

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

No.76/Instructions/2015/EEPS/Vol. XIV

Dated: 2nd June, 2016

To

The Chief Electoral Officer of
all States and UTs.

Sub:- Modified format of DEO's scrutiny report (Annexure-21) -Regarding.

Sir/Madam,

I am directed to refer to Annexure-21 of "Compendium of Instructions on Election Expenditure Monitoring (April - 2016)" regarding candidate wise scrutiny report of DEO on election expenditure account and to state that after implementation of Account Reconciliation Meeting Scheme, modified format is being forwarded herewith with the request to bring it to the notice of all District Election Officers etc. for compliance. This new format will be applicable prospectively and shall come into force with effect from the date of issue of this letter.

Yours faithfully,

Sd/-

(AVINASH KUMAR)
SECRETARY

Copy to:

1. Sr. PPS/PSO to the Hon'ble CEC/EC(J)/EC(R).
2. PPS to DECs/DG.
3. PA to all Sr. Principal Secretaries, Principal Secretaries and Secretaries.
4. All Under Secretaries.
5. All Zonal Sections/Communication Section/CEMS-I & II/Computer Section/PPCMS/SDR.

Serial Number of the candidate in Summary Report of the DEO ----- 7

Name of the State ASSAM District KOKRAJHAR Election Assembly Bye-Election-21

DEO's SCRUTINY REPORT ON ELECTION EXPENSES OF THE CANDIDATE UNDER RULE 89 OF C.E. RULES, 1961

S.No.	Description	To be filled up by the DEO
1.	Name & address of the candidate	OSMANGONI SHEIKH
2.	Political Party affiliation, if any	Independent
3.	No. and name of Assembly/Parliamentary Constituency	28-Gossaigaon LAC
4.	Name of the elected candidate	SRI JIREN BASUMATARY
5.	Date of declaration of result	02-11-2021
6.	Date of Account Reconciliation Meeting	28-11-2021
7.	(i) Whether the candidate or his agent had been informed about the date of Account Reconciliation Meeting in writing	Yes/No
	(ii) Whether he or his agent has attended the meeting	Yes/No
8.	Whether all the defects reconciled by the candidate after Account Reconciliation Meeting (Yes or No). (If not, defects that could not be reconciled be shown in Column No. 19)	Yes/No
9.	Last date prescribed for lodging Account	02-12-2021
10.	Whether the candidate has lodged the account	Yes/No
11.	If the candidate has lodged the account, date of lodging of account by the candidate:	02-12-2021
	(i) original account (ii) revised account after the Account Reconciliation Meeting	In original
12.	Whether account lodged in time	Yes/No
12 A.	If not lodged in time, period of delay	 days Doesnot arise
13.	If account not lodged or not lodged in time, whether DEO called for explanation from the candidate. If not, reason thereof.	Yes/No Doesnot arise
14.	Explanation, if any, given by the candidate	Doesnot arise
14A.	Comments of the DEO on the explanation if any, of the candidate	Doesnot arise

15.	Grand Total of all election expenses reported by the candidate in Part-II of the Abstract Statement				Rs. <u>11,130/-</u>	
16.	Whether in the DEO's opinion, the account of election expenses of the candidate has been lodged in the manner required by the R. P. Act, 1951 and C.E. Rules, 1961				<u>Yes/No</u>	
17.	If No, then please mention the following defects with details				<u>Does not arise</u>	
	(i) Whether Election Expenditure Register comprising of Day to Day Account Register, Cash Register, Bank Register, Abstract Statement has been lodged				<u>Yes/No</u>	
	(ii) Whether duly sworn in affidavit has been submitted by candidate				<u>Yes/No</u>	
	(iii) Whether requisite vouchers in respect of items of election expenditure submitted				<u>Yes/No</u>	
	(iv) Whether separate Bank Account opened for election				<u>Yes/No</u>	
	(v) Whether all expenditure (except petty expenditure) routed through bank account				<u>Yes/No</u>	
18.	(i) Whether the DEO had issued a notice to the candidate for rectifying the defect				<u>Yes/No</u> <u>N/A</u>	
	(ii) Whether the candidate rectified the defect				<u>Yes/No</u> <u>N/A</u>	
	(iii) Comments of the DEO on the above, i.e. whether the defect was rectified or not.				<u>N/A</u>	
19.	Whether the items of election expenses reported by the candidate correspond with the expenses shown in the Shadow Observation Register and Folder of Evidence.				<u>Yes/No</u>	
	If No, then mention the following:					
	Items of expenditure	Date	Page No. of Shadow Observation Register	Mention amount as per the Shadow Observation Register/folder of evidence	Amount as per the account submitted by the candidate	Amount understated by the candidate
1	<u>Not applicable</u>					
2						
3						
TOTAL						
20.	Did the candidate produce his Register of Accounting Election Expenditure for inspection by the Observer/RO/Authorized persons 3 times during campaign period				<u>Yes/No</u>	

