

FIRST INFORMATION REPORT

TAMIL NADU POLICE

INTEGRATED INVESTIGATION FORM-I

முதல் தகவல் அறிக்கை

(Under Section 154 Cr.P.C.)

(கு.ந.வி.தொ.பிரிவு 154 இன் கீழ்)

8073032

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02/2012/AC/CE

1. District : கோவை
மாவட்டம்

PS: V.S.A.C, Cbe
காவல்நிலையம்

Year: 2012
ஆண்டு

FIR No.:
மு.த.அ. எண்

Date: 6.6.12
நாள்

2. (i) Act சட்டம்: IPC

Sections பிரிவுகள்: 120(B), 167, 407, 468, 477A

(ii) Act சட்டம்:

Sections பிரிவுகள்: and 109 I.P.C

(iii) Act சட்டம்: Prevention of Corruption Act 1988

Sections பிரிவுகள்: 13(2) & 13(1)(c) & d of PC Act 1988

(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் :

3. (a) Occurrence of Offence Day :

Date from :

Date to :

குற்ற நிகழ்வு நாள் : During the year 2014

நாள் முதல்

நாள் வரை

Time Period :

Time from :

Time to :

நேர அளவு

நேரம் முதல்

நேரம் வரை

(b) Information Received at PS. Date :

காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் : 6.6.12

Time : 17.00 hrs

(c) General Diary Reference : Entry No(s)

பொது நாட்குறிப்பில் பதிவு விவரம் எண் : 6.6.12

Time : 17.00 hrs

4. Type of Information : Written/ Oral :

தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக

5. Place of Occurrence (a) Direction and Distance from PS:

குற்ற நிகழ்விடம் (அ) காவல்நிலையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும்

In and around Coimbatore district

Beat Number :

(b) Address :

முறைக் காவல் எண்

முகவரி

(c) In case outside limit of this Police Station, then the Name of P.S :

District :

இக்காவல் நிலைய எல்லைக்கப்பால் நடந்து இருக்குமாயின், அந்நிலையில் அந்த கா.நி.பெயர் மாவட்டம்

6. Complainant /Informant (a) Name : M. Karagasabapathy

(b) Father's/ Husband's Name :

குற்றமுறையிட்டாளர்/ தகவல் தந்தவர் பெயர்

தந்தை / கணவர் பெயர்

(c) Date / Year of Birth :

நாள் / பிறந்த ஆண்டு : 1971

(d) Nationality :

நாட்டினம்

Indian

(e) Passport No. :

வேளிநாட்டு கடவுச்சீட்டு எண்

Date of Issue :

வழங்கப்பட்ட நாள்

Place of Issue :

வழங்கப்பட்ட இடம்

(f) Occupation :

தொழில்

(g) Address :

முகவரி

Inspector of Police
vigilance and Anti-corruption
Coimbatore

7. Details of Known/Suspected/Unknown accused with full particulars. (Attach separate sheet if necessary)

தெரிந்த / ஐயப்பாட்டிற்குரிய / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள்

(தேவையெனில் தனித்தாள் இணைக்கவும்)

- (1) Tr. K. Sekar age 55/12, formerly Forestry Extension Officer (Assistant Conservator of Forests) Forestry Extension Division Namakkal, Coimbatore
(2) Tr. V. A. Murugesan age 63/18 S/O Mysammy, Forest ranger (Retd) Forest ranger on contract, Forestry extension division, Coimbatore.

8. Reasons for delay in reporting by the complainant / Informant

குற்றமுறையிட்டாளர் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்

A Detailed enquiry was conducted and the results of this case is registered.

* GCP-240-34(Type-2) 90,000 Cps.-21.3.16(HCL-12)

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 என் ஏதேனும் இருந்தால்
12. FIR Contents (Attach separate sheet, if required) :
முதல் தகவல் அறிக்கையின் சுருக்கம். (தேவையெனில் தனித்தாளில் இணைக்கவும்)

Attached with separate sheets

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 M. Kanagasabaythy Rank Inspector to take up the investigation / Refused Investigation / transferred to PS VRBC, CoE 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

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

Name: பெயர் M. Kanagasabaythy
Rank: நிலை Inspector No. எண் VRBC, Coimbatore

6.6.18

Attachment to column No.12 of First Information Report in Coimbatore V&AC Cr.No.08/2018/AC/CB, u/s 120(B), 167, 409, 420, 468, 477 (A),109 IPC and 13(2) r/w 13(1) (c) & (d) of Prevention of Corruption Act 1988.

