

WHEREAS, through the above said 'Show Cause Notice' and under sub rule (6) of Rule 89 of the Conduct of Elections Rules, 1961, **Sh. Kapil Prasad Sapkota**, was directed to submit representation in writing to the Commission explaining the reasons for not lodging the account and also to lodge the account of election expenses with the District Election Officer, Pakyong, District within 20 days from the date of receipt of the notice; and

WHEREAS, the Chief Electoral Officer, Sikkim, has reported that the said 'Show Cause Notice' was served to **Sh. Kapil Prasad Sapkota**, on dated **02.09.2025**; and

WHEREAS, the District Election Officer, Pakyong in his Supplementary Report dated 21.11.2025 has reported that **Sh. Kapil Prasad Sapkota**, has not submitted any statement of account of election expenses. Further, after receipt of the said notice, the representation submitted by **Sh. Kapil Prasad Sapkota** for failure to lodge the account of his election expenses as prescribed under law has been found to be unsatisfactory; and

WHEREAS, Section 10 A of the Representation of the People Act, 1951 provides that:-

"If the Election Commission is satisfied that a person-

- (a) has failed to lodge an account of election expenses, within the time and in the manner required by or under this Act, and*
- (b) has no good reason or justification for the failure,*

the Election Commission shall, by order published in the Official Gazette, declare him to be disqualified and any such person shall be disqualified for a period of three years from the date of the order."

WHEREAS, on the basis of facts and available records, the Commission is satisfied that **Sh. Kapil Prasad Sapkota**, has failed to lodge account of election expenses and has no good reason or justification for the failure to do so; and

NOW, THEREFORE, in pursuance of Section 10A of the Representation of the People Act, 1951, the Election Commission of India hereby declares **Sh. Kapil Prasad Sapkota, R/o Mamring Gumpa-PW, Mamring School Amba GPU, Amba, District Pakyong, Sikkim-737133** and a contesting candidate from **19-Rhenock** Assembly Constituency in General Election to the Legislative Assembly of Sikkim, 2024, to be disqualified for being chosen as and for being a member of either House of the Parliament or the Legislative Assembly or the Legislative Council of a State or Union Territory for a period of three years from the date of this order.

**RAKESH KUMAR
SECRETARY
ELECTION COMMISSION OF INDIA**

**PRABHAKAR, IAS
CHIEF ELECTORAL OFFICER, SIKKIM**