

30th June, 2018

Press Release

Maharashtra Legislative Council Biennial Elections (Graduates & Teachers Constituencies) in Maharashtra, June 2018

Analysis of Criminal, Financial and other background details of Winners

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Summary and Highlights

Association for Democratic Reforms (ADR) and Maharashtra Election Watch have analysed the self-sworn affidavits of all 4 winners who had contested in the **Legislative Council Biennial Elections from 2 Graduates and 2 Teachers Constituencies**, held in Maharashtra on 25th June, 2018.

Final party positions in Maharashtra Legislative Council Biennial Elections, June 2018

Name of the Constituency	Party Name Of Winners				
	Bhartiya Janta Party	Shivsena	Lok Bharti	Independent	Grand Total
Nashik (Teachers)	0	0	0	1	1
Mumbai (Teachers)	0	0	1	0	1
Mumbai (Graduates)	0	1	0	0	1
Konkan (Graduates)	1	0	0	0	1
Total	0	1	1	1	4

Table 1: Final party positions in Maharashtra Legislative Council Biennial Elections, June 2018

Criminal Background

- **Winners with declared Criminal Cases:** 1 (100%) winner each, namely Vilas Vinayak Potnis of Shivsena from Mumbai Graduates Constituency, Kapil Harischandra Patil of Lok Bharati from Mumbai Teachers Constituency and Darade Kishor Bhikaji who has won as an Independent from Nashik Teachers Constituency, have declared criminal cases against themselves in their affidavits.

S.No.	Winner Information	Brief Details of IPCs
1	<p>Name: Vilas Vinayak Potnis Constituency: ELECTED FROM GRADUATES CONSTITUENCY (MUMBAI) Party:SHS Total Cases:2 Serious IPC:0 Other IPC:28 Cases (Cognizance taken) -----No Cases----- Cases (Charges framed)</p> <p>1. IPC Sections - 143, 145, 147, 149, 341, 427, Other Details - FIR No. 23/1998, Nirmal Police Station, Mumbai, Court Taking Cognizance Metropolitan Magistrate Court Bandra Mumbai, Court which framed the charges Metropolitan Magistrate Bandra Court, Mumbai, Charge yet to frame</p>	<p>4 charges related to Punishment for Rioting (IPC Section-147) 4 charges related to Every member of unlawful assembly guilty of offence committed in prosecution of common object (IPC Section-149) 4 charges related to Mischief causing damage to the amount of fifty rupees (IPC Section-427) 4 charges related to Punishment (IPC Section-143) 2 charges related to Joining or continuing in unlawful assembly, knowing it has been commanded to disperse (IPC Section-145) 2 charges related to wrongful restraint (IPC Section-341) 2 charges related to House-trespass after preparation for hurt, assault or wrongful restraint (IPC Section-452) 2 charges related to Assault or criminal force to woman with intent to outrage her modesty (IPC Section-354) 2 charges related to voluntarily causing hurt (IPC Section-323) 2 charges related to Intentional insult with intent to provoke breach of the peace (IPC Section-504)</p>

