

FIRST INFORMATION REPORT

TAMIL NADU POLICE
INTEGRATED INVESTIGATION FORM-1

முதல் தகவல் அறிக்கை
(Under Section 154 Cr.P.C.)
(கு.ந.வி.தொ.பிரிவு 154 இன் கீழ்)

C 8033610

1. District : **Namakkal**
மாவட்டம்
- PS: **V & AC**
காவல்நிலையம்
- Year: **2018**
ஆண்டு
- FIR No.: **2/AC/2018**
முத.அ. எண்
- Date: **22-01-2018**
நாள்
2. (i) Act சட்டம்: **IPC**
(ii) Act சட்டம்: **Prevention of Corruption Act 1988**
(iii) Act சட்டம்:
(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் :
- Sections பிரிவுகள்: **120-B, and 4-20**
Sections பிரிவுகள்: **13(a) 11w 13(1)(c)**
Sections பிரிவுகள்:
3. (a) Occurrence of Offence Day : **2011**
குற்ற நிகழ்வு நாள்
Date from : **2011**
நாள் முதல்
Date to : **2013**
நாள் வரை
Time Period :
நேர அளவு
Time from :
நேரம் முதல்
Time to :
நேரம் வரை
(b) Information Received at PS. Date : **27/07/2015**
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள்
Time :
நேரம்
(c) General Diary Reference : Entry No(s) **VOL-I**
பொது நாட்குறிப்பில் பதிவு விவரம் எண் **2018**
Time : **10.25 Hrs**
நேரம்
4. Type of Information : Written/ Oral :
தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக **Through collection of information**
5. Place of Occurrence (a) Direction and Distance from PS: **40 Kms ; North East**
குற்ற நிகழ்விடம் (அ) காவல்நிலையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும்
Beat Number :
முறைக் காவல் எண்
(b) Address : **NO-3 Komarapalayam Panchayat**
முகவரி **Namakkal District**
- (c) In case outside limit of this Police Station, then the Name of P.S :
இக்காவல் நிலைய எல்லைக்கப்பால் நடந்து இருக்குமாயின், அந்நிலையின் அந்த கா.நி.பெயர் **மாவட்டம்**
District :
6. Complainant / Informant (a) Name : **G.V. Kirushna Rajan**
குற்றமுறையிட்டாளர் / தகவல் தந்தவர் பெயர்
(b) Father's/ Husband's Name : **P. Vetrayan**
தந்தை / கணவர் பெயர்
(c) Date / Year of Birth : **25-07-72**
நாள் / பிறந்த ஆண்டு
(d) Nationality : **Indian**
நாட்டினம்
(e) Passport No. :
வெளிநாட்டு கடவுச்சீட்டு எண்
Date of Issue :
வழங்கப்பட்ட நாள்
Place of Issue :
வழங்கப்பட்ட இடம்
(f) Occupation : **By. Supt. of Police**
தொழில்
(g) Address : **Vigilance and Anti-Corruption, Namakkal.**
முகவரி
7. Details of Known/Suspected/Unknown accused with full particulars. (Attach separate sheet if necessary)
தெரிந்த / ஐயப்பாட்டிற்குரிய / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள்
(தேவையெனில் தனித்தாள் இணைக்கவும்)

Separate sheet enclosed

8. Reasons for delay in reporting by the complainant / Informant
குற்றமுறையிட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்
A Detailed Enquiry was conducted in order to ascertain whether any Cognizable offence is made out in to the allegations mentioned in the petition. Hence, the delay is caused.

9. Particulars of properties stolen / involved (Attach separate sheet if necessary)
களவாடப்பட்ட / களவிற்குள்ளான சொத்துக்களின் விவரம் (தேவையெனில் தனித் தாளில் இணைக்கவும்)
10. Total value of properties stolen / involved :
களவாடப்பட்ட / களவிற்குள்ளான சொத்துக்களின் மொத்த மதிப்பு
11. Inquest Report / Un-natural death Case No. if any:
பிண விசாரணை அறிக்கை / இயற்கைக்கு மாறான இறப்பு எண் ஏதேனும் இருந்தால்
12. FIR Contents (Attach separate sheet, if required) :
முதல் தகவல் அறிக்கையின் கருக்கம். (தேவையெனில் தனித்தாளில் இணைக்கவும்)

Separate Sheet enclosed

13. Action taken : Since the above report reveals commission of offence(s) u/s as mentioned at item No.2 registered the case and took up the investigation / directed Tpt. M. Nallayandhal Rank Inspr. of Police to take up the Investigation / Refused Investigation / transferred to PS..... on point of jurisdiction.

