

IN THE COURT OF _____ LD. MM
MAHILA COURTS, ROHINI COURTS, DELHI

C. CASE NO.5462/2018

IN THE MATTER OF:-

Versus

**AFFIDAVIT OF ASSETS, INCOME AND EXPENDITURE AS
PER ORDER PASSED BY THE HON’BLE HIGH COURT IN
FAONO.369/ 1996 DATED 6th August 2020- KUSUM SHARMA
V/S MAHINDER KUMAR SHARMA FILED ON BEHALF OF
THE _____**

I

, do hereby solemnly affirm and declare as under:-

That the deponent is the _____in the above noted matter and is well conversant with the facts and circumstances of the case and to file the present affidavit.

S.NO .	Description	Particulars		
1	Name			
2	Age			
3	Date Of Marriage			
4	Date Of Separation			
5	Education qualification			
6	Professional qualification			
7	Occupation			
8	Monthly income from all sources including employment, business, vocation, interest, investment,	At the time of marriage	At the time of separation	Present

	income from properties, assets etc			
9	Whether you are assessed to Income Tax?			
10	Address: (i) Present Residential Address (ii) Permanent Residential Address (iii)matrimonial Home (iv) e-mail			
11	Whether you are staying at matrimonial home? If not staying at matrimonial home, relationship and income of the person with whom you are staying. If staying in a rented accommodation, what is the rent being paid?			
12	Complete details of the immediate family members (Name, age, relation, occupation, income, residence and their office addresses)			
13	Whether you have sufficient means to support yourself? If no, whether you have claimed maintenance from your spouse? If so, how much?			
14	(i) Whether your spouse has claimed maintenance from you? If so, how much? (ii) Whether you have paid or willing to pay maintenance to			

	your spouse? If so, how much? (iii) Whether you are willing to pay litigation expenses to your spouse? If so, how much?	
15	(i) Whether any maintenance order has been passed by any Court? (ii) If so, whether the maintenance is being paid in terms of the aforesaid order? Give particulars and attach copy of the order and statement of maintenance paid up to date	NIL
16	Expenses incurred by you on this litigation	
17	Particular of pending litigation between the parties	
18	Particular of saving bank of account the purpose of payment from or receipt of maintenance, as the case may be	Name of bank, branch of bank Account no. Ifsc
19	Name of your counsel, his/her mobile number and e-mail address	N/a

RELEVANT INFORMATION RELATING TO THE SPOUSE

S.N O.	Description	Particulars
20	Name	
21	Age	
22	Education qualification	
23	Professional qualification	
24	Occupation	

25	Monthly income from all sources including employment, business, vocation, interest, investment, income from properties, assets etc	At the time of marriage	At the time of separation	Present
26	Address: (i) Present Residential Address (ii) Permanent Residential Address (iii)matrimonial Home (iv) e-mail			
27	Whether your spouse is staying in matrimonial home? If not staying at matrimonial home, relationship and income of the person with whom your spouse is staying? If staying in a rented accommodation, what is the rent being paid by him/her?			

RELEVANT INFORMATION RELATING TO THE CHILDREN

28	Name and age of children from the marriage	
29	Who has the custody of the children	
30	Name and address of school(s) where the children are studying	
31	Monthly expenditure of the children	
32	Details of expenditure on children	<u>Amount</u>
	(i) School/College fees	

	(ii) Crech/Day Care/After school care	
	(iii) Books/Stationary	
	(iv) Private Tuition	
	(v) Pocket Money/Allowances	
	(vi) Sports	
	(vii) Outings/summer camps/vacations	
	(viii) Entertainment	
	(ix) Others	
	Total Expenditure Annual	
	Monthly	
33	Who is bearing the expenditure of children's education	
34	If the children are in custody of your spouse, whether you have voluntarily paid or willing to pay the expenses for the children's maintenance and education ? if so how much.	

