

FIRST INFORMATION REPORT

முதல் தகவல் அறிக்கை
(Under Section 154 Cr.P.C.)
(குறவி.தொ.பிரிவு 154 இன் கீழ்)

TAMIL NADU POLICE
INTEGRATED INVESTIGATION FORM I

C

8093686

1. District மாவட்டம் **Virudhunagar**

PS: **Vigilance X Anti-Corruption Detachment, Virudhunagar**

Year, ஆண்டு

FIR No. **01/2021**

Date நாள்

05-01-2021

2. (i) Act சட்டம்:

(ii) Act சட்டம்:

(iii) Act சட்டம்:

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

Sections பிரிவுகள்:

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Sections பிரிவுகள்:

120(B), 167, 409, 465, 467, 468, 471, 477(A) IPC and 13(1)(a) of PC Act 1988 (as amended in Act 16 of 2018) r/w 109 IPC

3. (a) Occurrence of Offence Day : குற்ற நிகழ்வு நாள்

Time Period : நேர அளவு

நேர அளவு

Date from நாள் முதல்

நாள் முதல்

Time from : நேரம் முதல்

நேரம் முதல்

Date to : நாள் வரை

நாள் வரை

Time to : நேரம் வரை

நேரம் வரை

(b) Information Received at PS. Date : காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள்

(c) General Diary Reference : Entry No(s) பொது நாட்குறிப்பில் பதிவு விவரம் எண்

Date : **28-12-2019**

நாள் முதல்

Time : **10.00 மணி**

நேரம்

Time : **10.00 மணி**

நேரம்

Time : **10.00 மணி**

நேரம்

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

Beat Number : முறைக் காவல் எண்

முறைக் காவல் எண்

(b) Address : முகவரி

முகவரி

in typing (computer)

South East 31 Kms Madurai - Kanyakumari Road to periyadaipatti Road

(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 : குற்றமுறையீட்டாளர் / தகவல் தந்தவர் பெயர்

(c) Date / Year of Birth : நாள் / பிறந்த ஆண்டு

Date of Issue : வழங்கப்பட்ட நாள்

(f) Occupation : தொழில்

Tr. R. Boominathan

(d) Nationality : நாட்டினம்

Place of Issue : வழங்கப்பட்ட இடம்

(g) Address : முகவரி

(b) Father's / Husband's Name : தந்தை / கணவர் பெயர்

(e) Passport No. : வெளிநாட்டு கடவுச்சீட்டு எண்

வெளிநாட்டு கடவுச்சீட்டு எண்

vigilance X Anti-Corruption, collectorate camp, Virudhunagar

1) Tr. Murugan, AEE (Roads and Bridges), Virudhunagar Sub division, Virudhunagar Dist., 2) Selvi. R. Vallimayil, Asst. Engineer, Sattu Panchayat Union, Virudhunagar Dist., 3) Tr. Rajendran, Contractor, No. 39, Sundarapandiyan, Sattu Maruyamma Kovil Tharu, Aatha thapatti, Virudhunagar Dist.

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

8. Reasons for delay in reporting by the complainant / Informant: குற்றமுறையீட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்

- No delay -

9. Particulars of properties stolen / involved (Attach separate sheet if necessary)
எனவாடப்பட்ட / எனவிற்றுகள்ளை சொத்துக்களின் விவரம் (தேவைபெனில் தனித் தாளில் இணைக்கவும்)

10. Total value of properties stolen / involved :
எனவாடப்பட்ட / எனவிற்றுகள்ளை சொத்துக்களின் மொத்த மதிப்பு

11. Inquest Report / Un-natural death Case No. if any:
பிண விசாரணை அறிக்கை / இயற்கைக்கு மாறான இறப்பு என ஏதேனும் இருந்தால்

12. FIR Contents (Attach separate sheet, if required):
முதல் தகவல் அறிக்கையின் கருக்கம். (தேவைபெனில் தனித்தாளில் இணைக்கவும்)

Sir, Received the information pertaining to the registration of FIRs per the instruction in memorandum No. V.R.NO-1249/2020/HD/VN, Dated 15-10-2020 of the director of vigilance and anti-corruption, Chennai, I am registering a case in virudhunagar V&AC Cr.No.01/2021 v/s 120(b), 167, 409, 465, 467, 468, 471, 477(A) IPC and 13C1(a) of Prevention of Corruption Act 1988 as amended by prevention of corruption Act, 1988 (as amended in Act 16 of 2018) on 05-01-2021 and submit as under.

