

FIRST INFORMATION REPORT

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

TAMIL NADU POLICE
INTEGRATED INVESTIGATION FORM-I

8075891

C

1. District : **Erode** PS: **VEAE, Erode** Year: **2021** FIR No.: **08/AC/2021** Date: **24.07.2021**
மாவட்டம் காவல்நிலையம் ஆண்டு மு.த.அ. எண் நாள்
2. (i) Act சட்டம்: **P.C. Act 1988** Sections பிரிவுகள்: **13(2) & 13(1)(e)**
(ii) Act சட்டம்: Sections பிரிவுகள்: **109 IPC**
(iii) Act சட்டம்: Sections பிரிவுகள்:
(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் :
3. (a) Occurrence of Offence Day : - Date from : **01.4.2004** Date to : **31.03.2010.**
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 : **24.07.2021** Time : **11.30 hrs**
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் நேரம்
- (c) General Diary Reference : Entry No(s) Time : **24.07.2021**
பொது நாட்குறிப்பில் பதிவு விவரம் எண் **GD VOL - III** நேரம் **11.30 hrs**
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 : (b) Address : **In and around Erode District.**
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 : **C. Rajesh** (b) Father's/ Husband's Name : **Tr. Chandran.**
குற்றமுறையிட்டாளர்/ தகவல் தந்தவர் பெயர் தந்தை / கணவர்-பெயர்
- (c) Date / Year of Birth : **1971** (d) Nationality : **Indian** (e) Passport No. :
நாள் / பிறந்த ஆண்டு நாட்டினம் வெளிநாட்டு கடவுச்சீட்டு எண்
- Date of Issue : Place of Issue :
வழங்கப்பட்ட நாள் வழங்கப்பட்ட இடம்
- (f) Occupation : **Dy. Supdt of Police** (g) Address : **vigilance and Anti Corruption Erode detachment,**
தொழில் முகவரி **1/2 Kamachiammankoil street, Kasungal palayam, Erode.**

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) **Mr. A. P. Shubhsamaniam s/o K. S. Pannusamy, Formerly Manager, E+113. The chennimalai kangu weavers co-operative protection and Sales Society Ltd Chennai, Erode District.**

2) **Ms. Su. Shanthy w/o A. P. Shubhsamaniam, Owner of vishal Tex, Kasur.**

8. Reasons for delay in reporting by the complainant / Informant:

குற்றமுறையிட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்

A Detailed enquiry was conducted and there after this case was registered and hence the delay.

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

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 / இயற்கை மாறான இறப்பு எண் ஏதேனும் இருந்தால்

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

Submitted

— 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 the investigation / Refused investigation / transferred to PS..... on point of jurisdiction.
Mr. M. Rekha Rank: Inspector of Police
VE, AE, Extd.

எடுக்கப்பட்ட நடவடிக்கை : மேலே குற்ற முறையிட்டல் 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. குற்றமுறையிட்டாளருக்கு / தகவல் உத்தரவுக்கு படித்துக்காட்டி, அது சரியாக எழுதப்பட்டு இருப்பதாக ஏற்றுக் கொள்ளப்பட்டு, அதன் படி நகல் ஒன்று இலவசமாக கொடுக்கப்பட்டது.

14. Signature / Thumb Impression of the Complainant / Informant
குற்றமுறையிட்டாளர் / தகவல் கொடுப்பவரின் கையொப்பம் / பெருவிரல் இரேகைப் பதிவு

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

15. Date & Time of despatch to the court: 24.7.21

Name: பெயர் C. Rajesh
Rank: Dy. Super of Police
VE, AE, Extd.

Submitted**Attachment to Column 12 of Cr.No 08/AC/2021 u/s 13(2) r/w 13(1) (e) of Prevention of Corruption Act, 1988 and Section 13(2) r/w 13(1)(e) of Prevention of Corruption Act 1988 r/w 109 IPC.**

The accused officer-1 Tr.A.P.Shubbramaniam entered as staff (Category-I) at EH-113, The Chennimalai Kongu Weavers Co-operative Production and Sales Society Limited, Chennimalai on 28.03.1983. Then he was promoted as Manager during the year 1987. There was an information that Tr.A.P.Shubbramaniam has acquired and was in possession of pecuniary resources and properties in his name, which are disproportionate to his known sources of income.

