

SL NO..... 8 2017



পশ্চিমবঙ্গ পশ্চিম বঙ্গাল WEST BENGAL

08AB 947472

FORM 26
(See rule 4A)



Affidavit to be filed by the candidate alongwith nomination paper before the returning officer for election to Council of States (RAJYA SABHA) from State of West Bengal constituency

PART-A

I .Derek O'Brien, son of Late Neil O'Brien. Aged 56 years, resident of 158, Prince Anwar Shah Road, Kolkata: 700045), a candidate at the above election, do hereby solemnly affirm and state on oath as under:-

- (1) I am a candidate set up by All India Trinamool Congress



26 JUL 2017



- (2) My name is enrolled in 160- Rashbehari (General) Assembly Constituency, West Bengal (Name of the constituency and the State), at Serial No 378 in Part No 232
- (3) My contact telephone number(s) is /are 9830008000 and my e-mail id (if any) is derek@derek.in and my social media account(s) (if any) are (i)Twitter: @quizderek (ii) Facebook: @MPDerekOBrien (iii) Instagram: @quizderek
- (4) Details of Permanent Account Number (PAN) and status of filing of Income Tax return:

Sl. No.	Names	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- Derek O'Brien	AHIPB4526D	2016-2017	₹ 56,85,548/-
2.	Spouse-Tonuca Basu	US Citizen	Not applicable	Not applicable
3.	Dependent-1	Not applicable	Not applicable	Not applicable
4.	Dependent-2	Not applicable	Not applicable	Not applicable
5.	Dependent-3	Not applicable	Not applicable	Not applicable

- (5) 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/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	Not applicable
(b)	Section(s) of the concerned Act(s) and short description of the offence(s) for which charged	Not applicable
(c)	Name of the Court, Case No. and date of order taking cognizance:	Not applicable
(d)	Court(s) which framed the charge(s)	Not applicable
(e)	Date(s) on which the charge(s) was/were framed	Not applicable
(f)	Whether all or any of the proceeding(s) have been stayed by any Court(s) of competent jurisdiction	Not applicable

- (ii) The following case(s) is /are pending against me in which cognizance has been taken by the court [other than the cases mentioned in item (i) above]:-

(a)	Name of the Court, Case No. and date of order taking cognizance:	Not applicable
(b)	The details of cases where the court has taken cognizance, section(s) of the Act(s) and description of the offence(s) for which cognizance taken	Not applicable
(c)	Details of Appeal(s)/Application(s) for revision (if any) filed against the above order(s)	Not applicable

- (6) I have not been convicted, of an offence(s) [other than any offence (s) referred to in sub-section (1) or sub-section (2), or covered in sub-section (3), of section 8 of the Representation of the People Act, 1951 (43 of 1951)] 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 case(s), 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	Nil
(b)	Name of the Court, Case No. and date of order(s):	Not applicable
(c)	Punishment imposed	Not applicable
(d)	Whether any appeal was/has been filed against the conviction order. If so, details and the present status of the appeal:	Not applicable

(7) That I give herein below the details of the assets (moveable and immovable etc.) of myself, my spouse and all dependents:

A. Details of moveable assets:

Note: 1. Assets in joint name indicating the extent of joint ownership will also have to be given.

Note: 2. In case of deposit/Investment, the details including Serial Number, Amount, date of deposit, the scheme, Name of the Bank/Institution and Branch are to be given

Note: 3. Value of Bonds/Share Debentures as per current market value in Stock exchange in respect of listed companies and as per books in case of non-listed companies should be given.

Note: 4. Dependent here has the same meaning as assigned in Explanation (v) under section 75A of the Representation of the People Act, 1951.

Note: 5. Details including amount is to be given separately in respect of each investment.

