

ABSTRACT STATEMENT OF ELECTION EXPENSES

PART - I

I	Name of the Candidate	Sh./Smt./K/n. YONG Tshering Lepcha
II	Number and name of Constituency	27 GANGTOK (B.L)
III	Name of State/Union Territory	Sikkim
IV	Nature of Election (Please mention whether General Election to State Assembly / Lok Sabha / Bye-election)	Bye-election
V	Date of declaration of result	24th October
VI	Name and Address of the Election Agent	S. K. Chetri C. Pendum Bhurung P.O. U. Pendum 9083948015
VII	If candidate is set up by a political party, Please mention the name of the political party	Bharatya Janata Party
VIII	Whether the party is a recognised political party	Yes/No - Yes.

Date: **23-11-2019**

Signature of the Candidate

Place: **DAC, Gangtok**

Name:

PART-II : ABSTRACT OF STATEMENT OF ELECTION EXPENDITURE OF CANDIDATE

S. No.	Particulars	Amt. Incurred / Auth. by Candidate/ Election agent (in Rs.)	Amt. Incurred/ authorized by Pol. Party (in Rs.)	Amt. Incurred / authorized by others (in Rs.)	Total Election expenditure (3)+(4)+(5)
1	2	3	4	5	6
I	Expenses in public meeting, rally, procession etc.:- I. a : Expenses in public meeting, rally, procession etc. (ie: other than the ones with Star Campaigners of the Political party (Enclose as per Schedule-1)	N A	13 49 518/-		13 49 518/-
	I. b : Expenditure in public meeting rally, procession etc. with the Star Campaigner(s) (ie: other than those for general party propaganda) (Enclose as per Schedule-2)	N.A	N.A	N.A	
II	Campaign materials other than those used in the public meeting, rally, procession etc. mentioned in S.No. I above(Enclose as per Schedule-3)	N A	N.A	N.A	
III	Campaign, through print and electronic media including cable network, bulk SMS or internet and Social media (Enclose as per Schedule-4)	N.A	N.A	N.A	
IV	Expenditure on campaign vehicle(s), used by candidate(Enclose as per schedule-5)				
V	Expenses of campaign workers / agents (Enclose as per Schedule -6)				
VI	Any other campaign expenditure				
	Grand Total		13 49 518/-		

PART III : ABSTRACT OF SOURCE OF FUNDS RAISED BY CANDIDATE

S No	Particulars	Amount (in Rs.)
1	2	3
I	Amount of own fund used for the election campaign (Enclose as per Schedule - 7)	55000/-
II	Lump sum amount received from the party (ies) in cash or cheque etc. (Enclose as per Schedule -8)	100,000/-
III	Lump sum amount received from any person/ company/ firm/ associations / body of persons etc. as loan, gift or donation etc. (Enclose as per Schedule -9)	297466.32
	Total	1352466.32

PART- IV

FORM OF AFFIDAVIT



Before the District Election Officer EAST (District, State/Union Territory)

Affidavit of Shri/Smt/Ms YONG TSHERING LEPCHA (S/o, W/o, D/o) NIMA TSHERING LEPCHA

I YONG TSHERING LEPCHA son/wife/daughter of NIMA TSHERING LEPCHA aged 32 years, r/o 32 NO NIMTAR, EAST SIKKIM do hereby solemnly and sincerely state and declare as under :-

(1) That I was a contesting candidate at the general election/bye election to the House of the People / Legislative Assembly of SIKKIM from 27 GANGTOK Parliamentary/ Assembly constituency, the result of which was declared on 24.10.2019

(2) That I/my election agent kept a separate and correct account of all expenditure incurred/ authorised by me /my election agent in connection with the above election between (the date on which I was nominated) and the date of declaration of the result thereof, both days inclusive.

(3) That the said account was maintained in the Register furnished by the Returning Officer for the purpose and the said Register itself is annexed hereto with the supporting vouchers/bills mentioned in the said account.

