

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)

C 8066909

1. District: **Nilgiris** PS: **V4-AC** Year: **2019** FIR No.: **11/2019** Date: **15-11-2019**  
மாவட்டம்: காவல்நிலையம் ஆண்டு: மு.த.அ. எண்: நாள்

(I) Act சட்டம்: **Prevention of Corruption Act 1988** Sections பிரிவுகள்: **13(2) r/w 13(1)(2)**  
(II) Act சட்டம்: **Indian Penal Code** Sections பிரிவுகள்: **109**  
(III) Act சட்டம்: Sections பிரிவுகள்:

(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் :  
3. (a) Occurrence of Offence Day : Date from : **01-04-2008** Date to : **31-08-2013**  
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 : Time :  
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் நேரம்  
(c) General Diary Reference : Entry No(s) Time : **14.00 hrs**  
பொது நாட்குறிப்பில் பதிவு விவரம் எண் **15-11-2019** நேரம்

4. Type of Information : Written/ Oral : **Written (Information Gathered)**  
தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக  
5. Place of Occurrence (a) Direction and Distance from PS: **About 1 km North West**  
குற்ற நிகழ்விடம் (அ) காவல்நிலையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும்  
Bent 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 எல்லைக்கட்பால் நடந்து இருக்குமாயின், அந்நிலையில் அந்த கா.நி.பெயர் மாவட்டம்

6. Complainant / Informant (a) Name : **C. Dharmasamy** (b) Father's/ Husband's Name : **Tr. Chinnaseemy**  
குற்றமுறையிட்டாளர்/ தகவல் தந்தவர் பெயர் தந்தை / கணவர் பெயர்  
(c) Date / Year of Birth : **03-05-1968** (d) Nationality : **Indian** (e) Passport No. :  
நாள் / பிறந்த ஆண்டு நாட்டினம் வெளிநாட்டு கட்டவுச்சீட்டு எண்

Date of Issue : Place of Issue :  
வழங்கப்பட்ட நாள் வழங்கப்பட்ட இடம்  
(f) Occupation : (g) Address : **Vijaya and Anti-Corruption, Tiruppur Detachment 1/2 The Nilgiris District**  
தொழில்: முகவரி

7. Details of Known/Suspected/Unknown accused with full particulars. (Attach separate sheet if necessary)  
தெரிந்த / ஐயப்பட்டிருந்த / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள்  
(தேவையெனில் தனித்தாள் இணைக்கவும்)  
**1) Tr. K. Rathinavel, Assistant Executive Engineer, P.W.D., formerly at Udumalpet, now at Coimbatore.**  
**2) Tr. R. Shanmugam, W/O Tr. K. Rathinavel.**

8. Reasons for delay in reporting by the complainant / Informant:  
குற்றமுறையிட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்  
**Permission obtained from DVAC, Chennai,**

9. Particulars of properties stolen / involved (Attach separate sheet if necessary)  
கனவாடப்பட்ட / களவிற்குள்ளான சொத்துக்களின் விலரம் (தேவையெனில் தனித் தாளில் இணைக்கவும்)

Disproportionate Assets Case.

10. Total value of properties stolen / involved :  
கனவாடப்பட்ட / 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)

Does not arise

Separate sheet enclosed

13. Action taken : Since the above report reveals commission of offence(s) as mentioned at item No.2 registered the case and took up the investigation / directed ~~Not. Cease~~ 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.

முதல. 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 இரகைப் பதிவு

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

15. Date & Time of despatch to the court: 15-11-2019  
நீதிமன்றத்திற்கு அனுப்பப்பட்ட நாளும், நேரமும்

Name: பெயர் C. BHATECHINAMOORTHY  
Rank: நிலை ..... No. எண் .....  
DEPUTY SUPDT. OF POLICE,  
VIGILANCE & ANTI-CORRUPTION  
TIRUPPUR DETACHMENT,  
1/2 THE NILGIRIS DETACHMENT.

**Continuation of the F.I.R. in the Nilgiris District Vigilance and Anti-Corruption Cr.No.11/2019/AC/NI.**

It is submitted that, a confidential enquiry was conducted against Tr.K.Rathinavel, formerly Assistant Executive Engineer, PWD, Udthagamandalam now AEE, PWD, Coimbatore. He is a Public Servant under the purview of Section 2(c) of Prevention of Corruption Act 1988 during the period of occurrence. He joined into Public Works Department as Assistant Engineer on the year 2000. He was promoted as Assistant Executive Engineer on 12.09.2015. He was working as Assistant Engineer at O/o the Executive Engineer Buildings (construction) Division-III, Co-operative Department, Coimbatore from 05.06.2000 to 31.08.2003. Then he worked as Assistant Engineer at the O/o the Assistant Executive Engineer, Buildings (Construction) Sub Division, Ooty from 20.10.2003 to 13.07.2005. Then he worked as Assistant Engineer, Buildings (C & M) Town Section, Ooty from 13.07.2005 to 17.11.2014. Then he was promoted as Assistant Executive Engineer on 12.09.2015 and worked at the O/o the Buildings (C & M) Sub Division, Coonoor from 12.09.2015 to 29.05.2018. Then he worked as Assistant Executive Engineer at Ooty from 29.05.2018 to 15.02.2019. Now he is working

*K. K. K. K.*  
15/02/19

as Assistant Executive Engineer at Coimbatore from 15.02.2019 to till date.