Note: If Details including amounts is to be given separately in respect of each investment.														
S. No	Description	Self (Derek O'Brien)	Spouse (Tonuca Basu)	Dependent-1	Dependent-2	Dependent-3								
(i)	Cash in Hand	Rs 41237/- as on July 22, 2017	US\$ 800	Not applicable	Not applicable	Not applicable								
(ii)	Details of Deposits in Bank Accounts (FDRs, Term Deposits and all other types of Deposits including savings accounts), Deposits with Financial Institutions, Non-Banking Financial Companies and Cooperative Societies and the amounts in each such deposit	(a) HDFC Bank Ltd, U.N Brahmachari Street Branch, Savings A/c. Closing Balance on July 22, 2017 Rs. 26,76,673.69 (b) State Bank Of India, Parliament House Branch, Savings A/c. Closing balance as on July 22, 2017 Rs. 4,11,195.27 (c) HDFC Bank Ltd, Prince Anwar Shah Road Branch, A/c (Jointly held with Mrs. Tonuca Basu, Closing Balance as on July 22, 2017 is Rs. 30,010.99 Total: Rs. 31,17,879.95	(a) Chase Manhattan Bank US\$ 31,032.37 (b) Astoria Bank, US\$ 13,487.86 (c) Hong Kong and Shanghai Banking Corporation, US\$ 6700 (d) Fidelity Bank, US\$ 766.81 (e) Citi Bank US\$ 60,369.37 Total : US\$ 1,12,356.41	Not applicable	Not applicable	Not applicable								
(iii)	Details of Investment in Bonds, debentures / shares and units in companies/ Mutual funds and others and the amount.	(a) Big Ideas Inc Private Limited Green Acres, 23E Ahiripukur 1 st Lane. Kolkata : 700019 <table><tr><th>Units</th><th>Amount (Rs)</th></tr><tr><td>16090 Equity Shares</td><td>95,990/-</td></tr></table> b) Derek O'Brien & Associates Pvt. Ltd, Green Acres, 23E Ahiripukur 1 st Lane. Kolkata : 700019 <table><tr><th>Units</th><th>Amount (Rs)</th></tr><tr><td>3299990 Equity Shares</td><td>3,14,809.20</td></tr></table> Total Rs. 4,10,799.2	Units	Amount (Rs)	16090 Equity Shares	95,990/-	Units	Amount (Rs)	3299990 Equity Shares	3,14,809.20	Nil	Not applicable	Not applicable	Not applicable
Units	Amount (Rs)													
16090 Equity Shares	95,990/-													
Units	Amount (Rs)													
3299990 Equity Shares	3,14,809.20													



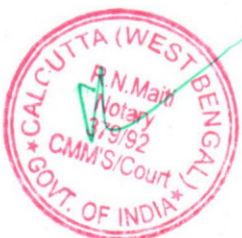
iv)	Details of Investments in NSS, Postal Savings, Insurance policies and investments in any financial instrument in Post office or Insurance Company and the amount.	(a) Details of Investment in Post Office <table><tr><td>PPF Account with Park Street Post Office</td><td>Amount Rs. 21,06,299/ as on 31st March 2017</td></tr></table> (b) LIC of India Jeevan Shree Policy No. 414091083 Assured Sum Rs. 5,00,000/- (c) LIC of India Bima Bachat Policy No. 494851837 Assured Sum Rs. 10,00,000/- Total Rs. 36,06,299/-		PPF Account with Park Street Post Office	Amount Rs. 21,06,299/ as on 31 st March 2017	(a) Prudential Retirement: The Prudential Company of America, 30 Scranton Office Park, Scranton, PA 18507-1789 Retirement Plan with The New England Baptist Hospital , Current Value : US\$ 18, 922.63 (b) Charles Schwab, Total Market Value US\$ 30, 238.47 (c) Chase, Account: Non Prototype IRA, Account Total US\$ 27,199.06 (d) Metlife, Account Value US\$ 5,152.08 (e) Fidelity Bank Retirement A/c US\$ 19,502.13 Total Value: US\$ 1,01,014.37	Not applicable	Not applicable	Not applicable
PPF Account with Park Street Post Office	Amount Rs. 21,06,299/ as on 31 st March 2017								
(v)	Personal Loans/advance given to any person or entity including firm, company, Trust etc and other receivables from debtors and the amount.	Nil	Nil	Nil	Not applicable	Not applicable	Not applicable		
(vi)	Motor Vehicles/ Aircraft.s/ Yachts/ Ships (Details of Make, registration number etc. year of purchase and amount)	Nil	Nil	Nil	Not applicable	Not applicable	Not applicable		
(vii)	Jewellery, bullion and valuable things (give details of weight and value)	Nil	Nil	Nil	Not applicable	Not applicable	Not applicable		
(viii)	Any other assets such as value of claims / interest	Painting worth Rs. 6,05,000/- Furniture and Fixture Rs. 4,45,303/-	Nil	Nil	Not applicable	Not applicable	Not applicable		
(ix)	Gross Total Value	Rs. 82,26,518.15	US\$ 2,14,170.78	Not applicable	Not applicable	Not applicable			



B. Details of Immovable Assets:

Note: 1. Properties in joint ownership indicating the extent of joint ownership will also have to be indicated.
 Note: 2. Each land or building or apartment should be mentioned separately in this format