STATEMENT OF INCOME

S.NO	Description	Particulars		
		At the time of marriage	At the time of separation	Present
35	<u>In the deponent is salaried persons:</u> (i) Designation (ii) Name and address of the employed (iii) Date of employment (iv) Gross Income including			

	the salary, D.A., commissions/incentives, bonus, perks etc. (v) Perquisites and other benefits provided by the employed including accommodation, cars/other automotive, sweeper, gardener, watchman or personal attendant, gas, electricity, water, interest free education, club expenses, use of movable assets by employees, transfer of assets to employers, transfer of assets to employees, value of any value of such perquisites and benefits. (vi) Deductions from the gross income (vii) Income Tax paid (viii) Net income (ix) Value of stock option benefits if provided by the employers (x) Pension and retirement benefits payable at the time of retirement Note: - If unemployed, give particulars of last employment; length of last employment; name and address of last employer; last drawn monthly salary and annual salary			
36	<u>If the deponent is self-employed person:</u> (i) Nature Of			

	business/profession			
	(ii) Name and address of the employer			
	(iii) Date of employment			
	(iv) Gross Income including the salary, D.A., commissions/ incentives, bonus, perks etc.			
	(v) Perquisites and other benefits provided by the employer including accommodation, cars/ other automotive, landline, mobile, laptop, health insurance, sweeper, gardener, watchman or personal attendant, gas, electricity, water, interest free or concessional loans, holiday expenses, free or concessional travel, free meals, free education, gifts, vouchers etc. credit card expenses, club expenses, value of any other benefits/perquisites/amenities/ services/ privileges			
	(vi) Deductions from the gross income			
	(vii) Income Tax			
	(viii) Net income			
	(ix) Value of stock option benefits, if provided by the employer			
	(x) Pension and retirement benefits payable at the time of retirement			

	Note: - If unemployed, give particulars of last employment; length of last employment; name and address of last employer; last drawn monthly salary and annual salary			
37	In case of a self-employed person /proprietorship firm (I) Office address (II) Net worth of the business (III) Number of employees (IV) Annual turnover/ gross receipts (V) Gross Profit (VI) Income Tax (VII) Net Income (VIII) Amount of regular monthly withdrawal or drawings from the business (IX) Value of your business interest(s) (X) Value of your business assets (xi) Location of the business assets (XI) Location of the statutory records and books of account of the business (XII) Details and value of benefits in kind, perks or other remuneration received from the business e.g. provision of car, payment of accommodation etc.			
38	<u>In case of a Company, partnership, HUF, joint family</u>			

	<u>business or any other form</u> (i) Details of registration and incorporation (ii) Registered Office (iii) Details of shareholding of the partners/ directors/ promoters and their family members (iv) Details of the subsidiaries and sister concerns (v) Net worth of the Company /firm/HUF (vi) Number of employees (vii) Annual turnover/gross receipts (viii) Gross Profit (ix) Income Tax (x) Net Income (xi) Amount of regular monthly withdrawal or drawings from the business (xii) Value of your business interest(s) (xiii) Value of your business assets (xiv) Location of the business assets (xv) Location of the statutory records and books of account of the firm (xvi) Details and value of benefits in kind, perks or other remuneration received from the business e.g. provision of car, payment of accommodation etc			
39	<u>Income from other Sources;</u> (i) Agricultural Income			

	(ii) Rent (iii) Interest on bank deposits and FDRs (iv) Interest on investments including deposits, NSC, IVP, KVP, Post Office schemes, PPF, loans etc (v) Dividends (vi) Mutual Funds (vii) Annuities (viii) Lease of machinery , plant or furniture (ix) Sale of movable/immovable assets (x) Gifts Note: - If you are expecting to receive a lump sum payment in the future, give further details including the source, amount and expected date of receipt of the payment			
40	Any other income not covered above	NIL		
41	TOTAL INCOME (Give monthly income)	Monthly		
		Annual		

STATEMENT OF EXPENDITURE

S.No	Description		<u>Amount(in Rs)</u> <u>(month)</u>
42	<u>Housing</u>	(i) Monthly rent	
		(ii) Mortgage payments(s)	

