

DVA

FIRST INFORMATION REPORT

முதல் தகவல் அறிக்கை

(Under Section 154 Cr.P.C.)

(குறிவி.தொ.பிரிவு 154 இன் கீழ்)

TAMIL NADU POLICE  
INTEGRATED INVESTIGATION FORM

C

1. District : Kanyakumari PS V&AC Year 2021 FIR No. 5/2021 Date 06.08.2021  
மாவட்டம் காவல்நிலையம் Nagercoil ஆண்டு முதல் அண் நாள்
2. (i) Act சட்டம்: IPC Sections பிரிவுகள்: 120-B, 167, 409, 420 and 34  
(ii) Act சட்டம்: Sections பிரிவுகள்: IPC, 13(2) 13(1)(a) of the P.C  
(iii) Act சட்டம்: The PC Act 1988 (Amended in 2018) Sections பிரிவுகள்: Act 1988 (Amended in 16 of 2018)  
(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் :
3. (a) Occurrence of Offence Day : Date from : January 2021 to : 07.05.2020  
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 : 06.08.2021 Time : 11.00 hrs  
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் நேரம்  
(c) General Diary Reference : Entry No(s) 06.08.2021 Time : 11.00 hrs  
பொது நாட்குறிப்பில் பதிவு விவரம் என் 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 Approximately 45 KM west  
Beat 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 எல்லைக்கப்பால் நடந்து இருக்குமாயின், அந்நிலையில் அந்த கா.நி.பெயர் மாவட்டம்
6. Complainant /Informant (a) Name : S.John Benchamin (b) Father's/ Husband's Name : S.Swaminathan  
குற்றமுறையிட்டாளர்/ தகவல் தந்தவர் பெயர் தந்தை / கணவர் பெயர்  
(c) Date / Year of Birth : (d) Nationality : (e) Passport No. :  
நாள் / பிறந்த ஆண்டு நாட்டினம் Indian வெளிநாட்டு கடவுச்சீட்டு எண்  
Date of Issue : Place of Issue :  
வழங்கப்பட்ட நாள் வழங்கப்பட்ட இடம்  
(f) Occupation Inspector of Police, (g) Address : No.210/1A, Lourdu Annai Salai, Punnai  
தொழில் V&AC , Nagercoil முகவரி Nagar, Nagercoil, Kanyakumari District
7. Details of Known/Suspected/Unknown accused with full particulars. (Attach separate sheet if necessary)  
தெரிந்த / ஐயப்பாட்டிற்குரிய / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள்  
(தேவையெனில் தனித்தாள் இணைக்கவும்)  
1. M.Anbumani, S/o.Tr.Manivel, Formerly JC/ EO, HR&CE, Suchindrum, Kanyakumari Dist. Now JC/EO,Tuticorin.  
2. B.Ananth, Superintendent, HR&CE, Kuzhithurai Division Kayakumari District.  
3. K.Ayyappan, Maramat Supervisor, HR&CE, Kuzhithurai Division Kayakumari District.  
4. P.Senthil kumar, Sreekariam, Thirparappu, Thirumalai Devaswoms, HR&CE, Kanyakumari Dist.
8. Reasons for delay in reporting by the complainant / Informant:  
குற்றமுறையிட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்

Nil

9. Particulars of properties stolen / involved (Attach separate sheet if necessary)

கவசம்/பொருள்/கவலிக்குள்ளாக சேத்துக்களில் வியாபி தேவையெனில் தனித் தாளில் இணைக்கவும்

10. Total value of properties stolen / involved :

கவசம்/பொருள்/கவலிக்குள்ளாக சேத்துக்களில் மொத்த மதிப்பு

11. Inquest Report / Un-natural death Case No. if any:

பிளா விசாரணை அறிக்கை / இயற்கையற்ற மரண இறப்பு என ஏதேனும் இருந்தால்

12. FIR Contents (Attach separate sheet, if required) :

முதல் தகவல் அறிக்கையில் கருக்கம் தேவையெனில் தனித்தாளில் இணைக்கவும்

Accused:

1. M.Anbumani S/  
a.Tr.Manivel, For-  
merly JC/EO,  
HR&CE, Suchin-  
drum, Kanyakumari  
Dist. Now JC/  
EO, Tuticorin.
2. B.Ananth, Superin-  
tendent, HR&CE,  
Kuzhithurai Division  
Kanyakumari District.
3. K.Ayyappan,  
Maramat Supervisor,  
HR&CE, Kuz-  
hithurai Division  
Kanyakumari District.
4. P.Seethil kumar,  
Sreekariam, Thir-  
parappu, Thirumalai  
Devaswoms,  
HR&CE, Kanyak-  
umari Dist.