(4) That the account of my election expenditure as annexed hereto includes all items of election expenditure incurred or authorised by me or by my election agent, the political party which sponsored me, other associations / body of persons and other individuals supporting me, in connection with the election, and nothing has been concealed or withheld/suppressed therefrom (other than the expense on travel of leaders' covered by Explanations 1 and 2 under section 77 (1) of the Representation of the People Act, 1951).

(5) That the Abstract Statement of Election Expenses annexed as Annexure II to the said account also includes all expenditure incurred or authorised by me, my election agent, the political party which sponsored me, other associations / body of persons and other individuals supporting me, in connection with the election.

(6) That the statements in the foregoing paragraphs (1) to (5) are true to the best of my knowledge and belief, that nothing is false and nothing material has been concealed.

Solemnly affirmed before me on the 22nd day of November 2019 by Yong Tshering Lepcha Deponent of 32-NO NIMTAR who is know

Solemnly affirmed/sworn by to me/who is identified by S.K.Chettoy at Gangtok this day of 2019 before me.

Nam-Nam Sub Divisional Magistrate

GOVERNMENT OF SIKKIM
OFFICE OF THE DISTRICT ELECTION OFFICER, EAST
DISTRICT ADMINISTRATIVE CENTRE, SICHEY
GANGTOK- SIKKIM- 737101

Visit us @ <https://eastsikkim.nic.in>.
Phone- 03592(284444) (O)

E.mail:- dceast-sk@nic.in
Fax- 03592 (284222) (F)

o:388 /DEO (E)/2019

Dated: 20/10/2019

To

Shri Yong Tshering Lepcha,
Bharatiya Janata Party,
27-Gangtok Assembly Constituency,


NOTICE

Register of election expenditure maintained by you has been verified and noticed that till 18/10/2019, total expenditure as per Shadow Observation Register is Rs.11,80,413/- (Rupees eleven lakhs eighty thousand four hundred thirteen) only whereas the total expenditure till the same date as per your register is Rs.10,46,737/- (Rupees ten lakhs forty six thousand seven hundred thirty seven) only. Actually, expenditure amounting to Rs.1,33,676/- (Rupees one lakh thirty three six hundred seventy six) only recorded in the Show Register on account of two events happened on 17/10/2019 had not been recorded by you in the register.

Cash register has not been maintained properly. Entries which had been recorded in the Bank Register had not been recorded in the cash register. Bank Register had not been maintained properly. Entries in the Bank register had not been made in accordance with the entries reflected in the Bank Pass Book produced by you.

All the entries as appeared in the Pass Book had not been recorded in the Bank Register. The agent deputed by you had been confronted with above discrepancies.

Therefore, you are directed to produce all details with proper justification before undersigned on 22/10/2019 at 11:00 AM, failing which appropriate action will be initiated against you.


Raj Yadav, (IAS)
DEO-CUM-DISTRICT MAGISTRATE,

Copy to:
The Observer for Expenditure Monitoring

DISTRICT ELECTION OFFICER
EAST DISTRICT
GANGTOK



GOVERNMENT OF SIKKIM
OFFICE OF THE DISTRICT ELECTION OFFICER, EAST
DISTRICT ADMINISTRATIVE CENTRE, SICHEY
GANGTOK- SIKKIM- 737101

Visit us @ <https://eastsikkim.nic.in>.
Phone- 03592(284444) (O)

E.mail:- dceast-sk@nic.in
Fax- 03592 (284222) (F)

No: 328/DEO (E)/2019

Dated: 12/10/2019

To

Shri Yong Tsh Lepcha,
Bharatiya Janata Party,
27-Gangtok Assembly Constituency,

NOTICE


It has been observed that total amount of expenditure reported in the Register of candidate till 10/10/2019 is as 5,20,445/-, whereas total expenditure mentioned in Shadow Observation Register up to the same date is as 5,83,445/-. In this way expenditure reported by you in candidates register is less than shown in the Shadow Observation Register by an amount of Rs. 63,000/-. Actually you have obtained permission for total 8 vehicles w.e.f 03/10/2019 and hence the accounting team has correctly booked total expenditure of Rs. 1,68,000/- (2625/- per day per vehicle for 8 vehicles for 8 days, from 03/10/2019 to 10/10/2019) whereas you had booked expenditure on this account at Rs. 1,05,000/- only. In this way, expenditure has been booked short by an amount of Rs. 63,000/- by you.

