are any over dues of any public financial institution or government dues.

(v) The educational qualifications of the candidate.

(i). The said affidavit by each candidate shall be duly sworn before a Magistrate of the First Class or Notary Public or a Commissioner of Oaths appointed by the High Court. These affidavits shall be furnished by the candidate to the Returning Officer of the Ward concerned alongwith the nomination paper(s).

(ii). Non-furnishing of the affidavits by any candidate shall be considered to be violation of the order of the Commission and also a defect of substantial character and the nomination of the candidate concerned shall be liable to rejection by the Returning Officer at the time of scrutiny of nominations for such non-furnishing of the affidavit.

(iii) All aspiring candidates are directed to fill all the columns prescribed in Form 21 & 22 (forms of affidavit) in complete form and ensure that no column/item is left blank. In case the requisite information is nil, the word "NIL" should be mentioned and if the column/item is found as non-concerned with the candidate, the words "not applicable" should be mentioned. It may be noted by all concerned that at the time of presentation of the nomination forms the concerned Returning Officer shall check both the Forms i.e. Form 21 & 22 and if some column/item has been left blank, he shall issue a memo to the candidate concerned to submit a revised form of Affidavit fully completed as per above directions before the hour fixed for scrutiny of nominations failing which his nomination will liable to be rejected.

(iv) The information so furnished by each candidate in the aforesaid affidavits shall be disseminated by the respective Returning Officers by displaying a copy thereof on the notice board of his office and also by making the copies thereof available freely and liberally to all other candidates the representative of the print and electronic media and to any other person whosoever makes a request in writing to the Returning Office for the same.

(v). If any rival candidate furnishes information to the contrary by means of a duly sworn affidavit, then such affidavit of the rival candidate shall also be disseminated alongwith the affidavit of the candidate concerned in the manner directed above.

5. All Returning Officers shall ensure that the copies of this order and affidavits in Forms 21 and 22 shall be delivered to the candidates alongwith the forms of nomination paper at all elections to the Municipal Corporation of Delhi.

This supersedes this Commission's all earlier orders on this subject.

  
(Dr. Vijay Dev) 7.11.22

State Election Commissioner, NCT of Delhi