S.No.	Winner Information	Brief Details of IPCs
	<p>2. IPC Sections - 143, 147, 149, 452, 354, 506(2), 323, 427, 504 , Other Details - Sec. 34(1), 135 of B.P. Act, FIR No. 118/2002, Dadar Police Station, Mumbai, Court Taking Cognizance Metropolitan Magistrate Court Dadar, Mumbai, Case No. 586/PW/2002, Date of Cognizance 10.04.2002, Court which framed the charge Metropolitan Magistrate Court, Dadar, Mumbai, Framed date 22.03.2002</p> <p>Cases (Convicted)-----No Cases----</p>	
2	<p>Name: Kapil Harischandra Patil Constituency: ELECTED FROM TEACHERS CONSTITUENCY (MUMBAI) Party:Lok Bharati Total Cases:1 Serious IPC:0 Other IPC:2 Cases (Cognizance taken)</p> <p>1. IPC Sections - 500 , Other Details - Case no 45/S/1995 , Cognizance Court - Metropolitan Magistrate , Court No 18th at Girgaum, Mumbai.</p> <p>Cases (Charges framed) -----No Cases----Cases (Convicted)-----No Cases----</p>	2 charges related to Punishment for Defamation (IPC Section-500)
3	<p>Name: Darade Kishor Bhikaji Constituency:ELECTED FROM TEACHERS CONSTITUENCY (NASHIK) Party:IND Total Cases:1 Serious IPC:0 Other IPC:18 Cases (Cognizance taken) -----No Cases---- Cases (Charges framed)</p> <p>1. IPC Sections - 418, 420, 463, 464, 465, 468, 471, 120(B), 34 , Other Details - R.C.C No. 118/2017, First Information Report No. 73/2015, Yeola Shahar Police Thane, Dist- Nashik, maharashtra. Cognizance taken Date- 23/05/2017. Cognizance court- M. First Class Judicial Magistrate, Yeola, dist- Nashik. Framed Date- 19/1/2017</p> <p>Cases (Convicted)-----No Cases----</p>	<p>2 charges related to Using as genuine a forged document or electronic record (IPC Section-471)</p> <p>2 charges related to Punishment of criminal conspiracy (IPC Section-120B)</p> <p>2 charges related to Acts done by several persons in furtherance of common intention (IPC Section-34)</p> <p>2 charges related to Cheating with knowledge that wrongful loss may ensue to person whose interest offender is bound to protect (IPC Section-418)</p> <p>2 charges related to Cheating and dishonestly inducing delivery of property (IPC Section-420)</p> <p>2 charges related to Forgery (IPC Section-463)</p> <p>2 charges related to Making a false document (IPC Section-464)</p> <p>2 charges related to forgery (IPC Section-465)</p> <p>2 charges related to Forgery for purpose of cheating (IPC Section-468)</p>

Table 2: Winners with Declared Criminal cases

Financial Background

- **Crorepati Winners:** All the **4 (100%)** winners are crorepati.
- **Party wise Crorepati Winners:** **1 (100%)** winner each from **Bharatiya Janata Party, Lok Bharati** and **Shivsena**, is crorepati.

Party Name	Number of Winners Analyzed	No of Crorepatis	Percentage of Crorepati Winners
BJP	1	1	100%
Lok Bharati	1	1	100%
SHS	1	1	100%
IND	1	1	100%
Total	4	4	100%

Table 3: Party Wise Crorepati Winners

- **Average Assets:** The average assets per winner analyzed for this election is **Rs. 20.84 Crore**.
- **Party wise average assets :** The details of party wise average assets are given below:

Party Name	Number of Winners Analyzed	Average Assets (Rs)
BJP	1	Rs 35,33,31,029 ~ 35 Crore+
IND	1	Rs 31,71,07,085 ~ 31 Crore+
Lok Bharati	1	Rs 8,28,08,616 ~ 8 Crore+
SHS	1	Rs 8,04,45,290 ~ 8 Crore+
All Parties	4	Rs 20,84,23,005 20 Crore+

Table 4: Party wise average assets

- **Assets Details of Winners:** **Niranjan Vasant Davkhare (BJP)** from **Konkan** constituency has declared the highest assets among the winners, worth **Rs.35.33 Crores**. The assets details of winners are given below-

S.No.	Name	Constituency	Party Name	Movable Assets (Rs)	Immovable Assets (Rs)	Total Assets (Rs)	PAN Given
1	Niranjan Vasant Davkhare	Konkan (Graduates)	BJP	11,19,40,991	24,13,90,038	35,33,31,029 35 Crore+	Y
2	Darade Kishor Bhikaji	Nashik (Teachers)	IND	2,93,87,085	28,77,20,000	31,71,07,085 31 Crore+	Y
3	Kapil Harischandra Patil	Mumbai (Teachers)	Lok Bharati	1,73,08,616	6,55,00,000	8,28,08,616 8 Crore+	Y
4	Vilas Vinayak Potnis	Mumbai (Graduates)	SHS	3,26,75,490	4,77,69,800	8,04,45,290 8 Crore+	Y

Table 5: Full Assets details of Winners

- **Details of Liabilities of Winners:** Niranjan Vasant Davkhare (BJP) from Konkan Constituency has declared highest liabilities worth **Rs. 7.47 Crores**. The details of liabilities declared by winners are given below:

S.No.	Name	Constituency	Party Name	Total Assets(Rs)	Liabilities (Rs)	PAN Given
1	Niranjan Vasant Davkhare	Konkan (Graduates)	BJP	35,33,31,029 35 Crore+	7,47,72,326 7 Crore+	Y
2	Darade Kishor Bhikaji	Nashik (Teachers)	IND	31,71,07,085 31 Crore+	5,56,74,989 5 Crore+	Y
3	Kapil Harischandra Patil	Mumbai (Teachers)	Lok Bharati	8,28,08,616 8 Crore+	1,27,33,218 1 Crore+	Y
4	Vilas Vinayak Potnis	Mumbai (Graduates)	SHS	8,04,45,290 8 Crore+	19,79,999 19 Lacs+	Y

