

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

8110264

1. District : *Theni*
மாவட்டம்
- PS: *V&A Theni*
காவல்நிலையம்
- Year *2020*
ஆண்டு
- FIR No: *3/2020*
மு.த.அ. எண்
- Date *10.9.2020*
நாள்
2. (i) Act சட்டம்: *IPC*
(ii) Act சட்டம்: *Prevention of Corruption*
(iii) Act சட்டம்: *(Amendment) Act 2018*
(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் :
- Sections பிரிவுகள்: *109*
Sections பிரிவுகள்: *13(2) & 13(1)(b)*
Sections பிரிவுகள்:
3. (a) Occurrence of Offence Day :
குற்ற நிகழ்வு நாள்
- Date from : *1.3.12*
நாள் முதல்
- Date to : *31.3.2017*
நாள் வரை
- Time Period :
நேர அளவு
- Time from :
நேரம் முதல்
- Time to :
நேரம் வரை
- (b) Information Received at PS. Date :
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள்
- Date : *10.9.2020*
நேரம்
- (c) General Diary Reference : Entry No(s)
பொது நாட்குறிப்பில் பதிவு விவரம் எண்
- Time :
நேரம்
4. Type of Information : *Written*
தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக
5. Place of Occurrence (a) Direction and Distance from PS:
குற்ற நிகழ்விடம் (அ) காவல்நிலையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும்
- Beat Number :
முறைக் காவல் எண்
- (b) Address : *25 kmr South West.*
PTB Lane, 12th Road
Uthamapalayam, Theni District.
முகவரி
- (c) In case outside limit of this Police Station, then the Name of P.S :
இக்காவல் நிலைய எல்லைக்கப்பால் நடந்து இருக்குமாயின், அந்நிலையில் அந்த கா.நி.பெயர் மாவட்டம்
- District :
-
6. Complainant / Informant (a) Name : *R. Geetha*
குற்றமுறையீட்டாளர்/ தகவல் தந்தவர் பெயர்
- (b) Father's/ Husband's Name : *K. M. Ramesamy*
தந்தை / கணவர் பெயர்
- (c) Date / Year of Birth :
நாள் / பிறந்த ஆண்டு
- (d) Nationality :
நாட்டினம்
- (e) Passport No. :
வெளிநாட்டு கடவுச்சீட்டு எண்
- Date of Issue :
வழங்கப்பட்ட நாள்
- Place of Issue :
வழங்கப்பட்ட இடம்
- (f) Occupation : *Inspector of Police*
தொழில்
- (g) Address : *Vigilance & Anti-Corruption.*
Theni.
முகவரி
7. Details of Known/Suspected/Unknown accused with full particulars. (Attach separate sheet if necessary)
தெரிந்த / ஐயப்பட்டிருக்கிற / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள்
(தேவையெனில் தனித்தாள் இணைக்கவும்)
1. *K. Balasubramanian S/o. Kamatchi, Executive Officer*
Town Parichayal, Andipatti, Theni District.
2. *K. Vasanthi S/o. Kamatchi (Lade), W-12-B-1743, Sharnot*
koil Street,
Uthamapalayam
Theni District.
8. Reasons for delay in reporting by the complainant / Informant
குற்றமுறையீட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்
- Nil -

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)

Hon'ble Sir, received the information pertaining to the registration of FIR as per the instruction in memorandum No. RC. /2020/TP/TN (VR.No.12943/2019/TP/TN), dated 17.08.2020 of the Director, Vigilance and Anti Corruption, Chennai, I'm registering a case in Theni V&AC Cr.No.03/2020 u/s 109 IPC and 13(2) r/w13(1)(b) of Prevention of Corruption (Amendment) Act 2018 on 10.09.2020 and submit as under. The accused No.1 K. Balasubramanian native of Uthamapalayam Town at Uthamapalayam Taluk, Theni District joined in the Government service as Junior Assistant on 30.06.2001. Then the accused No.1 elevated as Executive Officer, Town Panchayat, Aundipatti, Theni District during the year 2018 and as such as he is a Public Servant as defined under section 2(c) of prevention of corruption of Act 1988. The Accused No.2 Tmt. K.Vasanthi is the Mother of Accused No.1 K.Balasubramanian and she is a house wife.

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 Rank Inspector 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.

முதலு 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 பெறுப்பு அலுவலரின் ஒப்பம்

15. Date & Time of despatch to the court:

நீதிமன்றத்திற்கு அனுப்பப்பட்ட நாளும், நேரமும்

Name: Quetha

Rank: Inspector

10.9.2020
16.30 hrs.

Quetha
Inspector of Police
V&AC, Theni.

12. FIR contents (Attach separate Sheet, if required)

Continuation of Column No.12 of F.I.R in Cr.No.3/2020 of Vigilance and Anti-Corruption, Theni District, Dated: 10.09.2020.

The Accused No.1 K.Balasubramanian hails from below middle class family and residing at PTR Lane, 12th Road, Uthamapalayam Town, Theni District. His father worked as Bill Collector in Uthamapalayam Town Panchayat, Theni District and expired during his service in the year 1997. The Accused-1 K.Balasubramanian joined in the Government Service on 30.06.2001 as Junior Assistant through compassionate ground for death of his father Tr.S.Kamatchi (as bill collector) in the year 1997.

