

FIRST INFORMATION REPORT

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

TAMIL NADU POLICE
INTEGRATED INVESTIGATION FORM-I

8081613

1. District : *Chennai*
மாவட்டம்
- PS: *Chennai City - V*
காவல்நிலையம்
- Year: *2022* FIR No.: *01/2022* Date: *12.09.2022*
ஆண்டு மு.த.அ. எண் நாள்
2. (i) Act சட்டம்: *PC Act 1988 as amended in 2018* Sections பிரிவுகள்: *7(e) PC Act 1988, 2018*
(ii) Act சட்டம்: *120B, 420, 468, 471 IPC* Sections பிரிவுகள்:
(iii) Act சட்டம்: Sections பிரிவுகள்:
(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் : —

3. (a) Occurrence of Offence Day : Date from : *NOV 2020* Date to : —
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 : *12.09.2022* Time : *14.00 hrs*
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் நேரம்
(c) General Diary Reference : Entry No(s) Time :
பொது நாட்குறிப்பில் பதிவு விவரம் எண் நேரம்

4. Type of Information : Written/ Oral : *Detailed Enquiry*
தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக
5. Place of Occurrence (a) Direction and Distance from PS: *Tamil Nadu Secretariate, Chennai - 9*
குற்ற நிகழ்விடம் (அ) காவல்நிலையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும்
Beat Number : (b) Address : *North East about 16 KMS*
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 : *T. Kandasamy* (b) Father's/ Husband's Name : *A. Thiagarajan*
குற்றமுறையிட்டாளர்/ தகவல் தந்தவர் பெயர் தந்தை / கணவர் பெயர்
(c) Date / Year of Birth : *52 years* (d) Nationality : — (e) Passport No. : —
நாள் / பிறந்த ஆண்டு நாட்டினம் வெளிநாட்டு கடவுச்சீட்டு எண்
Date of Issue : — Place of Issue : —
வழங்கப்பட்ட நாள் வழங்கப்பட்ட இடம்
(f) Occupation : *Deputy Supt of Police* (g) Address : *NO. 293/1 MKN Road, Alankar, Chennai - 16*
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)

Separate Sheet Attached

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

Detailed Enquiry Conducted

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 கருக்கம். (தேவையெனில் தனித்தாளில் இணைக்கவும்)

Seperate sheet Attached

13. Action taken : Since the above report reveals commission of offence(s) as mentioned at item No.2 registered the case and took up the investigation / directed Inspector Rank Inspector to take up the investigation / Refused Investigation / transferred to PS. CS-III VI-AC 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 எல்லைமைக் 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 ஏற்றம் 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 பொறுப்பு அலுவலரின் ஒப்பம்

15. Date & Time of despatch to the court:

நீதிமன்றத்திற்கு அனுப்பப்பட்ட நாளும், நேரமும்

Name: பெயர் T. KANDASAMY
Rank: நிலை No. எண்

Continuation of Column-7 & 12 of FIR in V&AC, Chennai City-V Cr.No.01/2022

<p>A1 Tr.C.Vijayabaskar, Formerly Minister for Health and Family Welfare Department, Secretariat, Chennai-60009.</p>	<p>It is submitted that during the course of collection of Vigilance intelligence by an officer of the Directorate of Vigilance and Anti-corruption, the following information was collected against Tr.C.Vijayabaskar, formerly Minister for Health & Family Welfare Department, Secretariat, Chennai. The information is that a falsified Essentiality Certificate was issued by Tr.C.Vijayabaskar, former Minister for Health & Family Welfare, Government of Tamil Nadu certifying as if a full-fledged 250 bedded hospital has been functioning in Vels Medical College Hospital situated at Manjakaranai Village, Uthukottai Taluk, Tiruvallur District. However in contrast, it was only in the stage of incomplete construction of hospital building. Tr.C.Vijayabaskar, the then Minister along with the Director of Medical services obtained undue pecuniary advantage from the management of Vels Institute of Science, Technology and Advanced Studies (Deemed to be University), Pallavaram, Chennai and had forced the inspection authorities to give false report as if the hospital was functioning and based on the above false report, Essentiality Certificate for starting a new medical college in the name and style of Vels Medical College and Hospital was issued.</p>
<p>A2 Tr.Ishari K.Ganesh, Trustee, Vels Institute of Science Technology and Advanced Studies, Chennai.</p>	
<p>A3 Dr.K.Srinivasaraj, Dean Vels Medical College and Hospital, Manjakaranai Village, Uthukottai Taluk, Thiruvallur</p>	
<p>A4 Dr.R.Balajinathan, formerly Dean Salem Mohan Kumaramangalam Govt. Medical College & Hospital now Dean Govt. Theni Medical College</p>	
<p>A5 Dr.T.M.Manohar, Professor of Orthopaedics, Salem Mohan Kumaramangalam Govt. Medical College & Hospital</p>	
<p>A6 Dr.J.Sujatha, Professor of Pathology, Salem Mohan Kumaramangalam Govt. Medical College & Hospital</p>	
<p>A7 Dr.J.A.Vasanthakumar, Professor of Medicine, Salem Mohan Kumaramangalam Govt. Medical College & Hospital</p>	
<p>It is submitted that, the Accused-1, A4, A5, A6 & A7 are Public Servants under the purview of Sec. 2(c) of the Prevention of Corruption Act, 1988 as amended in 2018. A2 and A3 are private individuals.</p>	

