

FIRST INFORMATION REPORT

TAMIL NADU POLICE
INTEGRATED INVESTIGATION FORM I

முதல் தகவல் அறிக்கை
(Under Section 154 Cr.P.C.)
(குற.வி.தொ.பிரிவு 154 இல் கீழ்)

8075201

1. District : Salem. PS: Vigilance and Anti Corruption. Year: 2014 FIR No.: 3/AC/2020 Date: 12.10.2020
மாவட்டம் காவல்துறையம் ஆண்டு மு.த.அ. எண் நாள்
2. (i) Act சட்டம்: Prevention of Corruption Act 1988, Sections பிரிவுகள்: 13 (உ) & 13 (1) (C) and (d)
(ii) Act சட்டம்: } IPC, Sections பிரிவுகள்: 180-B, 167, 409, 420,
(iii) Act சட்டம்: } Sections பிரிவுகள்: 467, 468, 471, 474,
(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும்: 477-A IPC & 109 IPC
3. (a) Occurrence of Offence Day : Date from : 2013 Date to : 2014
குற்ற நிகழ்வு நாள் நாள் முதல் நாள் வரை
Time Period : Time from : 10.00 hrs. Time to : 15.00 hrs.
நேர அளவு நேரம் முதல் நேரம் வரை
- (b) Information Received at PS. Date : 21.09.2020 Time : 10.00 hrs.
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் நேரம்
- (c) General Diary Reference : Entry No(s) 12.10.2020 Time : 15.00 hrs.
பொது நாட்குறிப்பில் பதிவு விவரம் என் நேரம்
4. Type of Information : Written/ Oral : Suo-motto
தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக
5. Place of Occurrence (a) Direction and Distance from PS: about 2 km South.
குற்ற நிகழ்விடம் (அ) காவல்துறையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும்
Beat Number : - (b) Address : Govt. Mohan Kumar Mangalam Medical College Hospital (Gmkmch) Salem.
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 : P. Thangamani (b) Father's/ Husband's Name: D/o. K. Ponnusamy
குற்றமுறையிட்டாளர் / தகவல் தந்தவர் பெயர் தந்தை / கணவர் பெயர்
(c) Date / Year of Birth : (d) Nationality : Indian (e) Passport No. : -
நாள் / பிறந்த ஆண்டு நாட்டினம் வெளிநாட்டு கடிவுச்சீட்டு எண்
Date of Issue : Place of Issue : -
வழங்கப்பட்ட நாள் வழங்கப்பட்ட இடம்
(f) Occupation : Inspector of Police (g) Address : Vigilance and Anti Corruption, Salem.
தொழில் 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)
A separate sheet enclosed.
8. Reasons for delay in reporting by the complainant / Informant:
குற்றமுறையிட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்
On receipt of information, a Confidential Enquiry was conducted and thereafter this case is registered.

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)

A separate sheet is attached.

13. Action taken : Since the above report reveals commission of offence(s) u/s as mentioned in item No.2 registered the case and took up the investigation / directed P. K. Ramesh Rank Inspector 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 Sumantho

Signature of the Officer incharge, Police Station
காவல் நிலைய பொறுப்பு அதிகாரியின் ஒப்பம்

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

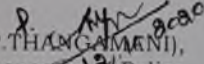
12.10.2020
17.00 hrs.

Name: பெயர் P. Thangamani
Rank: நிலை Inspector of Police
Vigilance and Anti Corruption,
Salem.

**ATTACHMENT TO COLUMN NO.7 OF FIRST INFORMATION REPORT IN
VIGILANCE AND ANTI CORRUPTION, SALEM DETACHMENT CRIME
NO.03/AC/2020**

DETAILS OF ACCUSED (S) :

- 1 Dr.A.Karthikeyan (A-1), Formerly Dean, Govt. Mohan Kumaramangalam Medical College Hospital Salem (Retired on 31.08.2015).
- 2 Tr.J.Elangovan (A-2), Formerly Administrative Officer, Govt. Mohan Kumaramangalam Medical College Hospital, Salem. (Retired on 31.05.2016).
- 3 Tr.N.Dhandapani (A-3), Office Superintendent (Stores), Formerly Govt. Mohan Kumaramangalam Medical College Hospital, Salem, now Govt. Mohan Kumaramangalam Medical College, Salem.
- 4 Tr.R.Ashok Raj (A-4), Formerly Assistant, O/o the Superintendent (Stores), Govt. Mohan Kumaramangalam Medical College Hospital, Salem. (Expired on 20.07.2019).
- 5 Tmt.G.Meenatchi (A-5), Proprietor, M/s.Sooriya Pharma, D.No.195/1, 3rd Floor, Navalar Ncdunchezhiyan Salai, Shevapet, Salem-2. (Private Individual)


(P.THANGAMANI),
Inspector of Police,
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(P.THANGAMANI),
Inspector of Police,
Vigilance and Anti-Corruption,
Salem.

