

FIRST INFORMATION REPORT

முதல் தகவல் அறிக்கை

(Under Section 154 Cr.P.C.)

(கு.ந.வி.தொ.பிரிவு 154 இன் கீழ்)

TAMIL NADU POLICE
INTEGRATED INVESTIGATION FORM-I

C 8097200

1. District : **Madurai** PS: **V&Ae** Year: **2019** FIR No.: **4** Date: **21.2.2019**
மாவட்டம் காவல்நிலையம் ஆண்டு முதல. எண் நாள்
2. (i) Act சட்டம்: **IPC** Sections பிரிவுகள்: **120(b), 420, 467, 468,**
(ii) Act சட்டம்: **Prevention of Corruption** Sections பிரிவுகள்: **471 and 109 IPC**
(iii) Act சட்டம்: **Act 1988 as amended by** Sections பிரிவுகள்: **7 and 8 of Prevention**
PC (Amendment) Act 2018 of corruption Act 1988 as amended
(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும்: **by PC (Amendment) Act 2018**
3. (a) Occurrence of Offence Day : Date from : Date to : **During the year 2015.**
குற்ற நிகழ்வு நாள் நாள் முதல் நாள் வரை
Time Period : Time from : Time to :
நேர அளவு நேரம் முதல் நேரம் வரை
(b) Information Received at PS. Date : **21.2.19** Time :
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் நேரம்
(c) General Diary Reference : Entry No(s) **21.2.19** Time : **17.00 hrs.**
பொது நாட்குறிப்பில் பதிவு விவரம் எண் நேரம்
4. Type of Information : Written/ Oral : **written**
தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக
5. Place of Occurrence (a) Direction and Distance from PS:
குற்ற நிகழ்விடம் (அ) காவல்நிலையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும் **1 km East-**
Beat Number : (b) Address : **Office of the Regional Transport Officer**
முறைக் காவல் எண் முகவரி **Madurai Central, Madurai**
- (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 : **Fr. A. Ambrose Jayaraj** Father's/ Husband's Name : **Fr. Antony**
குற்றமுறையிட்டாளர்/ தகவல் தந்தவர் பெயர் தந்தை / கணவர் பெயர்
(c) Date / Year of Birth : **53/19** (d) Nationality **Indian** (e) Passport No. :
நாள் / பிறந்த ஆண்டு நாட்டினம் வெளிநாட்டு கடவுச்சீட்டு எண்
Date of Issue : Place of Issue :
வழங்கப்பட்ட நாள் வழங்கப்பட்ட இடம்
(f) Occupation : **Inspector** (g) Address : **Vigilance and Anti-Corruption**
தொழில் **of Police** முகவரி **Madurai Detachment.**
7. Details of Known/Suspected/Unknown accused with full particulars. (Attach separate sheet if necessary)
தெரிந்த / ஐயப்பட்ட/தற்குறிய / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள் 1. Fr. J.K. Bastavan 54/18,
(தேவையெனில் தனித்தான் இணைக்கவும்) **Formerly Rto Madurai Central, Now Coimbatore West.**
2. Fr. Y. Munisamy 58/18, PA to Rto (Formerly 3. To N. Rajendran 51/18
Formerly Supt. Madurai Central Rto Office, 4. Fr. K. mani kandan 41/18,
S. Gopalimuthu, Alarappan Alapar, Madurai, 5. Fr. Jamal Nadeen 53/18,
S/o. Sheriff, Perumudi, 6. To K. Jayanthan 52/18. S/o. Karuppan Marudhan
8. Reasons for delay in reporting by the complainant / Informant : **7. Fr. R. Karthikeyan, 54/18, Palanganatham**
குற்றமுறையிட்டாளர் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம் **Madurai.**

Previously a DE in No. 94/2017 /TPT/mu was
conducted and hence no delay.