- 2) Based on the collection of intelligence, prior approval had been obtained from the competent authority to conduct a Detailed Enquiry against Thiru.C.Vijayabaskar for the allegation stated against him. Accordingly, a detailed enquiry was registered in the DVAC and enquiry was conducted.
- 3) During the course of enquiry it was ascertained that the Essentiality Certificate was issued by the Health and Family Welfare Department to the Vels and Medical College Hospital situated at Velan Nagar, Manjakaranai Village, Uthukottai Taluk, Thiruvallur district for commencing new medical college with an annual intake of 150 MBBS students. The former Minister for Health & Family Welfare Department Dr. C.Vijayabaskar approved the Circular Note and based on his approval the Essentiality Certificate had been issued to the Vels Medical College and Hospital on 27.11.2020.
- 4) The issuance of Essentiality Certificate to a Medical Institution to start a new Medical College is governed by the National Medical Commission Act 2019. The preamble of the Act says "An Act to provide for a medical education system that improves access to quality and affordable medical education, ensures availability of adequate and high-quality medical professionals in all parts of the country;". According to this preamble, the main objective of this act is to ensure the quality of medical professionals and not the number of medical professionals. The establishment of medical colleges is regulated by the "Minimum Requirements for Annual M.B.B.S Admissions Regulations 2020". According to this Regulation, there shall be a hospital that is capable of being developed into a teaching hospital with a fully functional minimum of 300 bedded one and the Hospital should be fully functional for a minimum period of two years. Further, the Regulations also mandate admissions shall not be made at any stage unless the requirements laid down in relevant Minimum Standard Requirement Regulation for Annual MBBS Admissions has been fulfilled by the institution.

5) During the course of enquiry it was ascertained that Tr.Ishari K.Ganesh is the Chairman of the Vels Institute of Science, Technology and Advanced Studies (in short VISTAS), Deemed to be University, Pallavaram, Chennai. The Registrar, VISTAS sent an application in No.VMCH/2019/MBBS/NOC dated 03.11.2019 to the Government, viz, Secretary H&FW Department for taking necessary steps to start a new medical college with an annual intake of 150 MBBS students in the name of Vels Medical College & Hospital at Velan Nagar, Manjakaranai Village, Uthukottai Taluk, Tiruvallur District along with relevant documents. The Secretary, Health and Family Welfare Department vide C.No.284/MCA-2/2020 dated 11.03.2020 sent a letter to the Director of Medical Education (DME), Chennai to verify the functions of Vels Medical College and Hospital whether the proposed institution fulfills the norms laid by the National Medical Commission for starting MBBS course with an annual intake of 150 students. Based on the letter of the Government, the Director of Medical Education, Chennai vide his letter in Ref No.019528/ME2/1/2020 dated 11.11.2020 nominated 4 doctors from Government Mohan Kumaramangalam College, Salem to inspect whether the Vels Medical College & Hospital fulfills the norms laid down by National Medical Commission. The team consisted of i) Dr.R.Balajinathan, Dean, ii) Dr.Sujatha, Professor of Pathology, iii) Dr.Kumaravel, Professor of Paediatric Medicine and iv) Dr.T.M.Manohar, Professor of the Orthopedics, all were working in Government Mohan Kumaramangalam, Medical College, Salem. However, due to medical reasons, Dr.Kumaravel had not participated in the inspection team. Instead of Dr.Kumaravel, Dr.J.A.Vasanthakumar of the same College was included in the inspection team.