I, S. John Benchamin, age 51, Inspector of Police, Vigilance and Anti-corruption, Kanyakumari Detachment @ Nagercoil while on duty on 06.08.2021 at 11.00 hrs. I received the Memorandum from Director of Vigilance and Anti-corruption, Chennai-16 in Confidential V.R No. 17915/2020/HR&CE/KK dated 23.07.2021 and register the following case against the columnly noted accused. The factual matrix of the matter revealed through the above cited confidential communication is narrated as under. Tr.Anbumani (AI) was working as Joint Commissioner / Executive Officer, HR&CE, Kanyakumari District from 15.09.2017 to 12.03.2021 now he is working as Joint Commissioner/ Executive Officer, HR & CE,

13. Action taken : Since the above record reveals commission of offence(s) w/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 மூலம் உள்வக பிரிவு 2ல் கருப்பம் சட்ட பிரிவுப்படியான குற்றமாக வழக்கு பதிவு செய்த பின்னர் அதற்கு எடுத்துக்கொள்ளப்பட்டது / பணிக்கப்பட்டது \_\_\_\_\_ பதவி \_\_\_\_\_ நிலை பணியாளர் அவரது பதவிக்கு எடுத்துக்கொள்ள பணிக்கப்பட்டது / மறுக்கப்பட்டு எவ்வகையில் 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.

முதல் குற்றமூலம்/பாதிக்கப்பட்ட / தகவல் தந்தவருக்கு படித்துக்காட்டி அது சரியாக எழுதப்பட்டு இருப்பதாக ஏற்றுக் கொள்ளப்பட்டு அதன் படி தகவல் ஒன்று துவக்கமாக கொடுக்கப்பட்டது.

14. Signature / Thumb Impression of the Complainant / Informant  
குற்றமூலம்/பாதிக்கப்பட்ட / தகவல் கொடுப்பவரின் ஒப்பம் / பெருய்வு இடுவகம் பதிவு

S. John Benchamin 6/08/2021  
Signature of the Officer in-charge/Police Station  
காவல் நிலைய போஸ்டு அலுவலரின் ஒப்பம்

15. Date & Time of despatch to the court : 06.08.2021 12.00 hrs  
தீர்மானத்திற்கு அனுப்பப்பட்ட திகதி, நேரம்

Name: பெயர் ..... S. John Benchamin  
Rank: நிலை ..... Inspector of Police  
V&AC, Kanyakumari Detachment.

Thoothukudi District. Tr.B.Ananth (A2) is working as Superintendent, HR&CE, Kuzithurai Division, Kanyakumari District from 04.05.2018 to till date. Tr.K. Ayyappan (A3) is working as Maramat Supervisor, HR&CE, Kuzhithurai Division, Kanyakumari District from 11.10.1996 to till date. Tr.P.SenthilKumar (A4) is working as Sreekariam, Thirparappu, Tirumalai, Ponmanai and Thirunanthikarai Devaswoms, HR&CE, Kanyakumari District from 11.10.1996 to till date. Hence, the above accused A1 to A4 are public servants within the ambit and purview of Section 2(c) of Prevention of Corruption Act 1988. The office of the Joint Commissioner, Hindu Religious and Charitable Endowments Department, Kanyakumari District is situated at Suchindrum in Kanyakumari District. There are 490 public temples under the Control and Administration of the Joint Commissioner, HR&CE, Kanyakumari District. For the purpose of effective administration, his territorial jurisdiction is divided into 5 Divisions. viz. Padmanabhapuram Division, Nagercoil Division, Boothapandy Division, Kuzithurai Division and Chenkottai Division(Tirunelveli District). For each Division, there is one Superintendent to look after the Administration, Management and Maintenance of the temples in the Division and one Maramat Supervisor and a few Sreekariams to assist the Superintendent in his official duties. The daily poojas and other rituals in the temples are performed by a MelSanthi or a Keezh Santhi, who work under the control and supervision of the Sreekariam in charge of the temple. The Joint Commissioner, HR&CE has overall responsibility for the Administration, Maintenance and Management of the temples under his control. He has to ensure that the festivals in the temples are conducted in a good and appropriate manner. He has to supervise and ensure that schemes, such as "Annathanam". Kosalai etc. are carried out properly. He is the authority to grant permission for executing Maramat works and other necessary works to be carried out in the temples, to pass the bills for such works, and to issue cheques in the names of the contractors who executed the works concerned. The Superintendent of each Division is

responsible for the Administration, Maintenance and Management of the temples in his Division. The Superintendent has to supervise the works of the Maramat Supervisor and the Sreekariams in his Division. He has to scrutinize the proposals, Estimates, bills, etc. (in connection with the necessary works to be carried out/carrried out in the temples, submitted to him by the Sreekariams and Maramat Supervisor and forward them to the Joint Commissioner along with his remarks. Maramat Supervisor has to prepare the Proposals, Plans and Rough estimates for the "Repair and Maintenance works" necessary for the temples and for the "Other Special Works", such as, putting up pandals, providing lights and speaker sets, white/colour washings, etc., at festival times and to submit them for approval to the Joint Commissioner through the Superintendent of the Division. For the works sanctioned by the Joint Commissioner, the Maramat Supervisor has to prepare detailed estimates and plans, call for tenders/quotations, compare the tenders/quotations, and after receiving sanction for the detailed estimate from the Joint commissioner, he has to issue work order to the selected contractor (who submitted the lowest tender/quotation), supervise the execution of the work and after completion of the work, he has to prepare the bill for the work and forward them to the Joint Commissioner through the Superintendent for pass order and issuance of cheque to the contractor who executed the work. Sreekariam is responsible to ensure that the daily poojas as well as special poojas and festivals in the temples under his in-charge and control are performed properly. Sreekariam has to manage the properties of those temples and has to maintain proper accounts for the income and expenditure in connection with such properties. He has to send proposal for the works necessary to be carried out in the temples and submit the proposal to the Joint Commissioner for approval through the Maramat Supervisor and the Superintendent. Kanyakumari district is having 490 temples. Out of the 490 temples, 12 Mahadevar Temples under the control of the HR& CE Department. Maha Sivarathri Festival grantly celebrated for two days in the month of February every year. Arulmighu Thirparappu Mahadevar Temple, Arulmigu Thirumalai Mahadevar Temple and