எடுக்கப்பட்ட நடவடிக்கை : மேலே குற்ற முறையீட்டில் உள்ளவை பிரிவு 2ல் கூறப்பட்ட சட்ட பிரிவுப்படியான குற்றமாக வழக்கு பதிவு செய்து புலனாய்வுக்கு எடுத்துக்கொள்ளப்பட்டது / பணிக்கப்படுதல் பதவி நிலை பணியாளரின் புலனாய்வுக்கு எடுத்துக்கொள்ள பணிக்கப்பட்டது / மறுக்கப்பட்டு எல்லையைக் கருதி புலனாய்வுக்கு காவல் நிலையத்திற்கு மாற்றப்படுகிறது.

FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

மு.த.அ. குற்றமுறையீட்டாளருக்கு / தகவல் தந்தவருக்கு படித்துக்காட்டி, அது சரியாக எழுதப்பட்டு இருப்பதாக ஏற்றுக் கொள்ளப்பட்டு, அதன் படி நகல் ஒன்று இலவசமாக கொடுக்கப்பட்டது.

14. Signature / Thumb Impression of the Complainant / Informant
குற்றமுறையீட்டாளர் / தகவல் கொடுப்பவரின் ஒப்பம் / பெருவிரல் இரேகைப் பதிவு

Signature of the Officer in-charge, Police Station
காவல் நிலைய பொறுப்பு அலுவலரின் ஒப்பம்

22/1/18
பெ.கே.சி.குமாரசாமி
காவல் நிலையக் கண்காணிப்பு
பெருவிரல் இரேகைப் பதிவு
Name: பெயர்
Rank: நிலை No. எண்
பாபகலை. V LAL.

15. Date & Time of despatch to the court:
நீதிமன்றத்திற்கு அனுப்பப்பட்ட நாளும், நேரமும்

22-01-2018 at 10.15 Hrs

Continuation of FIR for SI.No.12 in Namakkal V&AC Cr.No.2/AC/2018
u/s 120-B, 167, 406, 420 IPC and 109 r/w 13(2) r/w 13(1) (c) and (d) of
the Prevention of Corruption Act, 1988

Accused

01. **Tr.A.Balan (53)**,
S/o.Arumuga Mudaliar,
Formerly President,
No.3. Komarapalayam Village,
Panchayat, Rasipuram Tk,
Namakkal Dt.
02. **AO-2 Tr.K.K.Srinivasan (44)**,
formerly Union Engineer,
Vennandur Block,
Now Namagiripet Block,
Rasipuram Tk, Namakkal Dt.
03. **AO-3 Tr.P.Murugesan (48)**,
formerly Overseer,
Now Overseer (Godwon)
Vennandur Union,
Rasipuram Tk, Namakkal Dt.
04. **AO-4 Tr.G.Sokkalingam (42)**,
formerly Panchayat Secretary,
No.3, Komarapalayam
Panchayat, Vennandur Block,
Now Panchayat Secretary,
Pallavanaickenpatty
Panchayat, Rasipuram Tk,
Namakkal Dt.
05. **AO-5 Tr.D.Jayaprakash (53)**,
Contractor,
Door No.1/111, Anai Thottam,
Mathiyampatty, Mamundi Po,
Namakkal Dt.
06. **AO-6 Tr.M.Arthanari (40)**,
S/o.Murugesu Mudaliar,
Door No.2/131,
Mudalair Street,
No.3, Komarapalayam,
Rasipuram Tk, Namakkal Dt.

The 1st accused Tr.A.Balan was elected Panchayat President, No.3 Komarapalayam Panchayat, Namakkal District in the year 2011. He assumed the charge on 25.10.2011 and continued up to June 2016. He is responsible for the assets of the Panchayat and further he has been given joint responsibility along with Tmt.R.Kalaiyarasi-Vice President to sign the cheques. As per the G.O.(Ms) No.203 Rural Development and Panchayat Raj (PRI) Department, dt.20.12.2007 (Doc-4), he is competent authority to accord administrative sanction for the works costing not more than Rs.2,00,000/-.

The 2nd accused Tr.K.Srinivasan was Union Engineer in Vennandur Block from 22.07.2011 to 12.09.2016. As per the proceeding No.4535/2000/DU-1, dt.03.03.2000 of the Director of Rural Development, Chennai, he is responsible for all the works executed in Panchayat union. Further, he is competent authority to scrutinize tender proposals before putting up to the tender accepting authority for the works costing not more than Rs.1,00,000/- as per G.O.(Ms) No.204, dt.24.12.2007 of Rural Development and Panchayat Raj (PR-I) and he is competent authority to accord technical sanction not more than Rs.1,00,000/- in respect of General funds and the Central

government sponsored and State government funded scheme works. Further, as per the G.O.(Ms) No.203 Rural Development and Panchayat Raj (PR-I) Department, dt.20.12.2007, he is the competent authority to check the measurements recorded by

the Overseer and he is measuring officer for the works costing more than Rs.50,000/- and check measuring officer for the works costing not more than Rs.50,000/-.