2) Tr.K.Rathinavel is doing money lending business and real estate business in and around Udthagamandalam, the Nilgiris District. His wife, A2 Tmt.R.Shanthi Rathinavel is a house wife. They have two daughters by name Aswitha and Anirutha. Both of them are school going children. His wife and his two daughters have no independent sources of income. They are living together and depending upon the accused, A1.

3) On the basis of credible information, A1 by adopting corrupt and illegal means acquired properties in his name and his wife, A2 Tmt.R.Shanthi Rathinavel. He had accumulated maximum assets during the period from 01.04.2008 to 31.08.2013 and hence, the check period is taken from 01.04.2008 to 31.08.2013 for calculating disproportionate assets acquired by him. During the check period between 01.04.2008 to 31.08.2013 the accused Tr.K.Rathinavel (A1) had acquired assets through pecuniary resources in his name and his wife, A2 Tmt.R.Shanthi's name who has no independent sources of income.

4) The accused, A1 Tr.K.Rathinavel and his wife A2 are having the asset for the value of Rs. 9,92,000/- as on 01.04.2008 i.e., at the

*[Handwritten Signature]*  
15/11/19

beginning of the check period (Statement-I). The accused, A1 Tr.K.Rathinavel acquired assets in the name of himself and his wife Tmt.R.Shanthi Rathinavel for the value of Rs.1,41,25,684/- as on 31.08.2013 i.e., at the end of the check period (Statement –II).

5) During the check period i.e., from 01.04.2008 to 31.08.2013, the accused A1 Tr.K.Rathinavel and his family members earned income of Rs.24,74,440/- from his salary and other lawful sources (Statement-III). And the accused A1 Tr.K.Rathinavel and his family members incurred the expenses during the check period was Rs.18,05,555/-(Statement-IV).

6) Hence, asset acquired by the accused A1 Tr.K.Rathinavel in his name and in the name of his wife A2 Tmt.R.Shanthi Rathinavel during the check period was Rs.1,31,33,684/- i.e. Rs.1,41,25,684/- – Rs.9,92,000/-. (Statement –V)

7) Likely savings of the accused A1 Tr.K.Rathinavel and his family members during the check period was Rs.6,68,885/- i.e. Rs.24,74,440/- – Rs.18,05,555/-. (Statement-VI).

8) Hence, the accused A1 Tr.K.Rathinavel acquired disproportionate assets in the name of himself and his wife was Rs.1,24,64,799/- {Statement V (Rs.1,31,33,684/-) – Statement–VI

*K. Sathya Narayanan*  
K. Sathya

(Rs.6,68,885) } during the check period between 01.04.2008 and 31.08.2013.

Percentage of disproportionate asset =  $\frac{1,24,64,799}{24,74,440} \times 100 = 504\%$ .

9) A1 used to purchase the land in the name of his wife A2 Tmt.Shanthi Rathinavel and develop it into house sites. It is an information that, A1 had purchased land from M/s.Vibina estates and their sister companies for the actual market value of Rs.12 Crores during the year 2011 to 2013 and promoted as house sites and sold during the year 2014 to 2016.

10) The above information discloses commission of cognizable offences of criminal misconduct committed by public servant punishable u/s 13(2) r/w 13(1) (e) of Prevention of Corruption Act, 1988.

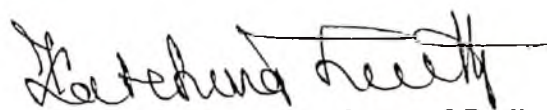
11) A1 being public servant, by holding various posts during the check period, committed the offences punishable under section 13(2) r/w 13(1) (e) of Prevention of Act, 1988. A2 being wife of A1, abetted and persuaded in commission of offence of criminal misconduct.

12) Thus there are prima facie material available for taking investigation against A1 for the commission of offences punishable u/s 13 (2) r/w 13 (1) (e) of Prevention of Corruption Act, 1988. A2 had

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10/11/19

committed offences punishable u/s 109 of IPC r/w 13 (2) r/w 13 (1) (e) of Prevention of Corruption Act, 1988. Hence, Today 15.11.2019 at 14.00 hrs, I am registering a case in Nilgiris detachment Crime No.11/2019/AC/NI, u/s 13 (2) r/w 13 (1) (e) of Prevention of Corruption Act, 1988 against A1 K.Rathinavel and u/s 109 IPC r/w 13 (2) r/w 13 (1) (e) of Prevention of Corruption Act, 1988 against A2 Tmt.R.Shanthi Rathinavel for the aforesaid offences.

13) The original FIR is submitted to the Court of Assistant Sessions cum Special Judge for cases under the Prevention of Corruption Act 1988 and a copy of it is being sent to the Superintendent of Police, Western Range, Vigilance and Anti-Corruption, Chennai for issuing authorization u/s 17 & 18 of the Prevention of Corruption Act, 1988 to take up investigation in this case.

  
**Deputy Superintendent of Police,  
Vigilance and Anti-Corruption,  
Tiruppur Detachment,  
i/c The Nilgiris Detachment.**

15-11-2019.