		(iii) Repairs & Maintenance	
		(iv) Property tax	
43	<u>Household expenditure</u>	(i) Groceries/Food items/ Personal care/ clothing	
		(ii) Water	
		(iii) Electricity	
		(iv) Gas	
		(v) Telephone/Mobile	
		(vi) TV Cable/set-top Box charges & Internet services	
		(vii) Domestic Full time/part time helper(s)	
		(viii) Other (specify)	
44	<u>Maintenance of dependents</u>	(i) Parents	
		(ii) children	
		(ii) Others	
45	Transport	(i) Personal Vehicle(s) alongwith the details	
		(a) Drivers(s)	
		(b) Fuel (c) Repair/maintenanc e	
		(d) Insurance	
		(ii) Public Transport (a) Bus	
		(b) Taxi	

		(c) Metro	
46		(d) Auto	
	<u>Medical expenditure</u>	(i) Doctor	
		(ii) Medication	
		(iii) Hospital	
		(iv) other (specify)	
47	<u>Insurance</u>	(i) life	
		(ii) Annuity	
		(iii) Householders	
		(iv) Medi-claim	
48	<u>Entertainment and recreation</u>	(i) Club	
		(ii) Health Club	
		(iii) Gym	
49	Holiday and vacations		
50	Legal/litigation expenses		
51	Discharge of Liabilities	(i) Credit card(s) payment	
		(ii) Hire purchase/lease	
		(iii) Repayment of Loans (a) House loan (b) Car loan (c) Personal loan (d) Business loan (e) Any other loan	

52		(iv) Name of the lenders	
		(v) Mode of repayment	
		(vi) Other personal liabilities	
	Miscellaneous	(i) Newspapers, magazines, books	
		(ii) Religious contributions/Charities	
		(iii) Donation, gifts and grants	
53	Pocket Money/Allowance		
54	Other expenditure (Not specified above)		
	TOTAL EXPENDITURE (Give monthly expenditure)	Monthly	
		Annual	

PART-VI

STATEMENT OF ASSETS

<u>S.no</u>	<u>Assets</u>	<u>List of Assets</u>			
		At the time of marriage	At the time of Separation	Present	Present Estimated Market Value
55	(I) Immovable properties Particulars of the immovable properties including joint properties, built up properties, lease hold properties, land/ agricultural land and investment in real estate such				

	as booking of plots, flats etc. in your name or in joint names (II) Possession Whether the possession of the above properties is with the deponent? If no, give status of the possession (III) Title documents Whether the title documents of the above properties are with the deponent? If no, give status of the possession of the title documents (IV) Litigation Whether any litigation is pending in respect of the above properties. If so, give particulars				
56	<u>Financial Assets</u> (i) Particulars of all bank accounts including Current and Savings Accounts in your name or joint names held in the last three years Note : If any bank account(s) has/ have been classified by the banks as willful defaulter under the Master Circular on ‘_Wilful Defaulters’ dated 01.07.2015 [RBI/2015-16/100 DBR.No. CID.BC.22 /20.16.003/ 2015- 16] or Reserve Bank of India (Frauds classification and reporting by commercial banks and select Financial Institutions) directions 2016 under Master Circular dated 01.07.2016 (RBI /DBS/2016-17/28 DBS.CO. CFMC. BC.	Account Number	Name of Bank	Current Balance	

	No.1/23.04.001 /2016-17), give particulars of such bank accounts.			
		Details		current status of value
	ii) Particulars of DEMAT accounts held in last three years			
	iii) Average monthly withdrawal from bank			
	iv) Cash in Hand v) Particulars of the safety deposit lockers			
57	<u>Investment</u> (a) FDRs, NSC, IVP, KVP, Post Office schemes, PPF etc. (b) Deposits with Government and Non- Government entities (c) Stocks, shares, debentures, bonds, units and mutual funds, etc (d) Life and endowments policies and surrender value (f) Other investments not covered by above items	Particulars		Current Value
58	<u>Moveable assets</u> (i) Motor Vehicles (List of cars,	Particular		Cost of acquisition