21.	If DEO does not agree with the facts mentioned against Row No. 19 referred to above, give the following details:-	Agreed
	(i) Were the defects noticed by DEO brought to the notice of the candidate during campaign period or during the Account Reconciliation Meeting	Yes/No N.A
	(ii) If yes, then annex copies of all the notices issued relating to discrepancies with English translation (if it is in regional language) and mention the date of notice	N.A
	(iii) Did the candidate give any reply to the notice?	Yes/No N.A
	(iv) If yes, please Annex copies of such explanation received, (with English translation of the same, if it is in regional language) and mention date of reply	N.A
	(v) DEO's comments/observations on the candidate's explanation	
22.	Whether the DEO agrees that the expenses are correctly reported by the candidate. (Should be similar to Column no. 8 of Summary Report of DEO) Date:	☒ Yes/No  Signature of District Election Officer (Name of the DEO)

23. Comments, if any, by the Expenditure Observer* I agree with the DEO's Report Date: 03/12/2024	Signature of the EXPENDITURE OBSERVER 28 Gossalgann LAC
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* If the Expenditure Observer has some more facts that have not been covered in the DEO's report, he may annex separate note to that effect.

** The DEO scrutiny report is to be compiled by the CEO and forwarded to the Commission. If the CEO feels like giving additional comments, he or she may forward the comments separately.

SUMMARY REPORT OF DEO FOR EACH CONSTITUENCY ON LODGING OF ELECTION EXPENSES ACCOUNTS BY CANDIDATES

(a) No. and name of Assembly/Parliamentary Constituency: 28 Gossalgan 19C
 (b) Total No. of contesting candidates: 8 Nos
 (c) State and District: Assam, Nagaon
 (d) Date of declaration of result of election/bye-election: 02-11-2021
 (e) Last date of lodging accounts: 02-12-2021
 (f) Name of the elected candidate: Sri Jiron Basumatary

1	2	3	4	5	6	7	8	9	10
Sl. No.	Name of the candidate and Party Affiliation	Due date of lodging of account	Date of lodging of accounts by the candidate	Whether lodged in the prescribed format (Yes or No)	Whether lodged in the manner required by law (Yes or No)	Grand Total of the expenses incurred/authorized by the candidate/agent (as mentioned in Part-II of Abstract Statement)	Whether the DEO agrees with the amount shown by the candidate against all items of expenditure (Should be similar to point no. 22 of DEO's Scrutiny Report i.e. Annexure-C3)	Total expenses incurred by the Party (As reported in Part-III of Abstract Statement)	Total expenses incurred by others/entities as reported in Part-III of Abstract Statement
1	JIRON BASUMATARY, UPPL	02/12/2021	02/12/2021	YES	YES	23,30,771/-	YES	NIL	23,38,995.28
2	DHRUBO KR. BRAHMA NARAZARY, BPE	02/12/2021	02/12/2021	YES	YES	11,00,331/-	YES	NIL	NIL
3	JOWEL TUDU, INC	02/12/2021	02/12/2021	YES	YES	4,62,998/-	YES	NIL	60,000/-
4	KHAIRUL ANAM KHANDAKAR, AIUDF	02/12/2021	02/12/2021	YES	YES	9,36,006/-	YES	NIL	6,31,500/-
5	ABDUL HACHEM AKAND, VPI	02/12/2021	02/12/2021	YES	YES	26,695/-	YES	NIL	NIL
6	KAMAL ROY, IND.	02/12/2021	02/12/2021	YES	YES	26,300/-	YES	NIL	NIL
7	OSMAN GONI SHEIKH, IND.	02/12/2021	02/12/2021	YES	YES	11,130/-	YES	NIL	NIL
8	UTTAM KR. TALUKDAR, IND	02/12/2021	02/12/2021	YES	YES	65,945/-	YES	NIL	NIL

Comments of the Expenditure Observer, if any,

I agree with the DEO's Report.