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 சுருக்கம். (தேவையெனில் தனித்தாளில் இணைக்கவும்)

Typed Contents in Page No. 3 to 7
Enclosed herewith

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 to the Police Station / Refused to take up the Investigation / Refused Investigation / transferred to PS. VS Ae, Madurai 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: A. Ambrose Jayaraja
Rank: நிலை: Inspector of Police
Vq Ae, Madurai

Sir Submitted,

<p><u>Accused</u></p> <p>A-1 Tr.J.K.Baskaran, Regional Transport Officer, Coimbatore (West) has holding the charge of Regional Transport Officer, Madurai (Central)</p> <p>A-2 Tr.V.Munisamy, Personal Assistant to RTO, O/o Regional Transport Office, Madurai (Central),</p> <p>A-3 Tr.N.Rajendran, Motor Vehicle Inspector (N.T), Bannari Check post, Erode District</p> <p>Private Individuals :</p> <p>A-4 Tr.K.Manikandan, s/o Kalimuthu, 11, Sundarar Street, Alagappan Nagar, Madurai, the Principal of Sri Ragavendra Vidhyalayam, Keela Vaidhyanatha puram, Madurai,</p> <p>A-5 Tr.Jamal Maideen, s/o Sheikdawood, 21, Ansari Nagar 6th Street, Mahaboopalayam, Madurai, the owner of Shajahan Driving School, 2/697, Airport Main Road, Perungudi, Madurai,</p> <p>A-6 Tr.K.Jayachandran, s/o N.Karupppiah, 14/5 Muthu Nagar, Villapuram, Avaniyapuram, Madurai, the owner of Jayalakshmi Driving School.</p> <p>A-7 Tr.R.Kasinathan, s/o Rasu Peyandi Thevar, No. 3 – 7th Street, Keelamuthupatty, Palanganatham, Madurai, the Manager of Parasakthi Driving School, 288, Vallanandhapuram Main Road, Avaniyapuram, Madurai</p>	<p>Based on credible information, it came to light that the marginally noted A-1 to A-3, the officials of Regional Transport Office, Madurai (Central), colluded with A-5 to A-7, the private individuals of driving school owners and issued 'Badges' to ineligible drivers by using the fake 8th Standard passed Transfer Certificates which were prepared and issued by A-4, the Principal of Sri Ragavendra Vidyalaya, Keela Vaidyanathapuram, Madurai for illegal gratification by abusing the official position and hence a Detailed Enquiry in DE 94/2017/TPT/MU was conducted against marginally noted accused officers and the Detailed Enquiry reveals the following facts. To bring into light compendiously and concisely the misdemeanors of A-1 Tr.J.K.Baskaran, Regional Transport Officer, Coimbatore (West) has holding the charge of Regional Transport Officer, Madurai (Central) during the period from 13.01.2014 to 23.03.2017 and as such A-1 is the Public Servant within the ambit and purview of Section 2 (c) of Prevention of Corruption Act, 1988.</p>
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Further, A-2 Tr.V.Munisamy, Personal Assistant to RTO, O/o Regional Transport Office, Madurai (Central) has holding the charge, during the period from 02.03.2015 to 30.04.2018 as such A-2 is the Public Servant within the ambit and purview of Section 2 (c) of Prevention of Corruption Act, 1988 (Not allowed to retirement on 30.04.2018).

Further, A-3 Tr.N.Rajendran, Motor Vehicle Inspector (N.T), Bannari Check post, Erode District, has holding the charge of Superintendent, B-3 Section, O/o Regional Transport Office, Madurai (Central) during the period from 06.02.2013 to 06.09.2016 and as such A-3 is the Public Servant within the ambit and purview of Section 2 (c) of Prevention of Corruption Act, 1988.

A-4 Tr.K.Manikandan, s/o Kalimuthu, 11, Sundarar Street, Alagappan Nagar, Madurai, the Principal of Sri Ragavendra Vidhyalayam, Keela Vaidhyanthapuram, Madurai is a private individual.

A-5 Tr.Jamal Maideen, s/o Sheikdawood, 21, Ansari Nagar 6th Street, Mahaboopalayam, Madurai, the owner of Shajahan Driving School, 2/697, Airport Main Road, Perungudi, Madurai is a private individual.

