

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 above mentioned election, declare for public information the following details about my criminal antecedents:

(A) Pending criminal cases				
Sl. No.	Name of Court	Case No. and dated	Status of case(s)	Section(s) of Acts concerned and brief description of offence(s)

(B) Details about cases of conviction for criminal offences			
Sl. No.	Name of Court & date(s) of order(s)	Description of office(s) & punishment imposed	Maximum 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:

1. The particulars regarding criminal cases pending against the candidate shall be in bold letters.
2. The matter in newspapers shall be published in font size of at least 12.
3. Details should be given separately for each case in separate rows.
4. If a candidate is contesting an election on the ticket of a particular party, he/she is required to inform the party about the criminal cases pending against him/her.
5. The candidate shall report about publishing of declaration regarding criminal cases immediately after such publication to the Returning Officer. In addition, he shall submit a report about publishing of the declaration regarding cases in Format C-4 along with the account of election expenses within 30 days of declaration of result of election. (a) In case of elections to the Lok Sabha and the Legislative Assemblies, this shall be submitted to District Election Officer concerned, (b) In case of elections to the Rajya Sabha and the State Legislative Council, this shall be submitted to the Returning Officer concerned

This may be published in Newspapers and TV from the day following the last date for withdrawal of candidature and up to two days before the date of poll

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 and Political Party:.....

*Name of Election:.....

Name of State/UT:.....

1	2	3	4		5		
Sl. No.	Name of constituency	Name of candidate	(A) Pending criminal cases		(B) 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	Maximum 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:

1. The particulars regarding criminal cases pending against the candidate shall be in bold letters.
2. The matter in newspapers shall be published in font size of at least 12.
3. The above information shall be published State wise for each State/UT.
4. If a candidate is contesting an election on the ticket of a particular party, he/she is required to inform the party about the criminal cases pending against him/her.
5. The political party shall be obligated to put up on its website the information pertaining to candidates having criminal antecedents.
6. The political party shall submit a report about publishing of declaration regarding criminal cases in Format C5 to the Chief Electoral Officer of the State within 30 days of declaration of result of the election concerned.

Office of Returning Officer

Name of Constituency:.....

Name of State:.....

Name of Election:.....

Format C-3

(Reminder to the Candidate)

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 & Ann, and the directions in the Commission's letter No. 3/ER/2018/SDR, dated 10.10.2018, and letter No. 3/4/2019/SDR/Vol. IV, dated 16.09.2020 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 campaign period for the purposes of publishing of such details. The Commission has prescribed following timeline for publicity of criminal antecedents during the period starting from the day following the last date of withdrawal and upto 48 hours before ending with the hour fixed for conclusion of poll.

- i. Within first 4 days of withdrawal of nominations
- ii. Between next 5th - 8th days
- iii. From 9th day till the last day of campaign (the second day prior to date of poll)

Since you, Sh./Smt./Ms..... (mention the name of the candidate), a candidate nominated for the above mentioned 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 at least three occasions each as mentioned above. The Format C-1 for publishing the information is enclosed herewith. You shall report about publishing of declaration regarding criminal cases immediately after such publication to the Returning Officer. In addition, you shall submit a report about publishing of the declaration regarding cases in Format C-4 with copies of the newspapers publishing the information about criminal cases along with the account of election expenses within 30 days of declaration of result of election. (a) In case of elections to the Lok Sabha and the Legislative Assemblies, this shall be submitted to District Election Officer concerned, (b) In case of elections to the Rajya Sabha and the State Legislative Council, this shall be submitted to the Returning Officer concerned.

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.

FormatC-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 above mentioned 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:

S I. No.	Newspaper			Television			Mode of Payment (electronic /cheque/ DD/Cash) (P1. specify)
	Name of Newspaper	Date of publishing	Expenses that may have been incurred (in Rs.)	Name of channel	Date & time of insertion/ telecast	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.

Report by Political Party about publishing of declaration regarding criminal cases

Name and 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 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 30days of declaration of result of the election concerned.

Statement regarding publishing of criminal cases against candidates set up by political parties as per directions in the Commission’s letter No. 3/4/2017/SDR/Vol. 11, dated 10th October, 2018-Report regarding compliance by Political Parties

Name of State/UT

Name of the Election.....

(General/Bye-election, Lok Sabha/Rajya Sabha/Legislative Assembly/Legislative Council) Date (s) of Poll.....

No. & Name of Assembly/ Parliamentary Constituency	Name of the Political Party	Whether submitted Report in Format C-5 by the party (Yes/No) If yes, then date of submission	Whether declaration has been published on the website of the party as per direction (Yes/No)	Publishing in Newspaper by the party		Publishing on Television by the party	
				Name(s) of Newspaper	Date(s) of publishing	Name(s) of Channel	Date(s) & time of insertion/ telecast
01-abc	ABC						
	...						
	...						
02-def	DEF						
	...						
	...						
and so on							

Note 1- Only such Political Parties which set up candidates with criminal cases, either pending cases or cases of past conviction, are required to submit Report in this regard to the CEO concerned.