Table 6: Details of Liabilities of Winners

- **Income Details and Income Sources of the Winners:** 2 out of 4 analyzed winners have declared a total annual income of more than **Rs. 25 lakhs**. The income details and income sources of **all 4** winners are given below-

S.No.	Name	Party Name	Constituency	Total Asset (Rs)	Self-Source of Income	Spouse's Source of Income	The financial year for which the last income tax return has been filed by Winner	Total income shown by Winner in ITR (Self+Spouse+ Dependent) (Rs)	Self-income shown by Winner in ITR (Rs)
1	Niranjan Vasant Davkhare	BJP	Konkan	35,33,31,029 35 Crore+	Salary, Rental, Interest Income	Business Income, Interest Income	2016-2017	49,39,390 49 Lacs+	40,37,850 40 Lacs+
2	Darade Kishor Bhikaji	IND	Nashik	31,71,07,085 31 Crore+	Income from Farming, M.R.F. Company Dealership, Income from Hotel Asara, Partnership income from Santosh LLP & Matoshri Developers	Income from Farming, Partnership Income from CL - III Licensed Hotel Aasra	2016-2017	30,60,470 30 Lacs+	17,40,070 17 Lacs+
3	Vilas Vinayak Potnis	SHS	Mumbai	8,04,45,290 8 Crore+	Pension Income, Interest	Pension Income, Interest	2016-2017	20,61,691 20 Lacs+	12,35,064 12 Lacs+

S.No.	Name	Party Name	Constituency	Total Asset (Rs)	Self-Source of Income	Spouse's Source of Income	The financial year for which the last income tax return has been filed by Winner	Total income shown by Winner in ITR (Self+Spouse+ Dependent) (Rs)	Self-income shown by Winner in ITR (Rs)
					Income & Mutual Fund Income	Income & Mutual Fund Income			
4	Kapil Harischandra Patil	Lok Bharati	Mumbai	8,28,08,616 8 Crore+	Salary as Maharashtra Legislator	Business	2016-2017	18,52,163 18 Lacs+	9,65,844 9 Lacs+

Table 7: Winners with high income as declared in ITR*

*Total income includes income of self, spouse and dependents

- **Winners with PAN details-** All 4 (100%) analyzed winners have declared their PAN details.

Other Background Details

- **Age Details of Winners:** 1 (25%) winner has declared his age to be between **31 to 40 years**, 2 (50%) winners have declared their age to be between **51 to 60 years** whereas only 1 (25%) winner has declared his age to be between **61 to 70 years**.
- **Education Details of Winners:** 2 (50%) winners have declared their educational qualification as **Graduate**, 1 (25%) winner has declared his educational qualification as **Graduate Professional** whereas only 1 (25%) winner has declared his educational qualification as **Post Graduate** in their affidavits.
- **Gender Details of Winners:** All 4 (100%) analyzed winners are **men**.

S.No	Winner	Constituency	Party	Age	Gender	Education
1	Niranjan Vasant Davkhare	Konkan	BJP	39	M	Graduate Professional
2	Darade Kishor Bhikaji	Nashik	IND	53	M	Graduate
3	Vilas Vinayak Potnis	Mumbai	SHS	68	M	Post Graduate
4	Kapil Harischandra Patil	Mumbai	Lok Bharati	56	M	Graduate

Table 8: Other Background Details of Winners

Contact Details

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Disclaimer

All information about winners, in this report has been taken from the affidavits filed by winners with their nomination papers and submitted to the Chief Electoral Officer, Maharashtra (<http://ceo.maharashtra.gov.in>). **ADR does not add or subtract any information, unless the CEO changes the data. In particular, no unverified information from any other source is used.** While all efforts have been made to ensure that the information is in keeping with what is mentioned in the affidavits, in case of discrepancy between information in this report and that given in the affidavits, the information reported in the affidavits filed by winners should be treated as correct. **Association for Democratic Reforms, Maharashtra Election Watch** and their volunteers are not responsible or liable for any damage arising directly or indirectly from the publication of this report.