ATTACHMENT TO COLUMN NO.12 OF THE FIRST INFORMATION REPORT
IN VIGILANCE AND ANTI-CORRUPTION, SALEM DETACHMENT
CRIME NO.3/AC/2020

The accused A-1 Dr.A.Karthikeyan noted in the margin was employed as Dean, Government Mohan Kumaramangalam Medical College Hospital, Salem during the relevant period from 21.06.2013 to 12.01.2014 and retired from service on superannuation on 31.08.2015.

The accused A-2 Tr.J.Elangovan noted in the margin was employed as Administrative Officer, Government Mohan Kumaramangalam Medical College Hospital, Salem during the relevant period from 01.05.2013 to 09.02.2014 and he was transferred and posted to Tamil Nadu Government Multi Super Specialty Hospital, Chennai and retired from service on superannuation on 31.05.2016.

The accused A-3 Tr.N.Dhandapani noted in the margin was employed as Office Superintendent, Stores in Govt. Mohan Kumaramangalam Medical College Hospital, Salem during the relevant period from 10.12.2012 to 22.01.2015 and now employed at Govt. Mohan Kumaramangalam Medical College, Kollapatty, Salem.

The accused A-4 Tr.R.Ashok Raj noted in the margin was employed as Assistant in the O/o the Office Superintendent, Stores in Govt. Mohan Kumaramangalam Medical College Hospital, Salem during the relevant period from 24.07.2006 to 31.07.2014 and he was **expired on 20.07.2019**.

The accused A-1 to A-4 are public servants as defined u/s 2 (c) of the Prevention of Corruption Act, 1988.

A-5 Tmt.G.Meenatchi W/o.Ganasekaran Proprietor, M/s.Soorya Pharma, D.No.195/1, 3rd Floor, Navalar Nedunchezhiyan Salai, Shevapet, Salem-2 and

also M/s Abi Industries, No.3/175, Sanyasigundu, Salem-15, is a Private Individual.

As per the Tami Nadu Transparency in Tenders Act, 1988 in the Public / Government Department, no procurement shall be made without tender and while approving the tender, the present prevailing market value is to be considered and the lowest tender will be accepted after confirming that the tenderer was not banned by any of the procuring entity.

It is found that, accused A-1 to A-4 who are the authorized authorities to procure / purchase the equipments for the Government Mohan Kumaramangalam Medical College Hospital (GMKMCH), Salem before ever advertising tender, they have to obtain NOC from Tamil Nadu Medical Service Corporation Ltd., (TNMSC) Chennai. Thereafter sealed tenders will be called and received within the prescribed time, opened and to scrutinize the genuineness of the Firm and prepare the comparative statement of the tenderers, select L-1 and issue the supply orders for the purchase of the required equipments to the hospital.

It is further found that in Tender File No.10078/S-1/2013, one operation theatre table with all accessories were purchased during the year 2013-2014 for a sum of Rs.9,50,250/- and the same was supplied to the Department of Anesthesiology, GMKMCH, Salem on 23.10.2013. It is further ascertained that it was purchased from one M/s Soorya Pharma, No.28/1 Udayappa Chetty Colony, Salem-7. The file discloses that M/s Soorya Pharma, M/s Meenakshi Agencies and M/s Karpagesh Pharma gave quotation by remitting the EMD amount and M/s Soorya Pharma quoted Rs.4,40,000/-; M/s Meenakshi Agencies quoted Rs.4,45,000/- and M/s Karpagesh Pharma quoted Rs.4,50,000/- for the supply of the above said equipment.

It is further found that the accused A-1 to A-4 abetted with each other, created false records in the name of 1) M/s Lizza International, Tiruchy, 2) M/s

Karpagesh Pharma, Thanjavur and 3) M/s Archer Health Care, Thanjavur and further ascertained that there is no tender notice was sent to them and M/s Karpagesh Pharma denied the payment of Rs.1,080/- and EMD amount of Rs.5,000/-. After receiving the tenders from the above said three firms and opened on 27.09.2013 and countersigned by A-1 in the presence of A-2 and A-3 and it was handed over to A-3 to prepare the comparative statement. A-3 further handed over the same to A-4 (since deceased) for preparation of comparative statement and accordingly A-4 (since deceased) prepared comparative statement and sent to A-1 through A-2 and A-3 for approval and A-1 approved in the note file and selected M/s Soorya Pharma, Salem (A-5) as L-1.

In pursuant to the approval, the supply order was issued to M/s Soorya Pharma, Salem on 01.10.2013 and the operation theatre table was purchased for Rs.4,88,250/- including 5% VAT and accessories were purchased for Rs.4,62,000/- including 5% VAT and in total Rs.9,50,250/- vide bill numbers 13-14/73 and 13-14/74 dated 22.10.2013 and the amount were sanctioned and proceedings were issued by A-1 in No.10078/S-1/2013 dated 24.10.2013 for settlement of both the bills and based on the proceedings, a Contingency Bill No.89/13-14 was submitted to the District Treasury, Salem and passed the bill amount Rs.9,50,250/- and the same was credited into the account of M/s Soorya Pharma, Salem through ECS.