Signature of the DEO

28 Gossalgan 1

Signature of the Expenditure Observer

28 Gossalgan 1

ABSTRACT STATEMENT OF ELECTION EXPENSES		
PART - I		
I	Name of the Candidate	Sh./Smt./ Km. <i>Osman Goni Sheikh</i>
II	Number and name of Constituency	<i>28 Gossaigaon</i>
III	Name of State/Union Territory	<i>Assam</i>
IV	Nature of Election (Please mention whether General Election to State Assembly / Lok Sabha / Bye-election)	<i>Bye Election 28 Gossaigaon LAC</i>
V	Date of declaration of result	<i>02-11-2021</i>
VI	Name and Address of the Election Agent	<i>Saifal Islam Sheikh</i>
VII	If candidate is set up by a political party, Please mention the name of the political party	<i>Independent</i>
VIII	Whether the party is a recognised political party	Yes/No ☒ Yes

Date: *02-12-2021*Place: *Gossaigaon*

 Signature of the Candidate

Name:

PART-II: ABSTRACT OF STATEMENT OF ELECTION EXPENDITURE OF CANDIDATE					
S. No.	Particulars	Amt. Incurred / Auth. by Candidate or 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
1	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)	—	—	—	—

	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)				
II	Campaign materials other than those used in the public meeting, rally, procession etc. mentioned in S.No. 1 above(Enclose as per Schedule-3)				
III	Campaign, through print and electronic media including cable network, bulk SMS or internet and Social media (Enclose as per Schedule-4)				
IV	Expenditure on campaign vehicle(s), used by candidate(Enclose as per schedule-5)	1130'00			1130'00
V	Expenses of campaign workers / agents (Enclose as per Schedule -6)	10,000'00			10,000'00
VI	Any other campaign expenditure				
VII	Expenses incurred on publishing of declaration regarding criminal cases (Enclose as per Schedule-10)*				
	Grand Total				11130'00

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)	2000'00
II	Lump sum amount received from the party (ies) in cash or cheque etc. (Enclose as per Schedule -8)	
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)	
	Total	2000'00

Bruno Goni SK

PART- IV

FORM OF AFFIDAVIT

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

Affidavit of Shri/Smt/Ms O. S. Mani Goni (S/o. Mr. M. S. Mani Goni)
M. S. Mani Goni son/wife/daughter of M. S. Mani Goni aged 31 years, 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 N.O. 28, Bhabha Nagar L.A. from Dr. Jagdish Chandra Parliamentary/ Assembly constituency, the result of which was declared on
- (2) That 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 8th Sep/2021 (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.

Deponent

Solemnly affirmed/sworn by at this day of 201 before me,

(Signature and seal of the Attesting authority, i.e. Magistrate of the first Class or Oath Commission or Notary Public)

ACKNOWLEDGEMENT FORM

To

THE RETURNING OFFICER,
28 Gossaigaon LAC

Sir,

I acknowledge receipt of your letter No. 641.7/2021/2021 dated 3rd Nov. 2021 along with its enclosures containing, among other documents, a Register bearing serial No. 50 for maintaining of my accounts of election expenses.

2. I have noted the requirements of law for maintenance of account of election expenses and lodging of true copy of that account with the District Election Officer / Returning Officer.

Yours faithfully,

Arman Goni SK
(Signature of Candidate with date)

* Strike off whichever is inapplicable.

ACKNOWLEDGEMENT (To be filled up by Office)

The account of the election expenses in respect of 28 Gossaigaon LAC (Constituency) result of which was declared on 02.11.2021 (Date) has been filed by him / on his behalf on 30.11.2021 (Date) and has been received by me today the 2nd (Date) of December 2021 (Month) 2021 (Year).

District Kokrajhar

Meghna
District Election Officer
District Election Officer,
Gossaigaon Office Seal

Schedules- 1 to 10: 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)					
S. No	Nature of Expenditure	Total Amount in Rs.	Source of Expenditure		
			Amt. Incurred / Auth. by Candidate / agent	Amt. Incurred / by Pol. Party with name	Amt. Incurred by others
1	2	3	4	5	6
1	Vehicles for transporting visitors				
2	Erecting Stage, Pandal & Furniture, Fixtures, poles etc.				
3	Archives & Banners etc.				
4	Flowers/ garlands				
5	Hiring Loud speakers, Microphone, amplifiers, computers etc.				
6	Posters, hand bills, pamphlets, Banners, Cut-outs, hoardings				
7	Beverages like tea, Water, cold drink, juice etc.				
8	Digital TV -boards display, Projector display, tickers boards, 3D display				
9	Expenses on celebrities, payment to musicians, other artists remuneration etc.				
10	Illumination items like serial lights, boards etc.				
11	Expenses on transport, Helicopter/ aircraft / vehicles/ Loads etc. charges (for self, colony or any other campaigner other than Star Campaigner)	1130'00			
12	Power consumption/ generator charges				
13	Rent for venue				
14	Guards & security charges				
15	Boarding & lodging expenses of self, celebrity, party functionary or any other campaigner including Star Campaigner				
16	Others expenses	10000'00			
	Total	11130'00			

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)

S. 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.			Remarks, if any
1	2	3	Source of Expenditure			5
			Amount by Candidate/Agent	Amount by Political Party	Amount by Others	
1						
2						
3						

Amrui SK

4						
Total						
Schedule-3						
Details of expenditure on campaign materials, like handbills, pamphlets, posters, boardings, 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)						
S. No.	Nature of Expenses	Total Amount in Rs.	Sources of Expenditure			Remarks, if any
			Amt. By candidate/ agent	Amt. By Pol. Party	Amt. By others	
1	2	3	4	5	6	7
1						
2						
3						
4						
Total						

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 MCNC 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.