Chief Electoral Officer

Name of the State.....

Format C-7

(for political parties to publish in
the newspapers, social media platforms
& website of the party)

Information regarding individuals with pending criminal cases, who have been selected as candidates, along with the reasons for such selection, as also as to why other individuals without criminal antecedents could not be selected as candidates

(As per the Commission's directions issued in pursuance of the Order dated 13.02.2020 of the Hon'ble Supreme Court in contempt petition(C) no. 2192 of 2018 in WP(C) no. 536 of 2011)

Name of Political Party: _____

***Name of the Election:** _____

Name of State/UT: _____

(1) Name of the Constituency-.....

Name of the candidate-.....

Sl.no.	
1.	Criminal antecedents
	a. Nature of the offences
	b. Case no.
	c. Name of the Court
	d. Whether charges have been framed or not (Yes/No)
	e. Date of conviction, if any
	f. Details of punishment undergone, if any
	g. Any other information required to be given
2.	The reasons for the selection of the candidate. Selection shall be with reference to the qualifications, achievements and merit of the candidate, and not mere "winnability" at the polls (not more than 100 words)
3.	Reasons as to why other individuals without criminal antecedents could not be selected as candidates (not more than 100 words)

(2) Name of the Constituency-.....

Name of the candidate-.....

.....and so on

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

Signature of office bearer of the Political Party Name and designation.....

Note:-

(1) Political parties (at the Central and State election level) shall upload on their website detailed information regarding individuals with pending criminal cases (including the nature of the offences, and relevant particulars such as whether charges have been framed, the concerned Court, the case number etc.) who have been selected as candidates, along with the reasons for such selection, as also as to why other individuals without criminal antecedents could not be selected as candidates.

- (2) The reasons as to selection shall be with reference to the qualifications, achievements and merit of the candidate concerned, and not mere “winnability” at the polls.
- (3) This information shall also be published in:
 - (a) One local vernacular newspaper and one national newspaper;
 - (b) On the official social media platforms of the political party, including Facebook & Twitter.
- (4) The matter in newspapers shall be published in font size of at least 12.
- (5) The above information shall be published State wise for each State/UT.
- (6) **These details shall be published within 48 hours of the selection of the candidate or not less than two weeks before the first date for filing of nominations, whichever is earlier.**
- (7) **The political party concerned shall then submit a report of compliance in Format C-8 with the Election Commission within 72 hours of the selection of the said candidate.**

Format C-8

Report of political party as required under the Commission's directions issued in pursuance of the Order dated 13-02-2020 of Hon'ble Supreme Court in Contempt Petition (C) No. 2192 of 2018 in WP(C) No. 536 of 2011

Name of political party:

Details of Social Media Accounts of the party:
(Facebook, Twitter etc.)

- (i)
- (ii)
- (iii)

Name of Election: _____

Gen. Election/ Bye-election to Lok Sabha/ Leg. Assembly/ Biennial election/ Bye-election to Council of States/Leg. Council

(Write the appropriate alternative)

Name of State: _____

It is certified that _____ (name of political party) has published detailed information regarding the persons with pending criminal cases in the Format prescribed by the Commission (Format C-7) as per the directions in the Commission's letter No. ,dated..... in the following media:

Sl. No		Date of publication & cost of publication to be mentioned in column below	
		Date	Cost
1.	One National Newspaper (copy to be furnished)		
2.	One Local vernacular Newspaper (copy to be furnished)		
3.	Social Media Platforms of the party (print to be furnished)		
4.	Website of the party (printout of the material enclosed)		

Declaration

It is declared that full information, explanation and details have been published in respect of each of the persons with pending cases who have been selected to be the candidates of the party in the above mentioned election, as per the directions in the Order dated 13-02-2020 of the Hon'ble Supreme Court referred to above, and nothing has been concealed.

Place:

Date:

(seal of the Party)

Signature of office bearer of the Political Party

Name and designation

Note:-This report shall be furnished at least two weeks before the date on which nomination is proposed to be filed or within 72 hours of selection of the candidate, whichever is earlier.

Format-CA

Statement showing details of Candidates with criminal antecedents, sponsored by the political parties in election to House of People/Legislative Assembly/Council of States/Legislative Councils to be held in..... 20

(As per the Commission's directions issued in pursuance of the Order dated 13.02.2020 of the Hon'ble Supreme Court in contempt petition (C) no. 2192 of 2018 in WP(C) no. 536 of 2011)

S. No.	Name of State	No. of Name of Constituency	No. of seats	Party affiliation	Name of Candidates	Whether the candidate has declared anything about pending criminal case(s) against him/her in item 5 of Form 26 (Yes/ No)	Whether the candidate has declared anything about case(s) of conviction(s) for criminal offence(s) in item 6 of Form 26 (Yes/No)	In the information given in column no. 7 & 8 is yes, whether the political party has sent report in Format C 8 (Yes/No)
1	2	3	4	5	6	7	8	9

Date:

Signed by RO of the Constituency

Countersigned by CEO.....

State:.....