S.No	Description	Self (Derek O'Brien)	Spouse (Tonusa Basu)	Dependent-1	Dependent-2	Dependent-3
(i)	<u>Agricultural land</u> Location(s) Survey number(s)	Nil	Nil	Not applicable	Not applicable	Not applicable
	Area (total measurement in acres)	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Whether inherited property (Yes or No)	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Date of purchase in case of self -acquired property	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Cost of Land (in case of purchase) at the time of purchase	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Any investment on the land by way of development, constructions etc.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Approximate current market value	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
(ii)	<u>Non Agricultural Land:</u> Location(s) Survey number(s)	Nil	Plot No 1064 or 1090 at Prantik, Dist Birbhum, PS: Bolpur, Pin: 731235	Not applicable	Not applicable	Not applicable
	Area (total measurement in sq. ft.	Not applicable	Approx 12960 sq ft.	Not applicable	Not applicable	Not applicable
	Whether inherited property (Yes or No)	Not applicable	No	Not applicable	Not applicable	Not applicable
	Date of purchase in case of self- acquired property	Not applicable	In 2000	Not applicable	Not applicable	Not applicable
	Cost of Land (in case of purchase) at the time of purchase	Not applicable	Rs. 3,24,000/-	Not applicable	Not applicable	Not applicable
	Any investment on the land by way of development, constructions etc.	Not applicable	Nil	Not applicable	Not applicable	Not applicable
	Approximate current market value	Not applicable	Approx value Rs. 4,50,000/-	Not applicable	Not applicable	Not applicable



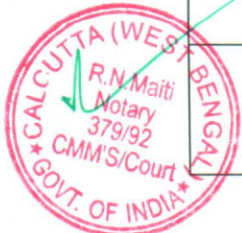
(iii)	Commercial Buildings (including apartments) -Location(s) -Survey number(s)	Nil	Nil	Not applicable	Not applicable	Not applicable
	Area (total measurement in sq.ft.)	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Built up Area (total measurement in sq. ft.)	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Whether inherited property (Yes or No)	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Date of purchase in case of self- acquired property	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Cost of property (in case of purchase) at the time of purchase	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Any investment on the property by way of development, constructions etc.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
	Approximate current market value	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
(iv)	Residential Buildings (including apartments): -Location(s) -Survey Number(s)	A self-acquired residential property at 158, Prince Anwar Shah Road, Kolkata: 700045 along with a two storied residential building since demolished.	a) 15, Winthrop Road, Boston, MA, USA b) 219 14th street Brooklyn NY 11215	Not applicable	Not applicable	Not applicable
	Area (total measurement in sq. ft.)	Land area approx. 7922 Sq.ft. Building under construction	a) Approx 3500 Sq ft. b) Approx 3563 Sq ft.	Not applicable	Not applicable	Not applicable
	Built up Area (total measurement in sq. ft.)	Approx 6500 Sq. ft.	a) Approx 3000 Sq ft. b) Approx 3000 sq ft.	Not applicable	Not applicable	Not applicable
	Whether inherited property (Yes or No)	No	No	Not applicable	Not applicable	Not applicable
	Date Of Purchase in case of self-acquired property	July 25, 2007	a) Oct 1993 b) June 2011	Not applicable	Not applicable	Not applicable
	Cost of property (in case of purchase) at the time of purchase)	Cost of property along with the building was Rs. 3,00,00,000/- stamp duty and legal fees was Rs. 24,32,818/-. Total Rs. 3,24,32,818/-	a) 50% of US\$ 475,000 (i.e. US\$ 287,500/-) b) Paid US\$620,000 and took a loan from Chase Manhattan Bank for US\$ 920,000	Not applicable	Not applicable	Not applicable
	Any investment on the property by way of development, constructions etc.	Rs. 56,54,616/-	Nil	Not applicable	Not applicable	Not applicable
	Approximate current market value	Rs. 4,50,00,000/-	a) 50% of US\$ 100,00,00 (i.e. US\$ 5,00,000) b) US\$ 15,40,000	Not applicable	Not applicable	Not applicable



(v)	Others (such as interest in property)	Nil	Nil	Not applicable	Not applicable	Not applicable
(vi)	Total current market value of (i) to (v) above	Rs. 4,50,00,000/-	Rs. 4,00,000/- Plus US\$ 20,40,000	Not applicable	Not applicable	Not applicable

(8) I give herein below the details of liabilities/ dues to public financial institutions and government:-
(Note: Please give separate details of name of bank, institution, entity or individual and amount for each item)