Upon this information, an enquiry was conducted and it disclosed the following information.

The accused-1 Tr.A.P.Shubbramaniam is a public servant u/s 2 (c) of the Prevention Corruption Act, 1988.

The accused-1 Tr.A.P.Shubbramaniam was born in an agriculturist family at Koorapalayam Village, Chennimalai, Perundurai Taluk, Erode District. His father Tr.K.S.Ponnusamy and his mother Tmt.Pappayammal are agriculturist. Now they are no more. His parents were not dependent on Tr.A.P.Shubbramaniam and same is the vice versa.

Tr.A.P.Shubbramaniam (Accused-1) was working as Manager of EH-113, The Chennimalai Kongu Weavers Co-operative Production and Sales Society Limited, Chennimalai, Erode District and he was placed under suspension from service on 01.11.2017 vide order in C.No.01/2017 dated.01.11.2017 by the Managing Director, EH-113, The Chennimalai Kongu Weavers Co-operative Production and Sales Society Limited, Chennimalai. He got married to Su.Shanthi (A-2) D/o.N.Gurusamy of Perundurai, Erode District on 29.10.1990 and he is having two daughters named K.S.Shobana and K.S.Sneha. During the period 2004 to 2010, his daughter Selvi.K.S.Shobana studied at Kongu Vellalar Matriculation

Hr.Sc.School, Chennimalai, BVB Matriculation Hr.Sec.School, Erode, Kongu Engineering College, Perundurai and Selvi K.S.Sneha studied at Kongu Vellalar Matriculation Hr.Sec.School, Chennimalai, Vellalar Matriculation Hr.Sec.School and BVB Matriculation Hr.Sec.School, Erode. A-1 Tr.A.P.Shubbramaniam does not derive income from any other sources other than the salary received from the EH 113, The Chennimalai Kongu Weavers Co-operative Production and Sales Society Limited, Chennimalai, Erode District.

Tmt.Su.Shanthi, wife of Tr.A.P.Shubbramaniam (A-1) was proprietor of the firms in the name and style of Sri Ponkalamman Yarns and Vishal Tex at Karur. Both the concerns were not involved in major textile business in order to earn sufficient income.

Both accused-1 & 2 hail from normal agricultural families and hence no support could be expected from their respective families. Thereby, the income earned by accused 1 and 2 during the years 2004 to 2010 are not sufficient to buy the properties found in their names.

During the period between 01.04.2004 and 31.03.2010, the A-1 Tr.A.P.Shubbramaniam with the help of his wife Tmt.Su.Shanthi (A-2) had amassed wealth disproportionate to their known source of income. A Trust called as 'Erode Educational Trust' was formed on 23.08.2006 by his wife Tmt.Su.Shanthi, Tmt.Geetha Devi W/o.Thirumoorthy, Tmt.Jeyachithra W/o. Rengasamy, Tmt.Muthumeena W/o. Balamurugan and Tmt.Bamini W/o. Meiyappan. On 28.05.2007, the trust members namely Tmt.Geetha Devi W/o. Thirumoorthy, Tmt.Jeyachithra W/o. Rengasamy, Tmt.Muthumeena W/o. Balamurugan and Tmt.Bamini W/o. Meiyappan gave representation for opting out as Trust members. On 07.05.2008, the A-1 joined as a trust member and he along with his wife Tmt.Su.Shanthi (A-2), declared themselves as lifelong trustee of the said trust. During the period between 28.12.2006 and 29.01.2010, the A-1 and A-2 constructed college buildings in the name and style of '**Erode Kongu Polytechnic**' under the name of the said trust in an area of about 7.03 acres and with a built up area of 72,840

Sq.feet. No loan has been obtained for constructing the college buildings in the above said period.

A-1 accumulated maximum assets in his name and in the name of his wife A-2, during the period from 01.04.2004 to 31.03.2010.

For the purpose of quantifying the disproportionate assets, the check period has been fixed to run from 01.04.2004 to 31.03.2010.

During the check period from 01.04.2004 to 31.03.2010, the A-1 acquired assets / pecuniary resources in his name and in the name of his wife Tmt.Shanthi (A-2), who had insufficient means to purchase the properties found in their name.