	motorcycles, scooters etc. along with their brand/model and registration number) (ii) Livestock (iii) Plant & Equipments (iv) Mobile phone(s) (v) Computer/Laptop (vi) Other electronic gadgets including I-pad etc. Particulars Cost of acquisition FAO 369/1996 -Affidavit – Annexure A2 Page 73 of 79 (vii) TV, Fridge, Air Conditioner, Microwave, Washing machine etc. (viii) Other household appliances (ix) Quantity of gold, silver and diamond jewellery (x) Quantity of silver utensils (xi) List anything else of value that you own including precious metals, collections, works of art, jewellery or household items		
59	<u>Intangible properties</u> Including patents, trademark, copyright design and goodwill and their value	Particular	Current value
60	<u>Garnishee(s)/Trade receivables</u> (i) Name(s) and addresses of Garnishee(s) and the particulars of the debt, share and other properties recoverable from the Garnishee(s) with complete details of the transactions (ii) Trade receivables along with name, address and amount due from each Garnishee(s)		
61	<u>Corporate/Business Interests</u> Particulars of the interest/ position/ association you held/hold, directly or indirectly, in any corporation, unincorporated business, company, partnership, trust, joint venture and		

	Association of Persons, Society etc.		
62	Disposal and Parting away of properties	Particular	Present estimated market value
	(i) Particulars of properties transferred/ agreed to be transferred or parted with the possession by any mode including sale, gift, relinquishment, General power of attorney, Special power of attorney, exchange, agreement, family settlement, lease, transfer of shareholding/investment, any other deed of disposition/transfer etc. from the date of separation; name/address of the transferee and Particulars Present Estimated market value FAO 369/1996 - Affidavit – Annexure A2 Page 74 of 79 the consideration received from the transferee(s) (ii) Partition/severance of status/ change of status of your assets and/or business entities such as partnership/ HUF or MOUs/ agreements etc. from the date of (iii) separation		

63	<u>Properties acquired by your family members</u> (i) Particulars of the properties (movable/ immovable) acquired by your immediate family members from the date of separation (ii) Whether you have contributed any amount in the above acquisition? If so, give particulars of contribution		
64	<u>inheritance</u> Particulars of the estate in which you are beneficiary of inheritance along with market value of the property inherited		
65	List of other assets not itemized above		

**GENERAL INFORMATION RELATING TO THE STATUS,
STANDARD OF LIVING AND LIFESTYLE**

<u>STANDARD OF LIVING AND LIFETYLE</u>		
S.no	Description	Particulars
66	Particulars of credit/debit cards, its limit and usage	
67	Membership of clubs/health clubs/gyms, societies and other associations. Specify the membership fee and subscription	N/A
68	Particulars of loyalty programmes of airlines, hotels, retail chains and other merchants, to which you have subscribed, with membership numbers	NIL

	of each such programme	
69	Particulars of your social media accounts, e.g., Facebook, Twitter, LinkedIn, instragram	NIL .
70	Number of part-time/full-time domestic helps and their wages	NIL
71	Mode of travel in city/outside city	NIL.
72	Category of hotels ordinarily used for stay, official as well as personal	NIL
73	Category of hospitals opted for medical treatment including type of rooms	NIL
74	Frequency of foreign travel, business as well as personal	NIL
75	Particulars of the countries visited till now	
76	Do you intend to travel outside India? If yes, give details of the visit, purpose of visit and the approximate expenditure on the visit	
77	Particulars of frequent flyer cards	
78	Brand of mobile, wrist watch, pen, sunglasses, wallet, bags	
79	Expenditure ordinarily incurred on family functions including birthday of the children	
80	Expenditure ordinarily incurred on festivals	
81	Expenditure ordinarily incurred on marriage of family members	
82	Status of the deponent and his/her family.	Below poverty line Low

		Lower Middle Middle Upper Middle High Rich and Affluen
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DOCUMENTS RELATING TO PERSONAL INFORMATION

<u>S.no</u>	<u>Description</u>	
83	Aadhar Card	
84	Voter Id Card	
85	Ration Card	
86	PAN Card	
87	Passport	
88	Driving license	
89	CIR/CIBIL/Score	

**DOCUMENTS RELATING TO INCOME ASSETS AND
LIABILITES**

S.No	Description	Attached	Non-applicable	To-follow
90	Statement of account of all bank accounts including current, saving and D mat accounts for last three years	NIL		
91	Income Tax Returns(s) along with Statements of income and Annexure for last 3 years	NIL		
92	<u>In Case of Salaried Person</u> (i) Appointment letter along with salary structure at time of appointment	NIL		