It is further found that during the relevant period 2013-2014, the Operation Theatre Table with accessories were available in market for Rs.2,50,000/-. The accused A-1 to A-4 abetted with each other in order to misappropriate the government fund, created purchase order by quoting the higher amount than the market value and misappropriated a sum of Rs.7,00,250/- and shared the amount among themselves and they have caused wrongful loss to the GNKMCH, Salem and the government.

It is further found that, as per Tender File No.9836/S-1/2013 two Anesthesia Boyles Apparatus with all accessories (Model MK III Anesthesia Machine with Circle Absorber and Pneumatic Hypoxiaguard Plus Model GSE 7 Sevaflurane Vaporizer) were purchased from M/s Soorya Pharma, No.28/1, Udayappa Chetty Colony Salem-7 for a sum of Rs.4,60,950/- each totally Rs.9,21,900/- through tender during the year 2013-14 and the same were supplied to the department of Anesthesiology and Psychiatry of GMKMCH, Salem on 27.11.2013.

It is further found that after remitting the EMD amount, M/s Soorya Pharma gave quotation for Rs.4,39,000/-, M/S Meenakshi Agencies gave quotation for Rs.4,45,000/- and M/s Karpagesh Pharma gave quotation for Rs.4,50,000/-. The accused A-1 to A-4 abetted with each other, created false records in the name of 1) M/s Lizza International, Tiruchy, 2) M/s Karpagesh Pharma, Thanjavur and 3) M/s Archer Health Care, Thanjavur as if the tender notice were sent to them. It is further found that M/s Lizza International is a bogus company and M/s Karpagesh Pharma and M/s Archer Health Care are denied their participation in the tender and also the remittance of EMD amount.

It is further revealed that, the above said tenders was opened by A-1 on 25.09.2013 and it was countersigned by him in the presence of A-2 and A-3 and the same was handed over to A-3 for preparing the comparative statement. A-3 further handed over the same to A-4 (since deceased) for preparation of comparative statement and accordingly A-4 (since deceased) prepared comparative statement and sent to A-1 through A-2 and A-3 for approval. A-1 approved M/s Soorya Pharma (A-5) as L-1 for the supply of above said two anesthesia boyles apparatus with accessories for a sum of Rs.4,39,000/- and 5% VAT at Rs.21,950/- totaly Rs.4,60,950/- X 2 = Rs.9,21,900/- and the bill was passed by A-1 vide Proceedings No.9836/S-1/2013, dated 03.12.2013 and two cheques in No.00014 and 00015 dated 03.12.2013 each for Rs.4,60,950/-

were issued in the name of M/s Soorya Pharma (A-5) and the same was acknowledged by her.

It is further revealed that the market value of the above said Anesthesia Boyles Apparatus and its accessories were available in the market for Rs.1,86,900/- including 5% VAT for a total sum of Rs.3,73,800/- (for two numbers). Thus the accused A-1 to A-4 gave exorbitant rate of excess amount of Rs.5,48,100/- and caused wrongful loss to the GMKMCH, Salem and the government fund.

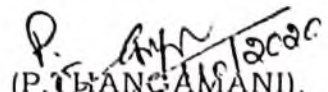
In both the cases, the accused A-1 to A-4 colluded with A-5 Tmt.G.Meenatchi Proprietor of M/s Soorya Pharma, Salem caused wrongful loss to the tune of Rs.12,48,350/- to the GMKMCH, Salem and Government fund by creating false records and used the same as genuine and shared the amount among themselves and misappropriated the Government money, by abusing their official position as public servants.

Based upon the Vigilance Report, the Secretary to the Government, Department of Health and Family Affairs, Chennai and the Vigilance Commissioner, Chennai gave prior permission for the registration of this case.

The above said information discloses that A-1 to A-4 abetted with each other with the connivance of A-5 Tmt.G.Meenatchi Proprietor of M/s Soorya Pharma, Salem have misappropriated the government money to the tune of Rs.12,48,350/- and caused wrongful loss to the GMKMCH, Salem and there is a prima facie case made out against A-1 to A-4 u/s 120-B, 167, 409, 420, 467, 468, 471, 474, 477-A IPC and u/s 13 (2) r/w 13 (1) (c) & (d) of the Prevention of Corruption Act, 1988 and against A-5 u/s 120-B, 167, 409, 420, 467, 468, 471, 474, 477-A IPC r/w 109 IPC and u/s 13 (2) r/w 13 (1) (c) & (d) of the Prevention of Corruption Act, 1988 r/w 109 IPC. Prior permission for the registration of the case against A-1 to A-3 were obtained from the competent authority.

Hence, today 12.10.2020 at 15.00 hrs I registered a case in Salem V&AC Cr.No.3/AC/2020 u/s 120-B, 167, 409, 420, 467, 468, 471, 474, 477-A IPC r/w 109 IPC and u/s 13 (2) r/w 13 (1) (c) & (d) of the Prevention of Corruption Act, 1988 r/w 109 IPC.

Original FIR is submitted to the Hon'ble Special Judge for trial of cases under Prevention Corruption Act Court, Salem and a copy of FIR is submitted to the Director, Vigilance and Anti-Corruption, Chennai.


(P. CHANGANANI),
Inspector of Police,
Vigilance and Anti-Corruption,
Salem.