A-1 Tr.K.Sekar, age 55/2018, S/o. R.V.Kannan, formerly Forestry Extension Officer (Assistant Conservator of Forests), Forestry Extension Division, Namakkal District i/c Coimbatore for, the period from 27.05.2014 to 19.12.2014 and he is a public servant as defined under section 2 (C) of Prevention of Corruption Act 1988.

A-2 Tr.V.A.Murugesan, age 63/2018, S/o. Ayyasamy, Forest Ranger Retired, now Forest Ranger on Contract basis forestry extension Division, Coimbatore and he is a public servant as defined under section 2 (C) of Prevention of Corruption Act 1988.

A-3 Tr.D.Ganesan, age 59/2018, S/o. Dhandapani, Forest Contractor, D.No. 2/172, Thombilipalayam, Mathvarayapuram, Siruvani via, Coimbatore District is a private individual.

A Detailed Enquiry was made into the following allegation against the above officials and the enquiry disclosed the information for suspicion of commission of cognizable offence and to appreciate the information, a brief account of the project in which the allegation arose, so as to under the allegation in proper perspective, is as follows;-

The Tamil Nadu Forest Department has been implementing the scheme by name "Tamil Nadu Bio Diversity Conservation Greening Project" (TBGP) with assistance of Japan International Co-operation Agency (JICA) for a period of 8 years from the year 2011-12 to 2018-2019 vide G.O.(Ms) No.189 Environment and Forests Department dated: 20.12.2011. Fund is being released every year out of Rs.686.28 crores based on the approval of high level committee of the project.

Tree Cultivation in private land (TCPL) is one among the component of TBGP. This component involves two stages, one is raising nursery and another one is planting the seedlings of short and long rotation plant species.

The Government implements the project and the cost of the project is borne through forest department. As per the government norms Rs.11.95 and Rs.19.80 are being provided for rising of nursery and for planting respectively. Forest Extension Division has to carryout nursery and planting of seedlings at the land of respective farmers.

Project Management consultants will be engaged as envisaged in the minutes of discussion (M.O.D) and G.O (Ms) No.190 Environment and Forests Department, dated 20.12.2011, annexed with an operational Manual for the Project Management Unit of TBGP for assisting in the smooth implementation of the project in the field under the supervision and control of the Project Management Unit (P.M.U).

The project Management Unit (P.M.U) which is registered society, will implement this project all over the state. The Forest divisions, Wild life and other units will be designated as divisional Management Units (D.M.U) Forestry Extension Division in each and every district functions as one of the DMU's for the purpose of implementing this project. Forestry Extension officer is the officer incharge of forestry Extension Division. The forest ranges implementing this project will be designated as Field Management Unit (F.M.U). The PMU is guided by the high Level Committee (H.L.E.C) headed by the chief Secretary to Government and the Governing body headed by the Principle Chief Conservator on all financial and policy issues. The operational Manual will govern the financial transactions, accounting and auditing. The project funds will be operated through bank accounts. Apart from the provisions in the manual the DMU and FMUs follow the departmental procedure.

Nursery work is being raised in Forest Extension Centres under the control of Forestry Extension Office in every district and also in private lands on agreement basis. Generally, nursery work (sowing) is carried out during the period between January and March of the every year.

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Nursery is being maintained between the months of April and August. Plantation work is carried out between August and December. After getting sufficient growth, the plant seedlings are distributed to the farmers based on the requirements which have been ascertained during the awareness program conducted. At the time of the distribution of plant seedlings a consent letter from farmer, copy of patta and photographs are obtained by the officers of FEO. After obtaining sufficient growth of nursery plants, the forest Ranger or Technical Assistant will prepare an estimate for the expenses towards the planting of particular numbers of plant seedlings in a particular Cluster.