	(ii) Last Salary Slip (iii) Forms 16, 16A, 12BA&26AS (iv) Cost to Company Certificate and CIBIL Certificate, wherever applicable (v) Copies of TDS certificates			
93	<u>In case of self employed person</u> <u>(i)</u> If the deponent carries on business in the name of a sole proprietorship concern - Income Tax Return(s) along with the balance sheets, Profit & Loss Account, statement of income and Annexures of the proprietorship firm for last three years <u>(ii)</u> If the deponent is a partner in a firm - Income Tax Return(s) along with the balance sheets, Profit & Loss Account, statement of income and Annexures of the partnership firm, along with the Schedule showing the distribution of partners' remuneration and share of profits/losses of the partnership firm and the copy of the partnership deed, for last three years <u>(iii)</u> If the deponent is a Director of the Company - Income Tax Return(s) along with the balance sheets, Profit & Loss Account, statement of	N/A	N.A	

	income and Annexures of the Company for last three years (iv) If the deponent has a share in Association of Persons, HUF, Joint Family business or Trust - Income Tax Return(s) along with the balance sheets, Profit & Loss Account, statement of income and Annexures of the Association of Persons, HUF, Joint Family business or Trust for last three years (v) Account of the deponent in the books of the business (vi) GST/ VAT/ Excise/ Sales Tax registration, returns in last three years (vii) TDS certificates			
94	<u>In case of Income from Other sources:</u> (i) Lease Deed(s) Rent Agreement(s) in respects of the rental income (ii) Interest Certificate in respect of the interest income on deposit and investments (iii) Dividend Certificates in respect of dividend income	NIL		
95	Form 26AS downloaded from the website of Income Tax Department for the last three financial years	NIL		
96	Wealth Tax Returns with all schedules and particulars for three			

	years prior to abolition of Wealth tax			
97	Forms 3CA/3CB and 3CD, as applicable, pursuant to Section 44AB of the Income Tax Act, 1961 for the last three years			
98	Other relevant documents relating to income/assets			
99	<u>Documents relating to expenditure on:</u> (i) Housing including Rent and maintenance receipts (ii) Household expenditure including electricity, water, security, gas bills, mobile and landline phone bills, internet services bills, TV cable/ Set-Top Box bills, Salary FAO 369/1996 - Affidavit – Annexure A2 Page 78 of 79 paid to the employees including domestic help(s) (iii) Maintenance of dependants (iv) Education of children including tuition fees (v) Conveyance & transport including salary of driver(s) (vi) Medical expenditure (vii) Insurance policies along with receipts of premium of insurance policies (viii) Entertainment and recreation including expenditure on health clubs, gym. (ix) Holidays and vacations (x) Debit and Credit Card statements of all cards (xi) Re-payment of the loans			

(xii) Frequent Flier's Card statements			
(xiii) PPF, EPF and other superannuation fund receipts			
(xiv) Receipts of payments in respect of mutual funds			
(xv) Payment of interest on bank and other loans			
(xvi) Payment of taxes, including Income Tax and Property Tax			
(xvii) Other relevant documents relating to expenditure			

Declaration:

1. I solemnly declare and affirm that I have made full and accurate voluntary disclosure of my income, expenditure, assets and liabilities from all sources, I further declare and affirm that I have no assets, income, expenditure and liabilities other than set out in this affidavit.
2. I undertake to inform this court immediately upon any material change in my employment, assets, income, expenditure or any other information included in this affidavit.
3. I understand that any false statement made in this affidavit may constitute an offence under Section 199 read with Sections 191 and 193 of the Indian Penal Code punishable with imprisonment upto seven years and fine, and Section 209 of Indian Penal Code punishable with imprisonment upto two years and fine. I have read and understood Section 191,193,199 and 209 of the Indian Penal Code.

DEPONENT

Verification:

Verified at Delhi on this day of October 2019 that the contents of the above affidavit relating to my assets, Income and expenditure are true to my knowledge, no part of it is false and nothing material has been concealed therefore, whereas the contents of the above affidavit

relating to the assets, income and expenditure of my spouses are based on information believed to be true. I further verify that the copies of the documents filed along with the affidavit are true copies of the originals.

DEPONENT