6) As directed by the Director of Medical Education, the inspection team conducted an inspection on 16.11.2020 at the premises of Vels Medical College & Hospital. During inspection, the inspection team verified the functioning of blood banks, documents related to the land, Operation Theatres, visiting of outpatients, and bed occupancy of the hospital. The team also verified the

infrastructure facilities of the college and the minimum requirements for starting the MBBS course with an annual intake of 150 students and other facilities of the college, besides the administrative staff, clinical and non-clinical, and nursing staff details of the hospital and college. The team submitted its inspection report dated 16.11.2020 to the Director of Medical Education, Chennai.

7) During the course of the Detailed Enquiry, a surprise inspection was conducted on 02.11.2021 at the premises of the Vels Medical College and Hospital with a team of Government Doctors to ascertain the functional facilities of the Hospital. The surprise inspection team observed that the patient load of the Vels Medical Hospital was stage managed and clinical materials of the Hospital were grossly inadequate. In the surprise inspection report dated 02.11.2021, it was stated that "On perusing the OP statistics for today and yesterday, the numbers were found to be disproportionately boosted and was severely mismatching with the physical presence of patients". The surprise inspection report submitted to the Investigating Officer clearly reveals that the Vels Medical Hospital situated at Velan Nagar, Manjakaranai Village, Uthukottai Taluk, Thiruvallur District does not fulfil the norms laid by the National Medical Commission Act to start a new medical college.

8) The major criterion to start a new medical college is that the institution shall own a fully functional hospital with 300 beds occupied with 60% of patients for minimum two years. The field verification report of the Assistant Director of Town and Country Planning, Thiruvallur dated 11.06.2020 for building approval clearly proves that the buildings of Vels Medical College was under construction during the said period and the major criterion that a fully functional hospital with 300 beds occupied with 60% of patients for minimum two years laid by the National Medical Commission to start a new medical college has not been fulfilled by the Vels Medical Hospital. Further, the essential medical instruments such as Scan Machines, X-ray machines and Blood Bank were not in functional stage at the time of inspection by the Medical team. A.3 Dr.Srinivasaraj, Dean of the Vels

Medical College and Hospital furnished details on 16.11.2020 that the Hospital treated 650 outpatients and 270 inpatients were under treatment. Whereas, the inspection team consisted of A-4 to A-7 in their inspection report dated 16.11.2020 recorded that during the time of inspection 650 outpatients were treated and 210 inpatients were under treatment in the Hospital. Hence, it is evident that A3 Dr.K.Srinivasaraj, Dean, Vels Medical College and Hospital furnished boosted data to the Inspection team at the time of inspection on 16.11.2020 to get Essentiality Certificate.

9) Under this circumstance, the medical team consisted of i) Dr.R.Balajinathan, Dean, ii) Dr.Sujatha, Professor of Pathology, iii).Dr.J.A.Vasanthakumar, Professor of Medicine and iv) Dr.Manohar, Professor of the Orthopedics, all were from Government Mohan Kumaramangalam, Medical College, Salem, in their inspection report stated that the Vels Medical Hospital fulfilled the norms of the National Medical Commission to start a new medical college. The detailed enquiry revealed that A.O. Tr.C.Vijayabaskar, formerly Minister for Health & Family Welfare Department, induced the team of Doctors deputed to inspect the Vels Medical College & Hospital, to inspect the said Hospital improperly and to submit a false report as if the said Hospital was fully functional with 300 bed and all basic amenities to start a new medical college. Further, the Principal Secretary on 24.11.2020 directed the institution to rectify the deficiencies noted in the inspection report. However, without rectifying the deficiencies, the institution submitted a report on 24.11.2020 as if the deficiencies were fulfilled by them. Within two days of the rectification report, that was on 27.11.2020, A.O Tr.C.Vijayabaskar approved the Essentiality Certificate and the same was issued to the Managing Trustee, Vels Institute of Science Technology and Advanced Studies (VISTAS) (Deemed to be University), Velan Nagar, P.V.Vaithialingam Road, Pallavaram, Chennai-600117.