(separate sheet attached)

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 to take up the investigation / Refused investigation / transferred to PS.....on point of jurisdiction.

எடுக்கப்பட்ட நடவடிக்கை : மேலே குற்ற முறையிட்ட உள்னவை பிரிவு 2ல் கூறப்பட்ட சட்ட பிரிவுப்படியான குற்றமாக வழக்கு பதிவு செய்து புலனாய்வுக்கு எடுத்துக்கொள்ளப்பட்டது / பணிக்கப்படுதல் பதவி நிலை பணியாளரின் புலனாய்வுக்கு எடுத்துக்கொண்ட பணிக்கப்பட்டது / மறுக்கப்பட்டு எல்லைளையக் 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. குற்றமுறையிட்டவருக்கு / தகவல் தந்தவருக்கு படித்துக்காட்டி, அது சரியாக எழுதப்பட்டு இருப்பதற்கு ஏற்றக் கொள்ளப்பட்டு, அதன் படி நகல் ஒன்று இலவசமாக கொடுக்கப்பட்டது.

14. Signature / Thumb Impression of the Complainant / Informant
குற்றமுறையிட்டவர் / தகவல் கொடுப்பவரின் ஒப்பம் / பெருவிசல் இரேகைப் பதிவு

Signature of the Officer in Charge, Police Station
காவல் நிலைய முன்பு அங்கீகரிக்கப்பட்ட ஒப்பம்

15. Date & Time of despatch to the court:
தீர்மானத்திற்கு அனுப்பப்பட்ட தாளும், நேரமும்

Name: குயர் ... R. Boominathan.
Rank: நிலை ... Top of Police,
V&AC, VOR.

Continuation of Virudhunagar V&AC Cr.No.1/2021 :- Based upon the Vigilance Report the government have accorded prior permission to register a regular case against Tr.Murugan, AEE (Roads and Bridges) Virudhunagar Sub-Division, Virudhunagar District and Selvi.R.Vallimayil, Assistant Engineer, Sattur Panchayat Union, Virudhunagar District, as per section 17A of PC Act, 1988 as amended in 2018.

AO.1 Tr.Murugan was working as Assistant Executive Engineer, AEE (Roads and Bridges) Virudhunagar Sub-Division, from 15.09.2017 to till date.

AO.2 Selvi.R.Vallimayil, Assistant Engineer, Sattur Panchayat Union, from 26.07.2018 to till date.

A.3 Tr.Rajendran, No.39, MariammanKovil Theru, Aahathapatti, Sundarapandiyam, Sattur Taluk, Virudhunagar District is the Contractor.

The accused 1 and 2 are Public Servants within the ambit and purview of section 21 of the Indian Penal Code as well as section 2(c) of Prevention of Corruption Act 1988 (as amended in Act 16 of 2018). A.3 is the Private Individual who is working as the Contractor.

The 80% of capital grant fund was allocated to the District planning committee for the year 2018 for upgradation-strengthen of Village Panchayat, Union Roads of Virudhunagar District. The District Collector of Virudhunagar accorded the administrative sanction on 14.02.2019 through Roc.No.C6/647/19 for upgradation-strengthening of Madurai, Kanyakumari Road to Periaodaipatti the total length of road is 0.995 Kilo metre. The total estimated cost is Rs.24,95,000/-. The work consist of following description
1.Picking the existing BT surface. 2.Providing laying and compacting red gravel. 3.Providing and laying spreading and compacting graded stone aggregate to wet mix macadam (WMM). 4.Providing and laying prim coat using emulsion over the WMM surface. 5.Bituminous macadam. 6.Applying tack coat over primed WBM surface. 7.Providing and laying pre mixed carpet of 20mm thickness. 8.Laying hecta metre stone. 9. Laying sign board and name board.

The above said confidential communication reveals the following misappropriation for execution of above said road works. The District Collector of Virudhunagar accorded the administrative sanction on 14.02.2019 through Roc.No.C6/647/19 for upgradation-strengthening of Madurai, Kanyakumari Road to Periaodaipatti the total length of road is 0.995 Kilo metre. In order to execute such works, the estimates were prepared by AO.1 and AO.2 on 15.02.2019. The Executive Engineer Virudhunagar accorded the technical sanction on 25.02.2019 through E.E.(RD)No.245/2018-19. After invitation of the tender the lower bidder of the work Tr.Rajendran, Accused No.3 in this case was selected as a contractor of this work. The work order was given to him on 07.03.2019 by the District Collector through his proceedings No.ப.க.ச.6/1083/2019.