A-6 Tr.K.Jayachandran, s/o N.Karuppiyah, 14/5 Muthu Nagar, Villapuram, Avaniyapuram, Madurai, the owner of Jayalakshmi Driving School is a private individual.

A-7 Tr.R.Kasinathan, s/o Rasu Peyandi Thevar, No. 3 – 7th Street, Keelamuthupatty, Palanganatham, Madurai, the Manager of Parasakthi Driving School, 288, Vallanandhapuram Main Road, Avaniyapuram, Madurai is a private individual.

Further, the Detailed Enquiry reveals the facts that under the Rule 49 of Tamil Nadu Motor Vehicle Rules 1989, the Badge would be granted to an individual for the purpose to drive the Transport Vehicles (public utility vehicles) and the eligibility of the Applicants for Badge are as follows :

- Minimum age limit is 20 years.
- Minimum educational qualification is 8th Standard Pass.
- Minimum one year experience with driving license for Light Motor vehicles.
- Apply through a driving school in Form – 5, as a learning certificate.
- Rs.315/- to be paid as Badge Fee, Lamination Fee and Service Charge (Rs.200 + Rs.15 + Rs.100 respectively).

The Applicants should apply for Badge in prescribed Form L.T.V.A. (License for Transport Vehicle Application) through a driving school with attachments of Xerox copy of Education Certificate (T.C. and Mark Sheet), original driving license and paid fee Receipt for the amount of Rs.315/-. The filled in L.T.V.A. would be received in Tapal Section and the Junior Assistant will prepare a requisition to verify of genuineness of the Education Certificate in which enclosed with the Application and another requisition to concerned local Police Station, for verification of the conduct of the Applicant and the same will be approved by the Superintendent, PA to RTO and the R.T.O. Further, the requisitions would send to concerned Educational Institution and local Police Station for verification, respectively.

After getting the reply from the Institution and Police Station, the Junior Assistant would enclose the reply letters with concerned Application and then the Superintendent offered his remarks for issuing of Badge to the Applicant and forwards the same to PA to RTO for approval. Then PA to RTO send with his remarks to the RTO for approval and finally the RTO ordered to issue the Badge to the Applicant or reject, if any specific reasons.

Under these circumstances, during the year 2015, A-1 Tr.J.K.Baskaran, the competent authority of Madurai Central RTO office had issued the 'Badges' to 38 Applicants on the recommendation of A-2 Tr.V.Munisamy and A-3 Tr.N.Rajendran based on the fake 8th Standard passed Transfer Certificates issued by A-4 Tr.K.Manikandan, Principal, Sri Ragavendhra Vidyalaya, Keela Vaidhyanathapuram, Madurai who has been authorized by the National Institute of Open Schooling (NIOS).

In fact, the NIOS is an autonomous organization as per the order in Letter No. F3-11/2002-EGS-1, dated 11.12.2002 of the Joint Secretary to the Government of India, Ministry of Human Resource Development, Department of Elementary Education and Literacy, New Delhi, the Government of Tamil Nadu passed the G.O. (Ms) No. 45, dated 11.05.2004 of School Education (U-4) Department and granted permission to launch the Open Basic Education (OBE) Programme for non-school goers and drop outs below and above 14 years of age for child and adult learners under the Scheme of National Institute of Open Schooling.

The Vidya Bharati, Vellore, Tamil Nadu was authorized Accredited Agency of NIOS in the State of Tamil Nadu and permitted the students to studied in 3rd, 5th and

8th Classes in the centers run by Vidya Bharathi and having Transfer Certificate issued by above agency to join 4th, 6th and 9th classes in formal schools of Tamil Nadu. Vidya Barathi, Vellore, Tamil Nadu recognized to runs 3 Vidyalayas at Madurai in the names of Sri Periyancchi Vidyalaya, Sri Ragavendhra Vidyalaya, Sri Ram Vidyalaya and issued recognition orders in Code No. 181036, 181037, 181038 dated 27.08.2012 respectively to A-4 Tr.K.Manikandan under the Scheme of NIOS.