Arulmigh Nattalam Mahadevar Temple in Kuzithurai Division are three among those 12 temples. In the current year also, Maha Sivarathiri Festival was celebrated in the aforesaid 3 temples on 20.02.2020 and 21.02.2020. But there are allegations arises that at Arulmighu Thirparappu Mahadevar Temple and Arulmighu Thirumalai Mahadevar Temple. AO-1 to AO-4, in pursuance of a criminal conspiracy among themselves, have fabricated false records as if the special works of putting up a pandal with "Q" lines, (ii) providing lights and speaker sets and (iii) white/colour washing to the Temple Office, Oottupurai and Santhimadam for the Maha Sivarathiri Festival celebrated at Arulmighu Thirparappu Mahadevar Temple on 20.02.2020 and 21.02.2020 were got executed through contractors at the expenses of the HR&CE Department, while in fact, the first two special works viz (i) Putting up a pandal with "Q" lines and (ii) providing lights and speaker sets were executed at the request and expenses of Thirparappu Mahadevar Temple Paktharkal Seva Sangam, Thirparappu and the third special work viz. white/colour washing to the Temple office, Oottupurai and Santhimadam was not at all executed and have thereby misappropriated Government funds to the tune of Rs. 1,65,000/-. A-1 to AO-4, in pursuance of a criminal conspiracy among themselves, have fabricated false records as if the special works of (i) putting up a pandal with "Q" lines, (ii) providing lights and speaker sets and (iii) white/colour washing to the Temple Office, Oottupurai and compound wall for the Maha Sivarathiri Festival celebrated at Arulmighu Thirumalai Mahadevar Temple on 20.02.2020 and 21.02.2020 were got executed through contractors at the expenses of the HR&CE Department, while in fact, the first two special works viz (i) Putting up a pandal with "Q" lines and (ii) providing lights and speaker sets were executed at the request and expenses of Siva Pakthar Arakattalai, Thirumalai and the third special work viz. white/colour washing to the Temple office, Oottupurai and compound wall was not at all executed and have thereby misappropriated Government funds to the tune of Rs. 1,83,000/-. The amount for the six bills totaling to Rs. 3,48,000/- (Rs.1,65,000 +Rs. 1,83,000) is found to have been transferred from the bank account of the Joint commissioner (AO-1) in the

State Bank of India, in the Suchindrum Branch to the bank account of the Sreekariam (AO-4) (Bank A/c No. 67095315796) in the State Bank of India, Thirumalai Branch on 05.05.2020. and the entire amount of Rs. 3,48,000/- is found to have been withdrawn by the Sreekariam (AO-4) on 07.05.2020. The established procedure of issuing cheques to the contractors for the bill amounts for the works executed by them is found to have been flagrantly flouted by AO-1 Tr.Anbumani with ulterior motive. A1 to A4 have entered into criminal conspiracy among themselves during the month of January 2020 to misappropriate the funds under the HR&CE Department, and in pursuance of the said criminal conspiracy A1 to A4 being public servants framed incorrect records so as to claim that as if they have executed the above mentioned works done in the above temples by the above said Sangam and Arakattalai were done by A1 to A4 as stated Supra through contractors and thereby committed criminal breach of trust for the purpose of cheating and misappropriating the funds entrusted to them and under their domain and control and converted the same to their own use and thereby committed criminal misconduct by abusing the official position as public servant and thus misappropriated a sum of Rs.1,65,000/- and Rs. 1,83,000/- respectively. Hence, upon the strength of the above source report, I register a case in Nagercoil Vigilance and Anti-corruption Cr.No. 5/2021 u/s 120-B, 167, 409, 420 and 34 of Indian Penal Code and Sec. 13(2)r/w 13(1)(a) of Prevention of Corruption Act, 1988. (as amended by act 16 of 2018).

I sent the original FIR to the CJM cum Special Judge Court, Nagercoil and other copies to the concerned officials and a copy of FIR to the Nagercoil V&AC, Inspector Tmt.T.T.Remma, for the purpose of investigation.

S. Jithu 6/08/2021  
(S. Jith Benjamin)  
Inspector V&AC Nagercoil