If the post of Ranger is vacant, Technical Assistant will do the above work. Rates of all components of works will be calculated as per the forest rates of schedule except transportation during the preparation of estimate. For transportation, quotations have to be obtained from the vehicle owners and the lowest quotation will be approved by the FEO. Based on the above estimate and quotation, FEO will pass Divisional Sanction Order (DSO). An agreement will be made between in the forest Divisional Office or District Forest Office. Some times they are identified as petty contractors by the Rangers or FEO even though they did not register in the above said offices. Then, the above work will be entrusted to them according to the agreement. The petty contractors will carry out the above plantation work including transportation of plant seedlings, unloading and carrying them to farmers place of distribution, marking and digging 45 cm³ pits planting the seedlings and manuring the plants. The FEO who is holding additional charge of Ranger will inspect all the places of planting and will confirm the correctness and completion of planting work, then he will instruct the concerned Rangers/Technical Assistants to prepare vouchers after getting sub vouchers according to the DSO. As per the manual of operation, the FEO has to give account payee cheques to the petty contractors. After completion of the above transaction, Technical Assistant has to give completion report as the works enumerated in the DSO got completed. All the above plantation works will be assisted by Foresters and Plot Watchers.

Generally, an amount which is credited in the account of FEO's will be transferred to the account of concerned Rangers. The Ranger will draw the amounts through cheques and then distribute the cash to petty contractors after getting proper vouchers. If the post of Ranger is vacant, the FEO will issue the amount to the petty contractors through cheques. He will get proper voucher and will file it. But currently, cash is being issued to the petty contractors by withdrawing amount by FEO's through self cheques.

During the course of collection of information, the following allegation against the accused mentioned above has come to light.

In the implementation of Tree Cultivation in Private Land (TCPL) scheme the Tamil Nadu Government have proposed to plant 1,70,000 plant seedlings like Teak, Neem, Sliver Oak and Alianthus to 286 farmer from the cluster villages like Thondamuthur, Annur, Chinna Thadagam, Maruthur, Kariampalayam, Dharapuram, Kunnathur, Mettupalayam, Perianayakanpalayam Perur, Sirumugai, Kundadam, Pichanur and Mullipuram for the planting in the year 2014-15. An amount of Rs.33,66,000/- has been allotted for plantation of 1,70,000 seedlings at the rate of Rs. 19.80/- per seedlings.

The A-1 Tr.K.Sekar, FEO, Namakkal was holding additional charge of Forestry Extension Officer, Coimbatore from 27.05.2014 to 19.12.2014 to implement the above scheme since the post was vacant.

The accused A-2 Tr.V.A.Murugesan was a retired ranger and was reappointed under contract basis as Ranger for the scheme and assisted A-1 in raising nursery and plantation with respect to Pichanur cluster villages.

A-3 has registered himself as a forest contractor in the forest divisional office Coimbatore was given the work of raising nursery and plantation for the implementation of the above project.

As the allegation is raised in the implementation of the afore mentioned project a detailed enquiry was conducted for ascertaining the facts.

The detailed enquiry reveals that the A1 to A3 hatched a criminal conspiracy to misappropriate the funds allotted for the above project.

In furtherance of above common design and to misappropriate the public fund A1 to A3 prepared 12 vouchers as if 1,70,000 seedlings were taken from the nursery to the beneficiaries land through hired private vehicle, unloaded, aligning, marking, digging 45 CM3 pits, distributed the seedlings by head loads.

A-1 to A-3 allegedly fabricated the false records as if the above seedlings were planted in the beneficiaries lands during August to December 2014 by A-3 for which A-2 prepared vouchers with incorrect statements and the same were passed by A1. A-1 and A-2 abusing their official position and issued cheques in favor of A-3 and the same was encashed by A-3.

A detailed enquiry was conducted related to the allegation of misappropriation of the amount allotted to the plantation of 55,000 seedlings in Pichanur cluster villages alone wherein it is revealed that the following 4 vouchers have been fabricated by A1 to A3 in order to misappropriate the amount.

i) Voucher number 7/Aug/2014 was prepared by A-2 as if totally 30000 seedlings were planted on 28.08.2014 in the fields of beneficiaries of Pichanur cluster villages by A-3, for which A-3 had spent Rs.4,90,393/-. After deducting tax Rs.484852 was given to A-3 through cheque No. 165627 dated 28.08.2014.

ii) Voucher number 5/October/2014 was prepared by A-2 as if totally 25000 seedlings were planted on 11.10.2014 in the fields of beneficiaries of Pichanur cluster villages by A-3, for which A-3 had spent Rs.4,04,573/-. After deducting tax Rs.400486 was given to A-3 through cheque No. 165645 dated 11.10.2014.

iii) Voucher number 15/November/2014 was prepared as if the left out work had been done on 26.11.2014 during the plantation of 30000 seedlings by A-3,

for which A-3 had spent Rs.1,03,607/-. After deducting tax Rs.1,02,571 was given to A-3 through cheque No. 242107 dated 26.11.2014.

iv) Another voucher number 16/November/2014 was prepared as if the left out work had been done on 26.11.2014 during the plantation of 25000 seedlings by A-3, for which A-3 had spent Rs.86,338/-. After deducting tax Rs.85,475 was given to A-3 through cheque No. 242107 dated 26.11.2014.