S. No	Description	Self	Spouse	Dependent-1	Dependent-2	Dependent-3
(i)	Loan or dues to Bank/ financial institution(s) Name of Bank or financial institution, Amount outstanding Nature of Loan	Nil	Loan of US\$ 920,000 taken from Chase Manhattan Bank for purchase of Residential property at 219 14th Street, Brooklyn, NY 11215	Not applicable	Not applicable	Not applicable
	Loans or dues to any other individuals/entity other than mentioned above Name(s), Amount outstanding, nature of loan	Nil	Nil	Not applicable	Not applicable	Not applicable
	Any other liability	Nil	Nil	Not applicable	Not applicable	Not applicable
	Grand total Of liabilities	Nil	US\$ 920,000	Not applicable	Not applicable	Not applicable
(ii)	Government dues: Dues to departments dealing with government accommodation	Nil	Nil	Not applicable	Not applicable	Not applicable
	Dues to departments dealing with supply of water	Nil	Nil	Not applicable	Not applicable	Not applicable
	Dues to departments dealing with supply of electricity	Nil	Nil	Not applicable	Not applicable	Not applicable
	Dues to departments dealing with supply of telephone/mobile	Nil	Nil	Not applicable	Not applicable	Not applicable
	Dues to departments dealing with government transport including (aircrafts and helicopters)	Nil	Nil	Not applicable	Not applicable	Not applicable
	Income tax dues	Nil	Nil	Not applicable	Not applicable	Not applicable
	Wealth tax dues	Nil	Nil	Not applicable	Not applicable	Not applicable



	Service tax dues	Nil	Nil	Not applicable	Not applicable	Not applicable
	Municipal/ Property Tax dues	Nil	Nil	Not applicable	Not applicable	Not applicable
	Sales Tax dues	Nil	Nil	Not applicable	Not applicable	Not applicable
	Any other dues	Nil	Nil	Not applicable	Not applicable	Not applicable
(iii)	Grand total Of all Government dues	Nil	Nil	Not applicable	Not applicable	Not applicable
(iv)	Whether any other liabilities are in dispute, if so, mention the amount involved and the authority before which it is pending	Nil	Nil	Not applicable	Not applicable	Not applicable

(9) Details of profession or occupation:

- Self I am a professional quiz master, author, researcher, television host and CEO of a Pvt. Ltd. Company
- Spouse My wife (a US citizen) is a doctor who lives and practices in the US

(9A) Details of source(s) of income:

- Self Salary as CEO of a Pvt. Ltd. Company and Salary from Parliament as a Rajya Sabha MP
- Spouse Earnings from medical practice

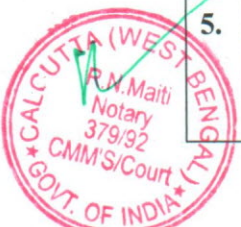
- (10) My educational qualification is as under:** Bachelor of Arts from Scottish Church College, University of Calcutta in the year 1983.

(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)

Part-B

(11) ABSTRACT OF THE DETAILS GIVEN IN (1) TO (10) OF PART-A:

1	Name of the Candidate	Sh. Derek O'Brien
2	Full postal address	158, Prince Anwar Shah Road, Kolkata: 700045
3	Number and name of the constituency and State	160- Rashbehari (General) Assembly Constituency, West Bengal.
4	Name of the political party which set up the candidate (otherwise write 'Independent')	All India Trinamool Congress
5.	(i) Total number of pending cases where charges have been framed by the Court for offences punishable with imprisonment for two years or more	Nil
	(ii) Total number of pending cases where the court(s) have taken cognizance [other than the cases mentioned in item (i) above]	Nil



6.	Total number of cases in which convicted and sentenced to imprisonment for one year or more [except for offences referred to in sub-sections(1),(2) or (3) of section 8 of Representation of the People Act, 1951].			Nil		
7		PAN of	Year for which last income tax return filed	Total Income shown		
	(a) Candidate: Derek O'Brien	AHIPB4526D	2016-2017	Rs 56,85,548/-		
	(b)Spouse: Tonuca Basu	US Citizen Not applicable	Not applicable	Not applicable		
	(c) Dependents	Not Applicable	Not applicable	Not applicable		
8	Details of Assets and Liabilities in Rupees					
	Description	Self Derek O'Brien	Spouse Tonuca Basu	Depen dent-1	Depen dent-2	Depe ndent -3
A	Moveable Assets (Total value)	Rs. 82,26,518.15	US\$ 2,14,170.78	Not applic able	Not applica ble	Not appli cable
B	Immoveable Asset					
	I Purchase Price self-acquired immovable property	Total Rs. 3,24,32,818	Rs 3,24000/- Plus US\$ 9,07,500	Not applic able	Not applica ble	Not appli cable
	I I Development/Construction cost of Immovable Property after purchase(if applicable)	Rs. 56,54,616/-	Nil	Not applic able	Not applica ble	Not appli cable
	I I I Approximate Current market price- (a) self-acquired assets(Total Value) (b) inherited assets (Total Value)	(a) Rs.4,50,00,000/- (b)Nil	(a) Rs. 400,000/- Plus US\$ 20,40,000 (b) Nil	Not applic able	Not applica ble	Not appli cable
9	Liabilities					
	(i) Government dues (Total)	Nil	Nil	Not applic able	Not applica ble	Not appli cable
	(ii) Loans from Banks, Financial Institutions and others (Total)	Nil	US\$ 920,000	Not applic able	Not applica ble	Not appli cable
10	Liabilities that are under dispute					
	(i) Government dues (Total)	Nil	Nil	Not applic able	Not applica ble	Not appli cable
	(ii) Loans from Bank, Financial Institutions and Others (Total)	Nil	Nil	Not applic able	Not applica ble	Not appli cable
11	Higher educational qualification Bachelor of Arts from Scottish Church College, University of Calcutta in the year 1983 (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 there from. I further declare that:-