The accused were in possession of property (in the form of house site) to the tune of Rs.41,000/- as on 01.04.2004 i.e., at the beginning of the check period.

The accused 1 & 2 were found in possession of pecuniary resources and properties (in the form of landed properties, house sites, Trust called in the name of Erode Educational Trust', constructed college buildings in the name and style of '**Erode Kongu Polytechnic**' under the name of the said trust, Vehicles, Bank balance etc.,) to the tune of Rs.3,94,35,546.44 in his name and in the name of his wife Tmt.Su.Shanthi (A-2) as on 31.03.2010 i.e., at the end of check period.

Accused - 1 & 2 received lawful sources of income in the form of Salary from the Society and income from Vishal Tex (as per I.T returns filed by the A-2), Bank interest, income through Bank loans, income from the sale of landed properties and other sources of income to the tune of Rs.3,83,22,195.00 during the said check period.

Accused - 1 & 2 had incurred expenses (in the form of living expenses, education expenses, landed properties and vehicles registration, repayment of loan, interest paid, payment towards LIC premium, property taxes) to the tune of Rs.2,22,75,262.00 during the check period.

Thus the accused-1 acquired pecuniary resources and properties to the tune of Rs.3,93,94,546.44 (Rs.3,94,35,546.44 - Rs.41,000) in his name and in the name of his wife (A-2) during the check period.

Further the accused-1 & 2 have saved Rs.1,60,46,933.00 (Rs.3,83,22,195.00 - Rs.2,22,75,262.00) only as excess and could have acquired pecuniary resources and properties to the tune of Rs.1,60,46,933.00 only during the check period making use of only their likely savings.

But the accused-1 Tr.A.P.Shubbramaniam has acquired assets in his name and in the name of his wife (A-2) to the tune of Rs.2,33,47,613.44 (Rs.3,93,94,546.44 - Rs. 1,60,46,933.00) in excess of the likely savings during the check period.

Thus, the Accused-1 has acquired and possessed properties and pecuniary resources in his name and in the name of his wife (A-2) to the tune of Rs.2,33,47,613.44 which are disproportionate to their known sources of income, during the check period between 01.04.2004 to 31.03.2010. Thereby, the accused (A-1) purchased properties in the name of A-2 who abetted A-1 to acquire wealth disproportionate to their known sources of income.

The above information discloses the commission of the offence of **"Commission of Criminal misconduct by a Public servant"** as defined u/s. 13(1) (e) punishable u/s. 13(2) of the Prevention of Corruption Act, 1988 against A-1 and requires a detailed investigation.

The accused-2 Tmt.Su.Shanthi wife of Tr.A.P.Shubbramaniam had abetted the offence by holding the properties purchased by her husband (A1) in her name. She has committed an offence as defined u/s. 13(1) (e) punishable u/s. 13(2) of the Prevention of Corruption Act, 1988 r/w. 109 IPC.

It is also reliably learnt that the accused-1 has acquired some more properties in various places in his name and in the name of his wife and dependents, which will be looked into during the investigation.

Hence, I am registering a case in Erode Vigilance and Anti-Corruption Cr.No.08/AC/2021, u/s 13(2) r/w 13(1) (e) of the Prevention of Corruption Act, 1988 against A-1 Tr.A.P.Shubbramianam and u/s 13(2) r/w 13(1) (e) of the Prevention of Corruption Act, 1988 r/w 109 IPC against Tmt.Su.Shanthi (A2) at 11.30 hrs today (24.07.2021) for the purpose of investigation into the aforesaid offence.

Original FIR will be submitted to the Hon'ble Chief Judicial Magistrate and Special Judge, Erode and a copy of FIR will be submitted to the Superintendent of Police, Western Range, Vigilance and Anti-Corruption, Chennai for issuing orders u/s. 17 and for issuing authorization u/s. 18 of the Prevention of Corruption Act, 1988 to Tmt.M.Rekha, Inspector of Police, V&A.C., Erode to take up investigation in this case.


24.7.21
(C.RAJESH)

Deputy Superintendent of Police,
Vigilance and Anti-Corruption,
Erode Detachment,
Erode.