Further, you have not maintained cash Register after 05/10/2019. Even no cash register has been maintained for the period 30/09/2019 (date of nomination) to 02/10/2019.

You have also not maintained any day to day expenditure Register for the period 30/09/2019 (date of nomination) to 02/10/2019.

Hence, you are directed to report with all details of expenditure before me on 15/10/2019 positively failing which appropriate action will be initiated against you.




RAJ YADAV, IAS
RETURNING OFFICER CUM
DISTRICT MAGISTRATE, EAST

RETURNING OFFICER
BYE-ELECTION 2019
EAST DISTRICT

Copy to:

The Observer for Expenditure Monitoring



GOVERNMENT OF SIKKIM
OFFICE OF THE DISTRICT COLLECTOR, EAST
DISTRICT ADMINISTRATIVE CENTRE
GANGTOK- SIKKIM- 737101

E-mail ID- dceast-sk@nic.in
Phone- 03592(284444) (O)

Website-<https://eastsikkim.nic.in>
Fax- 03592 (284222) (F)

Memo No. 345/DCE/(E)

Date: 20/11/2019

To

Shri Yong Tshering Lepcha
Bharatiya Janata Party (BJP)
27-Gangtok Assembly Constituency.

NOTICE

It has been observed that total amount of expenditure recorded in the register of candidate till 24.10.2019 (counting day) is **Rs. 13, 49,518/-**. As per bank statement total amount deposited in the bank account meant for the Bye Election 2019 is **Rs 10,55,000/-**. Cash disbursement of **Rs 2, 94,518/-** reflected in the cash register as on 24.10.2019 without depositing in the bank account and utilized in making various cash payments, whereas as per the instruction of Election Commission of India candidate shall deposit entire amount meant for election expenses received from any source including his own fund, in the bank account meant for the election. Hence, you are requested to clarify the same failing which appropriate action will be initiated against you as per Election Commission of India norms.

Raj Yadav, (IAS)

DEO-CUM-DISTRICT MAGISTRATE

Copy to:

The Observer for Expenditure Monitoring

To,
The Returning Officer,
Gangtok,
E. Sikkim.

Dt. 22-10-2019.

Sub: - Notice regarding all details with proper Justification, vide No. 388/DEO(E)2019.

Sir,

Most respectfully, I the undersigned beg to state that the difference of Rs - 1,33,676 was not reflected in the expenditure Register maintained by my Election Expenditure Agent, but marked in the shadow observation bears the fact that the expenditure comes under the jurisdiction of Star expenditure Campaign which is separately maintained by the Bharatiya Janta Party treasurer G. D Agrawal. As a matter of fact this expenditure involves the Star campaigner expenditure who visited Sikkim on 17-10-19 for election Campaign who had a public meeting at Ranipool and press Conference at Hotel Tashi Delak where the two BJP candidates were invited by S.K.M. Party President, which is entered at page 18.

As regards the discrepancies noted by AEO in the maintenance of Cash & Bank register by the expenditure Agent I feel it deeply and regret with apology. I have personally supervised it and directed him to correct the discrepancies promptly. I assure you goodself that it will be corrected at your satisfaction. Further if any discrepancies noticed in the maintenance of accounts that will be rectified during reconciliation of accounts.

Thanking you.

Yours Sincerely,



Y.T. Lepcha candidal
Bharatiya Janata Party
27-Gangtok.

AO
P. Chak
P. Chak

To

The Returning Officer
Bye-Election 2019
East Sikkim, Gangtok.