(a) there is no case of conviction or pending case against me other than those mentioned in items 5 and 6 of Part A and B above:-

(b) I, my spouse, or my dependents do not have any asset or liability, other than those mentioned in items 7 and 8 of Part A and items 8, 9 and 10 of Part B above.

Verified at Kolkata this the 26th day of July 2017

R.N. MAITI
Notary
Govt. of India
Reg. No. 379/92

Solemnly Affirm
&
& Declared before me

R.N. MAITI
Notary
26 JUL 2017

DEPONENT

Note: 1. Affidavit should be filed latest by 3.00 PM on the last date of filing nominations.

Note:2. Affidavit should be sworn before an Oath Commissioner or Magistrate of the First Class or before a Notary Public

Note:3. All columns should be filled up and no column to be left blank. If there is no information to furnish in respect of any item, either "Nil" or "Not applicable", as the case may be, should be mentioned.

Note:4. The Affidavit should be either typed or written legibly and neatly.

SL NO.....7..... 2017



पश्चिम बंगाल पश्चिम बंगाल WEST BENGAL

08AB 947145



AFFIDAVIT

Election to Council of States (RAJYA SABHA) from State of West Bengal
Constituency

I .Derek O'Brien, son of Late Neil O'Brien. Aged 56 years, resident of 158,
Prince Anwar Shah Road, Kolkata: 700045, a candidate at the above
Election, do solemnly affirm and state on oath as under:-



26 JUL 2017



(i) I have not been allotted any government accommodation at any time during the period of last ten years prior to the date of notification of the current election.

OR

(ii) I have been allotted govt. accommodation at 183, South Avenue, New Delhi: 110011 during the period of last 10 years prior to the date of notification of the current election and there are no arrears of any dues to be paid towards rent for the accommodation or any arrears to the agencies providing electricity, water and telephone at the said accommodation as on 24.7.17 (the date should be the last date of the 3rd month prior to the month in which the election is announced)

(iii) "No dues certificate" from the agencies concerned are attached hereto

- RAJYA SABHA SECRETARIAT.

VERIFICATION

I, the deponent above named, do hereby verify and declare that the above statements are correct to the best of my knowledge, and no part of it is false.

Verified at Kolkata this the 26th day of July, 2017

DEPONENT

Solemnly Affirm
&
& Declared before me

R. N. MAITI
Notary

26 JUL 2017

R.N. MAITI
Notary
Govt. of India
Reg. No. 379/92



भारतीय संसद
PARLIAMENT OF INDIA
राज्य सभा सचिवालय
RAJYA SABHA SECRETARIAT

टेलीग्राम : "परिषद"
फैक्स :
टेलीफैक्स :
वेबसाईट : <http://parliamentofindia.nic.in>
ई-मेल :
संसद भवन/संसदीय सौध,
नई दिल्ली-110001

Telegram : "PARISHAD"
Fax :
Telephone :
Website : <http://parliamentofindia.nic.in>
E-mail :
Parliament House/Annexe,
New Delhi-110001.

NO.RS.67 /2017/2018/MSA

Dated the 24th July, 2017

PROVISIONAL CERTIFICATE

This is to certify that as per records of this Secretariat and the information furnished by the allied agencies, nothing is due against Shri Derek O'Brien, Member Rajya Sabha as on date.

Shri Derek O'Brien is due to retire as Member, Rajya Sabha on 18th August, 2017. As sitting Member, he is entitled to retain Government accommodation and RF tag. Final certificate of No dues will be issued after his retirement and final settlement of accounts.

(S.C. DIXIT)
ADDITIONAL DIRECTOR
Tel.: 23034540