10) The detailed enquiry further revealed that the Inspection team members Dr.R.Balajinathan formerly Dean, Salem Mohan Kumaramangalam Government Medical College & Hospital now Dean, Government Theni Medical College Dr.P.M.Manohar, Professor of Orthopaedics, Salem Mohan Kumaramangaim Government Medical College & Hospital, Dr.J.Sujatha, Professor of Pathology Salem Mohan Government Medical College & Hospital, Dr.J.A.Vasanthakumar, Professor of Medicine Salem Mohan Kumaramangalm Government Medical College & Hospital gave false report and certified that the building & functional hospital complied all requirement even though the essential norms like 300 beds fully functional hospital was not there at the time of inspection where no construction had commenced till June 2020 and certificates related to blood bank, PCPNDT for Ultra scan machine, AERB certificate for X-Ray, Pollution Control Board certificate & Environment Impact Assessment Report were not received.

11) Dr.C.Vijayabaskar, while he was Minister for Health and Family Welfare Department, Government of Tamil Nadu abused his official position and influenced the Medical Inspection team led by A.O-4 Dr.R.Balajinathan and his team members A.O-5 Dr.T.M.Manohar, A.O-6 Dr.J.Sujatha and A.O-7 Dr.J.A.Vasanthakumar to inspect the Vels Medical College & Hospital and induced them to furnish a fraudulent report favouring M/s Vels Medical College as if 300 bedded hospital was fully functional. Accordingly the Inspection team, abusing their official position, conspired with A.O.1 Dr.C.Vijayabaskar gave a false report that all the infrastructure facilities were available as per National Medical Commission norms and had recommended that the Vels Medical College & Hospital was eligible to start MBBS course with 150 Seats. Thereby, the aforesaid accused A.O-1, A.O-4 to A.O-7 conspired with each other had performed a public duty dishonestly for obtaining undue advantage from A-2 Tr.Ishari K.Ganesh, Trustee, Vels Medical College & Hospital. The Dean A-3 Dr.K.Srinivasaraj, Vels Medical College Hospital intentionally created and furnished false documents/electronic records to the inspection team as if they

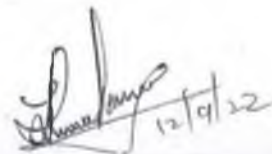
were handling 600 Outpatients and 205 Inpatients approximately during the time of inspection which was signed by A-3 Dr.K.Srinivasaraj Dean, Vels Medical College and Hospital thereby committed the offense of creating false documents/electronic records for the purpose of cheating and submitted the same to the Government and obtained Essentiality Certificate.

12) In the relevant time around the grant of approval by A-1 Tr.C.Vijayabaskar former Minister for Health & Family Welfare Department, there are grounds to believe that the Accused A1 Tr.C.Vijayabaskar received pecuniary advantage from A-2 Ishari K.Ganesh, Trustee, Vels Institute of Science, Technology and Advanced Studies and his associates.

13) It is submitted that to register this case against A.1 Dr.C.Vijayabaskar, permissions u/s 17A of the Prevention of Corruption Act, 1988 amended in 2018 was obtained from the competent authority vide Public (S.C) Department Letter No.AC/433-7/2021 Dt.29.07.2022. Further, to register this case against A4 to A7 Permission u/s 17A of the Prevention of Corruption Act, 1988 amended in 2018 was obtained from the competent authority vide G.O.(D) No.851 Health and Family Welfare (I-2) Department Dt.10.08.2022.

14) As there is prima facie material for commission of cognizable offences, today 12.09.2022 at 15.00 hrs, I am registering a case against the aforesaid accused u/s 120B, 420, 468, 471 of IPC and sec 7(a) of the Prevention of Corruption Act, 1988 as amended in 2018.

The original FIR is sent to the Hon'ble Special Court for trial of cases under PC Act, Chennai and other copies to the concerned higher officials.s



**Deputy Superintendent Of Police
Vigilance And Anti-Corruption,
Chennai City-V,
Chennai-600 016.**