The Accused-1 K.Balasubramanian born with one elder sister Tmt.Kayalvizhi and a younger sister Tmt.Sudhapriya. The elder sister was married and living separately. The younger sister Tmt. Sudhapriya is living with her mother Tmt.K.Vasanthi at W-12-8-17/4,5 Dharmar Kovil Street, Uthamapalayam Town, Uthamapalayam Taluk, Theni District under the care of Accused Officer. The Accused-1 K.Balasubramanian married one Yogalakshmi, D/o Nagarajan of Bodinayakanur in the year 2013 and they have two daughter. Accused-1 K.Balasubramanian elder daughter B.Krishanya in the age of 4. Accused No.1 K. Balasubramanian's younger daughter B.Haarshini in the age of 2. Now, A-1 is resideing at PTR Lane, 12th Road, Uthamapalayam Town, Uthamapalayam Taluk, Theni District.

On credible information which disclosed that A1- K.Balsubramanian has no ancestral property and no significant sources of income to his family except his salary income, he has accumulated large number of properties, which are suspected to be disproportionate to the known sources of his income. On verification, it was found that the accused purchased most of

the property in the name of his mother A2 - Tmt.Vasanthi. Hence, the A1 had amassed wealth in his name and in the name of his family members.

Considering the events, which took place during the course of his employment and by taking into account of the transactions of the movable and immovable properties made by the accused, the check period was fixed between 01.03.2012 to 31.03.2017. The most of the purchased properties are situated in the Theni District.

Accordingly the assets that stood in the name of the Mother of the accused at the beginning of the check period i.e. on 01.03.2012 are valued as Rs. 2,65,130/- The assets of movable and immovable properties that stood in the name of the his mother Tmt.Vasanthi at the end of the check period i.e. on 31.03.2017 are valued Rs. 65,14,775/- The probable income of the accused during the check period between 01.03.2012 and 31.03.2017 was calculated as Rs. 40,15,000.00/- The probable expenditure during the check period taking in to consideration of the status of the accused and his family members are worked out to Rs. 5,60,000.00/-

The disproportionate assets at the end of the check period are worked out as follows.

	<u>Statement – I</u>	
Assets at the beginning of the check period	Rs.	2,65,130.00
	<u>Statement – II</u>	
Assets at the end of the check period	Rs.	65,14,775.00
	<u>Statement – III</u>	
Income during the check period	Rs.	40,16,000.00
	<u>Statement – IV</u>	
Expenditure during the check period	Rs.	5,60,000.00

Statement – V

Assets at the end of the check period	Rs.	65,14,775.00
Assets at the beginning of the check period	Rs.	2,65,130.00
Assets acquired during the check period	Rs.	62,49,645.00

Statement – VI

Income during the check period	Rs.	40,16,000.00
Expenditure during the check period	Rs.	5,60,000.00
Likely Savings during the check period	Rs.	34,56,000.00

Statement – VII

Value of the assets acquired	Rs.	62,49,645.00
Likely Savings	Rs.	34,56,000.00
Disproportionate assets	Rs.	27,93,645.00

$$\text{Percentage of Disproportionate Asset} = \frac{\text{Rs. 27,93,645.00}}{\text{Rs. 40,16,000.00}} \times 100 = 69.56\%$$

Thus the accused, is found in possession of movable and immovable properties under pecuniary resources during the check period to the extent of Rs.27,93,645.00/- which are the disproportionate assets to his known sources income.

Accused No.1 being a Public Servant and while holding the post of Executive Officer, during the period between 01.03.2012 and 31.03.2017 has abused his position as public servant and also he has accumulated assets and possessed resources mostly in his mother's name Tmt. Vasanthi, has committed an offence of criminal misconduct punishable under section 13(1) (b) of Prevention of Corruption (Amendment) Act 2018.

In the course of the same transactions it is revealed that the AO invested his illegal earnings in the name of his mother Tmt. Vasanthi. But, his mother has no such income other than the monthly pension, no property was identified in the name of AO Tr. K. Balasubramanian and his

wife. Hence, AOs mother Tmt. Vasanthi also persuaded for the commission of the said offence of criminal misconduct punishable under section 109 IPC r/w 13(1)(b) of Prevention of Corruption (Amendment) Act 2018.

There are, prima facie materials are available on records for taking up investigation against the above mentioned accused 1 and 2 for the offences under section 13(1)(b) of Prevention of Corruption (Amendment) Act 2018 and 109 IPC r/w 13(1) (b) of Prevention of Corruption (Amendment) Act 2018.

Hence, I am registering a case in Vigilance and Anti Corruption, Theni Detachment in Crime.No.03/2020 under section 13(1)(b) of Prevention of Corruption (Amendment) Act 2018 and 109 IPC r/w 13(1) (b) of Prevention of Corruption (Amendment) Act 2018 against A.1 Tr.K.Balasubramanian, Executive Officer, Andipatti Town Panchayat, Theni District, A-2 Tmt.Vasanthi, W/o Tr. S. Kamatchi(Expired), W-12-8-17/4,5 Dharmar Kovil Street, Uthamapalayam Town, Uthamapalayam Taluk, Theni District on 10.09.2020 at 15.30 hrs. The F.I.R. (original) is submitted to the Hon'ble Chief Judicial Magistrate/Special Judge Court, Theni and copies of the same were sent to the officials concerned.

G. Jithan
10/9/2020
Inspector of Police
V.A. Theni.