Dt. 15-10-2019.

Sub: - Report with all details of expenditure

Sir,

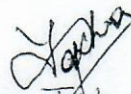
Reference No 328/DEO (E) 2019 regarding the subject cited as above, I the undersigned most humbly and respectfully, beg to state that although the permission for 8 (eight) campaigning vehicles had been obtained for the bye-election, but only 5 (five) vehicles were running for the campaigning, and it was thought since only five vehicles were booked. But it was found that the expenditure of total 8 (eight) vehicles booked in shadow observation Register maintained by A.E.O. so compliance in this had been done duly booking. The entire expenditure of the vehicle:

Compliance of Cash Register done. It is further requested that the day to day expenditure Register being maintained.

The irregularities and errors are highly regretted from my side

Thanking You.

Yours Sincerely

- 
Young Tshering
Candidate

Bharatiya Janata
27 Gangtok Assemb.

AEO

Re: 328



To

The DEO-cum District Magistrate
District Collectorate, East.
Gangtok, Sikkim.

Date. 21-11-018

Sub:- Clarification of the Notice-Memo no
345 / DCE / (E)

Sir,

Respectfully, I have the honour to
clarify the disbursement of Rs 2,945/-
during the election campaign as follows

Sir, During the election campaign
I had to spend the expenditure to diff
conveying transportation vehicles, ^{on} public
entertainments and so many other in-
evitable expenses. The bank ~~to~~ into which
I was supposed to deposit the money
was closed on Saturday and Sunday
and the dushra holiday also distur-
bed this process as the bank was also clos-
ed and I had to use my own cash to
tide over the situation.

I therefore, request your honour
to kindly consider my case as an
especial exception and grant permis-
sion to spend the above amount from my
own side.

Thanking you.

Yours Sincerely
Depcha

~~AD.~~
~~Dmd~~
~~OK~~

SCHEDULES - 1 to 9: DETAILS OF ELECTIONS FUNDS AND EXPENDITURE OF CANDIDATE

SCHEDULE - 1

Expenses in public meeting, rally, procession etc. (ie: other than those with Star Campaigners of the Political party)

Sl. No	Nature of Expenditure	Total Amount in Rs.	Source of Expenditure		
			Amount incurred / Auth. by Candidate / agent	Amount incurred / by Political Party with name	Amount Incurred by others
1	2	3	4	5	6
1	Vehicles for transporting visitors	4,62,000/-	Nil	Bharatiya Janata Party	Nil
2	Erecting Stage, Pandal & Furniture, Fixtures, poles etc.	77,000/-			
3	Arches & Barricades etc.				
4	Flowers / garlands - X Khada.	13,465/-			
5	Hiring Loud speakers, Microphone, amplifiers, Comparers etc.	63,000/-			
6	Posters, hand bills, pamphlets, Banners, Cut-outs, hoardings	1,21,000/-			
7	Beverages like tea, Water, cold drink, juice etc. Food - (Lunch) sweets Sweets	60,990/-			
8	Digital TV -boards display, Projector display, tickers boards, 3D display	31,500/-			

13,49,518/-

Yokha
candidate

[Signature]

[Signature]
A50

Expenses in public meeting, rally, procession etc. (ie: other than those with Star Campaigners of the Political party)

Sl. No	Nature of Expenditure	Total Amount in Rs.	Source of Expenditure		
			Amount incurred / Auth. by Candidate / agent	Amount incurred / by Political Party with name	Amount Incurred by others
1	2	3	4	5	6
9	Expenses on celebrities, payment to musicians, other artists remuneration etc.	N.A	N.A	N.A	N.A
10	Illumination items like serial lights, boards etc.	N.A	N.A	N.A	N.A
11	Expenses on transport, Helicopter/ aircraft / vehicles/ boats etc. charges (for self, celebrity or any other campaigner other than Star Campaigner)	N.A	N.A	N.A	N.A
12	Power consumption/ generator charges	N.A	N.A	N.A	N.A
13	Rent for venue	N.A	N.A	N.A	N.A
14	Guards & security charges	N.A	N.A	N.A	N.A
15	Boarding & lodging expenses of self, celebrity, party functionary or any other campaigner including Star Campaigner	1,73,000/-	N.A	N.A	N.A
16	Others expenses	N.A	N.A	N.A	N.A
TOTAL		1,73,000/-	N.A	Bharatiya J. Party H.R.	N.A