The 3rd accused Tr.P.Murugesan-Overseer in Vennandur block from 05.08.2016 to 07.07.2016. As per the proceedings No.4535/2000/DU-1, dt.03.03.2000 of the Director of Rural Development, Chennai, he is responsible for all the works being executed within his area. He should prepare estimate and sent to the Assistant Engineer and Assistant Executive Engineer for getting technical sanction and he should often visit the work sites and sent up report to the Block Development Officer and prepare measurement books under the direction of the Assistant Engineer.

The 4th accused Tr.G.Sokkalingam was Panchayat Secretary, No.3, Komarapalayam panchayat from 01.04.2000 to 24.06.2015. He is responsible for collection of taxes, maintenance of Panchayat records, making arrangements for monthly meetings, maintenance of Water supply, Street lights and Panchayat roads and he should assist Panchayat President in implementing schemes.

The 5th accused Tr.D.Jayaprakash is a registered contractor in Vennandur Union. It is his duty to execute the works as per the work order and agreement and purchase goods to rates fixed by the purchase committee and hand over the works to Panchayat after completion of work. The 6th accused Tr.M.Arthanari was lessee.

The 1st accused was a public servant as defined u/s 2(c) of the Prevention of Corruption Act 1988 during the commission of offence. Similarly the 2nd, 3rd & 4th accused are also public servants as defined u/s 2(c) of the Prevention of Corruption Act 1988 and 5th and 6th accused are private individuals.

During the course of collection of information, the following allegations against the accused noted in the margin have come to light.

Allegation – 1:

It is gathered that during the year 2012-13 A-2 Tr.K.K.Srinivasan-Union Engineer and A-3 Tr.P.Murugesan-Overseer while working at Vennandur Union, Namakkal district entered into a criminal conspiracy with dishonest intention to commit fraud on the funds of No.3 Komarapalayam Panchayat and prepared estimate by way of boosting the measurements and quoting exorbitant rates for materials for execution of the work of Supply and fixing of GI Pipe and Providing Pump room for Venkanchangakorai bore well and extension of Pipe line near Kandasamy house mini

tank. In pursuance of such criminal conspiracy, they colluded with A-5 Tr.D.Jayaprakash-Contractor in course of execution of work and dishonestly misappropriated the materials valued at Rs.26,324/- by reducing the stock and purchase the materials to exorbitant rate to the tune of Rs.7,652/- and thereby they caused loss to government exchequer to a total sum of Rs.33,976/- by way of boosting the measurement.

Allegation – 2:

It is gathered that during the year 2012-13, A-2 Tr.K.K.Srinivasan-Union Engineer and A-3 Tr.P.Murugesan-Overseer while working at Vennandur Union, Namakkal district entered into a criminal conspiracy with dishonest intention to commit fraud on the funds of No.3 Komarapalayam Panchayat and prepared estimate by way of boosting the measurements and quoting exorbitant rates for materials for execution of the work of Supply and delivery of Electric motor panel board and cable at Vankachal Korai bore well. In pursuance of such criminal conspiracy, they colluded with A-5 Tr.D.Jayaprakash-Contractor in course of execution of work and dishonestly misappropriated the materials of 4 Sq mm Flat Cable to the extent of 150 mtrs valued at Rs.23,782/- by reducing the stock and also caused loss to government exchequer to the tune of Rs.435/- by way of quoting exorbitant rates towards the purchase of 2 HP Panel board DOL and Rs.5,577/- by way of purchasing the materials 50mm GI pipe and 50mm GI couplings which are not required for this work and thereby they caused loss to government exchequer to a total sum of Rs.29,794/-.

Allegation 3:

It is gathered that during the year 2012-13, A-2 Tr.K.K.Srinivasan-Union Engineer and A-3 Tr.P.Murugesan-Overseer while working at Vennandur Union, Namakkal district entered into a criminal conspiracy with an intention to commit fraud on the funds of No.3 Komarapalayam Panchayat and prepared estimate by boosting the measurements for execution of the work of Supply and Erection of Electric Motor with accessories of Periyamariyamman Kovil open well. In pursuance of such criminal conspiracy, they colluded with A-5 Tr.D.Jayaprakash-Contractor in course of execution of work and dishonestly misappropriated the materials of 4sq mm 3 core cable to the extent of 40mtrs worth Rs.6,342/- by reducing the stock.