S. 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		
					Amt. By candidate/ agent	Amt. By Pol. Party	Amt. By others
1	2	3	4	5	6	7	8
1							
2							
3							
4							
Total							

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 MCNC 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.

S. 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		
					Amt. By candidate/ agent	Amt. By Pol. Party	Amt. By others
1	2	3	4	5	6	7	8
1							

Osman Gani SK

2									
3									
4									
Total									

Schedule -5

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

S. No	Regn. No. of Vehicle & Type of Vehicle	Hiring Charges of vehicle			No. of Days for which used	Total amt. 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)			Am't. by candidate/ agent	Am't. By Pol. Party	Am't. By other
1	2	3a	3b	3c	4	5	6	7	8
1	ALB	280		250'00		1130'00			
2									
3									
4									
Total						1130'00			

Schedule- 6

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

S. No	Date and Venue	Expenses on Campaign workers			Total amt. incurred/ auth. in Rs.	Sources of Expenditure		
		Nature of Expenses	Rate	No. of workers / agents No. of kiosks		Am't. By candidate/ agent	Am't. By Pol. Party	Am't. 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			10,000'00			
Total					10,000'00			

Schedule- 7

Details of Amount of own fund Used for the election campaign

S. No.	Date	Cash	DD/ Cheque no. etc. with details of drawee bank	Total Amount in Rs.	Remarks
1	2	3	4	5	6
1		2000'00	Yous Bawa Gossigaon	2000'00	

— Osman Qari SK —

2			
3			
4			
Total		2000'00	2000'00

Schedule- 6

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

S. 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						
Total						

Schedule 9

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

S. No.	Name and address	Date	Cash	DD/ Cheque no. etc. with details of drawn 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							
Total							

Schedule 10⁸

Details of expenditure incurred on publishing criminal antecedents, if any in newspaper and TV Channel

Details of expenditure incurred on publishing criminal antecedents, if any in newspaper and TV channel							
Sl. No.	Newspaper	Television			Mode of payment (electronic/cheque/DD/ Cash) (Pt. specify)		
	Name of Newspaper	Date of publishing	Expenses that may have been incurred (In Rs.)	Name of channel	Date & Time of insertion/telecast	Expenses that may have been incurred (In Rs.)	
1	2	3	4	5	6	7	8
Total							

—Roman Egin S.K.

भारतीय गैर न्यायिक



INDIA NON JUDICIAL

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AFFIDAVIT

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

Affidavit of Shri /Smt/Ms **Osman Goni Sk**, S/o, W/o, D/o **Muslimuddin**, I, **Osman Goni Sk**, S/O - **Muslimuddin**, aged about - 31 years, R/o - Village - Bherbheri, P.O. - Barjan, P.S. - Tamarhat, Dist. Dhubri, Assam, 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 **Bodoland Territorial Area District** from. 28 No Gossigaon Constituency. **Assembly** Parliamentary/ Assembly constituency, the result of which was declared on 30-10-2021. 02-11-2021 *18/11/21*
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 *02/10/21 to 02-11-21* 30-10-2021 (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.

identified by me:

21
Sri Ramesh Ch. Brahma
ADVOCATE
Gossigaon, Kokrajhar

21/12/21
Bivishon Barman
NOTARY
Govt. of Assam
Regd. No. Gossn.-1
Gossigaon, Kokrajhar

Contd.....P/2

Osman Goni Sk

भारतीय गैर न्यायिक

पचास
रुपये

रु.50

भारत

FIFTY
RUPEES

Rs.50

INDIA

INDIA NON JUDICIAL

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4. That the account of my election expenditure as annexed hereto includes all items of election expenditure incurred or authorized 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 there from (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 Annexure II to the said account also includes all expenditure incurred or authorized 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 (6) are true to the best of my knowledge and belief that nothing is false and nothing material has been concealed.

Solemnly affirmed sworn by Osman Goni S.K Deponent
November/2021 before me.

Identified by:

Sri Ramesh Ch. Dhalma
ADVOCATE
Gossaigaon, Kokrajhar

Osman Goni S.K
Deponent
(Signature and seal of the Attesting
authority, i.e. Magistrate of the first Class
or Outh Commission or Notary Public)

Divishon Barman
NOTARY
Govt. of Assam
Regd. No. Gossn.-9
Gossaigaon, Kokrajhar