The aforesaid centers were authorized to admit the students during the month of June, further conduct the classes periodically and conduct the examination in the month of March, after conduct the examination, the answer sheets should be sent to Vidhyabarathi, Vellore for valuation. After the valuation, the marks would be converted in to Grade and the Mark List would be sent to the Director, NIOS, Noida, in turn the '*Achievement – cum – Transfer Certificate*' will be received from the Directorate of NIOS with a quality of University Certificate including the details of Serial No., Certificate No., A.A. Code.No., Enrolment No., Student's and Parent's name, Date of Birth, Grade scored in the subjects etc.,.

But, during the year 2015, A-4 Tr.K.Manikandan has admitted the students in Sri Ragavendhra Vidyalaya, Keela Vaidhyanathapuram, Madurai whom discontinued in 7th Standard or below and charged the fee amount of Rs.3,000/- from each student and he himself prepared the self-designed Transfer Certificate with Mark Sheet and issued / sold to to ineligible candidates those who were referred to him through the RTO officials of A-1 to A-3 and Private Driving School owners of A-5 to A-7 and thus all the accused have abetted each other and making arrangements to issue 'Badge' for the benefits of pecuniary advantages.

Moreover, A-1 to A-3 conspired with A-4 to A-7 and purposely failed to verify the genuineness of the Transfer Certificates and Mark Sheets furnished by the candidates after knowing well that the same were falsely created and in pursuance of criminal conspiracy and obtains bribery amount of Rs.9,000/- to 11,000/- from each candidates instead of collecting prescribed fee amount fixed by the Government.

In pursuance of the above said criminal conspiracy, A-1 to A-3 knowing that the applications received through A-5 to A-7 and the documents attached with the same are false documents and knowingly used the same as genuine and issued the above said Badge endorsement by obtaining pecuniary advantages without any public interest.

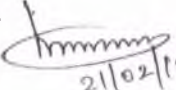
A-4 Tr.Manikandan being the Accredited Agency of NIOS, without conducting the classes and issued false Transfer Certificates with Mark Sheets which are designed on his own by receiving considerable amounts from those who have approached him and those who were sent by concerned RTO officials and private driving school owners.

A-5 to A-7, being the owners / in charge of the Driving Schools fraudulently use the false 8th pass Transfer Certificates with Mark Sheets which were issued by A-4 used the same as genuine by attaching the same along with the Applications for 'Badges' and A-1 to A-3, without verifying the genuineness of the Transfer Certificate and Mark Sheets, issued about 38 and more 'Badges' in the year 2015.

As such the Government have entrusted with an order for issuing 'Badges' to eligible candidates in a lawful manner, but the Accused A.1 to A.3 being the public servants colluded with private individuals A.4 to A.7 achieving the undue advantage in anticipation and in consequence of obtaining illegal pecuniary gain has created the false and forged records in pursuance of created the false and forged records as genuine and made falsification of documents and A.4 to A.7 abets to do the illegal acts and thereby committed offences including criminal misconduct and as the above information discloses cognizable offences under sections 120(b), 420, 467, 468, 471 and 109 of IPC and 7 and 8 of the Prevention of Corruption (Amendment) Act,2018, the registration of FIR is necessary to investigate and unearth further facts.

Hence, I A.Ambrose Jayaraja, Inspector of Police, V & AC, Madurai registered a case in Madurai V&AC, Cr. No. 4 /2019 u/s 120(b), 420, 467, 468, 471 and 109 of IPC and 7 and 8 of the Prevention of Corruption (Amendment) Act,2018, 21.02.2019 at 17.00 hrs against the marginally noted accused.

The original FIR is submitted to the Hon'ble Special Judge, For Trial of Cases under Prevention of Corruption Act, Madurai and copies were sent to the officers concerned.


21/02/19
(A-AMBROSE JAYARAJA)
Inspector / V&AC / Madurai