Chakras

SCHEDULE - 2

Expenditure in public meeting rally, procession etc. with the Star Campaigner(s) as apportioned to candidate (ie: other than those for general party propaganda)

Sl. No	Date and Venue	Name of the Star Campaigner(s) & Name of Party	Amount of Expenditure on public meeting rally, procession etc. with the Star Campaigner(s) apportioned to the candidate (As other than for general party propaganda) in Rs.	4			5
				Source of Expenditure			
			Amount by Candidate/Agent	Amount by Political Party	Amount by Others		
1	2	3					
1							
2							
3							
4							
5							
6							
7							
TOTAL							

Signature

SCHEDULE - 3

Details of expenditure on campaign materials, like handbills, pamphlets, posters, hoardings, banners, cut-outs, gates & arches, video and audio cassettes, CDs/ DVDs, Loud speakers, amplifiers, digital TV/ board display, 3 D display etc. For candidate's election campaign (ie: other than those covered in Schedule - 1 & 2)

Sl. No.	Nature of Expenses	Total Amount in Rs.	Sources of Expenditure			Remarks, if any
			Amount by candidate / agent	Amount by Political Party	Amount by others	
1	2	3	4	5	6	7
1	Hoardings	60,000/- N.A	N.A	BJP - H.Q	N.A	N.A
2	Banners	49974/- N.A	N.A	BJP - H.Q	N.A	N.A
3	— N.A	N.A	N.A	N.A	N.A	N.A
4	N.A	N.A	N.A	N.A	N.A	N.A
5	N.A	N.A	N.A	N.A	N.A	N.A
6	N.A	N.A	N.A	N.A	N.A	N.A
TOTAL		109,914				

Yadava

Pravara

SCHEDULE - 4

Details of expenditure on campaign through print and electronic media including cable network, bulk SMS or Internet or social media, news items/TV/radio channel etc., including the paid news so decided by MCMC or voluntarily admitted by the candidate. The details should include the expenditure incurred on all such news items appearing in privately owned newspapers/TV/radio channels etc.

Sl. No.	Nature of medium (electronic / print) and duration	Name and address of media provider (print /electronic /SMS / voice/ cable TV, social media etc.)	Name and address of agency/reporter, stringer, company or any person to whom charges / commission etc. Paid / payable, if any	Total Amount in Rs. Col. (3) +(4)	Sources of Expenditure		
					Amount by candidate / agent	Amount by Political Party	Amount by others
1	2	3	4	5	6	7	8
1	—	—	—	—	—	—	—
2	—	—	—	—	—	—	—
3	—	—	—	—	—	—	—
4	—	—	—	—	—	—	—
5	—	—	—	—	—	—	—
6	—	—	—	—	—	—	—
TOTAL							

Sharma

SCHEDULE - 4A

Details of expenditure on campaign through print and electronic media including cable network, bulk SMS or Internet or social media, news items/TV/radio channel etc., including the paid news so decided by MCMC or voluntarily admitted by the candidate. The details should include the expenditure incurred on all such news items appearing in newspapers/TV/radio channels, owned by the candidate or by the political party sponsoring the candidate.