As per the direction given by the work order, the above said work should be done in perfect manner and adhering the standard as per the estimates. But the Contractor Tr.Rajendran not executed the work as per the estimate. For laying and compacting graded stone aggregate to wet mix macadam for .902 kilo metre and he only spend Rs.1,43,131.16/-. But the estimate and the M.book shown that providing wet mix macadam for .932 kilo metres and claimed the amount of Rs.7,39,461.72/-. He only spend Rs.1,73,000/- for applying prime coat over WMM surface of SS1 Bitumen Emulsion. But he claimed for applying prime coat cost is around Rs.1,78,753/-. He only spend Rs.35,135/- for applying tack coat over primed WMM surface at 2.5 kg of RS1 Bitumen Emulsion. But he claimed for applying tack coat cost is around Rs.36,304/-. He only spend Rs.1,42,566/- for providing and laying pre mix carpet. But he claimed for providing pre mix carpet and the cost is around Rs.5,89,229/-. The accused No.3 without erecting the hecta metre stone two name board and two sign board. But he claimed the amount for such boards for Rs.4,490 + Rs.9,480/- + Rs.9,480/-. The accused 1 and 2 were measured, check measured and prepare the completion report , final bill extra for the above

said works. A.3 Contractor without done the above said work in pursuance of his work order claimed the amount for such works. Thus, AO.1 to A3 swindled Rs.10,73,363/- for the work done pertaining to the strengthen the above said Madurai, Kanyakumari Road to Periaodaipatti, but without adhering to the estimate and not executed the work as per the estimate by falsely entered the boosted measurements in the M.Book as if the work was done as per the agreement.

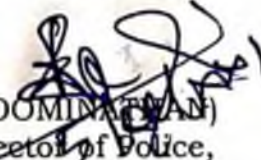
During the year 2018 to 2019 the AO.1 Tr.Murugan, AEE., and AO.2 Selvi.Vallimayil, AE., had entered into criminal conspiracy with the accused Tr.Rajendran, the contractor with the intention of misappropriate the fund allotted for strengthening of Madurai - Kanyakumari Road to Periyaodaipatti Road. The AO.2 created false and incorrect records i.e., entered the boosted measurement in regard the work. The AO.1 accepted the boosted measurement and without the check measured the above said works. The AO.1 and AO.2 prepared the forged completion report and dishonestly using such a forged document as a genuine for the purpose of cheating and misappropriate the government funds of Rs.10,73,363/-. In pursuance of the above said criminal conspiracy in the contractor A.3 Tr.Rajendran received the amount for the above said false measurement for illegal means as if the work is done as per the estimate without actually done the work valuing Rs.10,73,363/- and caused loss to the government. The AO.1 and AO.2 were the responsible officers to supervise the construction and inspect the work. They submitting incorrect inspection report paved way to pass the bill as if the above said works were executed as per administration sanction, estimate, agreement, M.Book and completion report. The contractor had committed the offence and not executed the work as per administration sanction and estimate and thereby misappropriated the fund of Rs.10,73,363/- allotted for the same.

The above information discloses offence of criminal misconduct by the Public Servant u/s 13(1)(a) Prevention of Corruption Act 1988 (as amended

in Act 16 of 2018) and u/s 120(B), 167, 409, 465, 467, 468, 471, 477(A) IPC. The above said Contractor is connivance with the accused officers aided and abetted the above said offences and thus committed offences u/s 120(B), 167, 409, 465, 467, 468, 471, 477(A) IPC and 13(1)(a) of Prevention of Corruption Act 1988 (as amended in Act 16 of 2018) r/w 109 IPC.

Hence the case in Virudhunagar Vigilance and Anti Corruption in Crime No.1/2021 u/s 120(B), 167, 409, 465, 467, 468, 471, 477(A) IPC and u/s 13(1)(a) of Prevention of Corruption 1988 (as amended in Act 16 of 2018) r/w 109 IPC was registered on 05.01.2021 at 10.00 hrs and order of DVAC Chennai vide No.VR No.1249/2020/HD/VN, Dt.18.12.2020.

The Original FIR is submitted to the Hon'ble CJM Court/Special Court for Prevention of Corruption Act Cases, Virudhunagar and copies submitted to the concerned officers.


(R. BOOMINATHAN)
Inspector of Police,
Vigilance & Anti-Corruption,
Virudhunagar.