The above vouchers were intentionally fabricated by A-2 and passed by A-1 on the respective dates. All the above cheques were encashed by A-3 to the tune of Rs. 10,77,471/-. A1 to A3 falsely accounted as if the total amount of Rs. 10,77,471/- were spent towards plantation of 55000 seedlings. Infact the works for the above 4 vouchers were not carried out by A3.

The detailed Enquiry revealed that A-1 to A-3 colluded with each other and in furtherance of common design of criminal conspiracy, they fraudulently obtained the consent letters from the beneficiaries at a latter stage as if the transporting of saplings, unloading, aligning, marking, digging 45 CM3 pits, and distribution of seedlings by head loads works were carried out by A-3 and A-2 fraudulently prepared the above 4 vouchers in order to misappropriate the entire amount and the same was passed by A-1 and finally A-1 and A-2 issued cheques in favour of A-3 and the same were encashed by A-3 and finally A-1 to A-3 misappropriated to the tune of Rs. 10,77,471/- relating to the implementation of the above project in respect of Pitchanur cluster villages alone. Likewise the A1 to A3 committed the same mode of misappropriation in the implementation of the above said project in the other villages of Coimbatore.

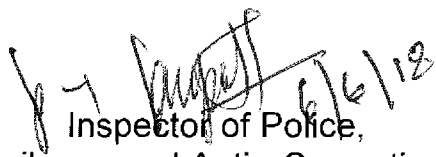
In pursuance of the above criminal conspiracy and in furtherance of common design A-1 to A-3 prepared beneficiaries list with some fictitious name and forged the signatures and made incorrect statement in the official records and falsified the accounts and issued the cheques in favour of A-3 for the works

actually carried out by some of the beneficiaries and thereby misappropriated the public fund allotted for the implementation of the above project.

Thus there is information that A-1 to A-3 misappropriated the public fund allotted for the implementation of the above scheme in Pichanur village and other villages mentioned supra and the information disclosed suspicion for commission of cognizable offence for registration of a case against accused A-1 to A-3 u/s 120(B), 167, 409, 420, 468, 477 (A), 109 IPC and 13(2) r/w 13(1) (c) & (d) of Prevention of Corruption Act 1988, from the Detailed Enquiry in the case of Pitchanur cluster village for the plantation of 55,000 saplings and remaining saplings for the other areas stated supra.

Hence, I am registering a case in Coimbatore, V&AC Cr.No. 08/2018/AC/CB, u/s 120(B), 167, 409, 420, 468, 477 (A) IPC and 13(2) r/w 13(1) (c) & (d) of Prevention of Corruption Act 1988 at 1700 hrs today (i.e) on 06.06.2018 against the accused 1) A-1 Tr.K.Sekar, formerly Forestry Extension Officer (Assistant Conservator of Forests), Forestry Extension Division, Namakkal District i/c Coimbatore. 2) A-2 Tr.V.A.Murugesan, Forest Ranger Retired, now Forest Ranger on Contract basis forestry extension Division, Coimbatore and u/s 120 (B), 167 r/w 109, 409 r/w 109, 420, 468 r/w 109, 477 (A) r/w 109 of IPC and 13(2) r/w 13(1) (c) & (d) of Prevention of Corruption Act 1988 r/w 109 IPC against A-3 Tr.D.Ganesan, Forest Contractor, D.No. 2/172, Thombilipalayam, Mathvarayapuram, Siruvani via, Coimbatore District.

The original FIR is submitted to the Hon'ble Special Judge, Special Court for cases under the Prevention of Corruption Act, Coimbatore and its copy is going to be submitted to the Superintendent of Police, Western Range, Vigilance and Anti Corruption, Chennai.


Inspector of Police,
Vigilance and Anti - Corruption.
Coimbatore.