Sl. No.	Nature of medium (electronic / print) and duration	Name and address of media provider (print /electronic /SMS / voice/ cable TV, social media etc.)	Name and address of agency, reporter, stringer, company or any person to whom charges / commission etc. Paid/payable, If any	Total Amount in Rs. Col. (3) +(4)	Sources of Expenditure		
					Amount by candidate / agent	Amount by Political Party	Amount by others
1	2	3	4	5	6	7	8
1		Amugamini					
2		Sikkim Exp.					
3		Hemali Bela Hamro Praja		3,36,000/-			
4		Himalayan Mirror Sumit Times					
5		Hamro Varta					
6		Adv.vertisment		4,12,000/-			
TOTAL				4,48,000			

[Signature]
Amount

SCHEDULE - 5

Details of expenditure on campaign vehicle (s) and poll expenditure on vehicle(s) for candidate's election campaign

Sl. No	Registration No. of Vehicle & Type of Vehicle	Hiring Charges of vehicle			No. of days for which used	Total Amount Incurred / auth. in Rs.	Source of Expenditure		
		Rate for Hiring of vehicle / maintenance	Fuel charges (If not covered under hiring)	Driver's charges (If not covered under hiring)			Amount by candidate / agent	Amount by Political Party	Amount by others
1	2	3a	3b	3c	4	5	6	7	8
1									
2									
3									
4									
5									
6									
7									
TOTAL									

Debra

SCHEDULE - 6

Details of expenditure on Campaign workers / agents and on candidates' booths (kiosks) outside polling stations for distribution of voter's slips

Sl. No	Date and Venue	Expenses on Campaign workers			Total Amount Incurred / auth. in Rs.	Source of Expenditure		
		Nature of Expenses	Rate	No. of workers / agents No. of kiosks		Amount by candidate / agent	Amount by Political Party	Amount by others
1	2	3a	3b	3c	4	5	6	7
1		Candidates' booths (kiosks) set up for Distribution of voter's slips						
2		Campaign workers honorarium / salary etc.						
3		Boarding						
4		Lodging						
5		Others						
6								
Total								

Handwritten signature

SCHEDULE - 7

Details of Amount of own fund used for the election campaign

Sl. No.	Date	Cash	DD/ Cheque no. etc. with details of drawee bank	Total Amount in Rs.	Remarks
1	2	3	4	5	6
1					
2					
3					
4					
5					
6					
7					
TOTAL					

Yepina

SCHEDULE - 8

Details of Lump sum amount received from the party (ies) in cash or cheque or DD or by Account Transfer

Sl. No.	Name of the Political Party	Date	Cash	DD/ Cheque no. Etc. with details of drawee bank	Total Amount in Rs.	Remarks, if any
1	2	3	4	5	6	7
1						
2						
3						
4						
5						
6						
7						
TOTAL						

Handwritten signature

SCHEDULE - 9

Details of Lump sum amount received from any person/company/firm/associations/body of persons etc. as loan, gift or donation etc.

Sl. No.	Name and address	Date	Cash	DD/ Cheque no. Etc. with details of drawee bank	Mention whether loan, gift or donation etc.	Total Amount in Rs.	Remarks	
1	2	3	4	5	6	7	8	
1								
2								
3								
4								
5								
6								
Total								

depos

NOTE :

1. In Schedule 5:-

- (a) Copy of the order containing list of all vehicles for which permit issued by the Returning Officer to be enclosed.
- (b) If the vehicle is owned by the candidate/his relative/agent are used for election purpose, notional cost of hire of all such vehicles, except one vehicle if owned and used by the candidate, notional cost of fuel and drivers salary for such vehicle, shall be included in total amount of expenditure in the above table.
2. In all schedules if any expenditure on goods and services, provided by the Political Party; or provided by any person/ company/ firm /associations/ body of persons etc. on behalf of the candidate, then the notional market value of such goods or services are to be indicated, in respective columns.
3. In Part III, the Lump-sum amount of fund received from the political party or others or the candidate's own funds, should be mentioned date wise. In all such cases such amounts are required to be first deposited in the bank account of the candidate, opened for election expenses.
4. Each page of the Abstract Statement should be signed by the candidate

(Commission's letter no. 76/EC/INST/FUNC/EEM/EEPS/2016/Vol. IX, dated 13th January, 2017)


District Magistrate
East District
Gangtok