Allegation 4:

It is gathered that during the year 2011-12, A-1 Tr.A.Balan-formerly Panchayat President and A-4 Tr.G.Sokkalingam-formerly Panchayat Secretary of No.3 Komarapalayam Panchayat entered into a criminal conspiracy with dishonest intention to make wrongful gain to the Manager of Sun Power Technologies & Electricals. In pursuance of the criminal conspiracy, both AOs purchased the materials of 5 HP Submersible Pump set and 5HP Three Phase Star Delta Panel Board exorbitantly to the tune of Rs.21,110/- without getting estimate from technical section and without inviting tender and caused loss to government exchequer.

Allegation 5:

It is gathered that during the year 2011-12, A-1 Tr.A.Balan-formerly Panchayat President and A-4 Tr.G.Sokkalingam-formerly Panchayat Secretary of No.3 Komarapalayam Panchayat entered into a criminal conspiracy with dishonest intention to make wrongful gain to the Manager of Sun Power Technologies & Electricals. In pursuance of such criminal conspiracy, they purchased the materials of 75 AH Tubular Battery, 11 Watts Solar Luminary and 72 WH Solar Panel to the tune of Rs.26,900/- beyond the permissible limit by violating the guidelines issued in G.O.(Ms) No.203 of Rural Development Department, dt.20.12.2007 and moreover the purchased materials are exorbitant to the tune of Rs.14,400/-.

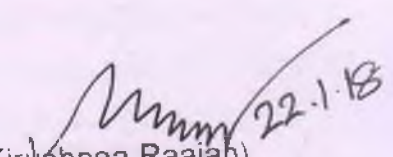
Allegation 6:

It is gathered that during the year 2012-13, A-1 Tr.A.Balan-formerly Panchayat President and A-4 Tr.G.Sokkalingam-formerly Panchayat Secretary of No.3 Komarapalayam Panchayat entered into a criminal conspiracy with dishonest intention to make wrongful gain to the Manager of Sun Power Technologies & Electricals. In pursuance of the criminal conspiracy, both AOs purchased the materials of 5 HP 3 phase panel board with two level guard with auto start and 40MM HDPE Pipe exorbitantly to a total sum of Rs.5,533/- and thereby caused loss to government exchequer and further they dishonestly misappropriated by reducing the stock of 2.5Sq.mm Pre-insulated and sheeted 3 core Flat type copper cable and 63MM 4 KSC PVC Pipe worth Rs.6,683/- and thereby caused loss to the Government exchequer to a total sum of Rs.12,216/-.

Allegation 7:

It is further gathered that during the period between 01.04.2012 and 31.03.2013, A-1 Tr.A.Balan-formerly Panchayat President and A-4 Tr.G.Sokkalingam-formerly Panchayat Secretary of No.3 Komarapalayam Panchayat dishonestly and deliberately allowed AO-6 Tr.M.Arthanari to enjoy over the lease property of No.3 Komarapalayam daily market without collecting the auction amount Rs.40,600/- including tax amount of Rs.2,335/- and totally Rs.42,935/- from him and without taking action under the provisions of the Tamilnadu Panchayats (Procedure for conducting Public Auction of leases and sales in Panchayat) Rules-2001 amended in G.O.Ms.No.277 Rural Development (C-4) Department, dt.22.11.2001, in order to derive pecuniary advantage from him and thereby, both committed the offences of Criminal Conspiracy and Criminal Misconduct punishable u/s 120B IPC and 13(2) r/w 13(1)(c) and (d) of the Prevention of Corruption Act 1988. A-6 Tr.G.Arthanari with the active support of A-1 and A-4, derived wrongful gain from the lease property of No.3 Komarapalayam market without remitting the auction amount of Rs.40,600/- to Panchayat.

The above information clearly makes out a prima facie case against the accused No.1 to 6 u/s 120-B, 167, 406, 420 IPC and 109 r/w 13(2) r/w 13(1) (c) and (d) of the Prevention of Corruption Act, 1988. Hence, I registered a case in Namakkal V&AC Cr.No.2/AC/2018 under above sections against A-1 to A-6 noted in the margin and further investigation of this case was entrusted to Tmt.M.Nallammal, Inspector of Police, Vigilance and Anti-Corruption, Namakkal detachment as per the orders of the Director of Vigilance and Anti-Corruption, Chennai. The original F.I.R was sent to the Hon'ble court of Special Judge/Chief Judicial Magistrate, Namakkal and copies were sent to the officers concerned.


(GV.Kirishnaa Raajah)
Deputy Superintendent of Police,
Vigilance and Anti-Corruption,
Namakkal.