

FIRST INFORMATION REPORT

முதல் தகவல் அறிக்கை

(Under Section 154 Cr.P.C.)

(சு.ந.வி.தொ.பிரிவு 154 இன் கீழ்)

TAMIL NADU POLICE

INTEGRATED INVESTIGATION FORM-I

8074760

C

1. District : **Dindigul** PS: **Vigilance & Anti-Corruption Dindigul** Year: **2022** FIR No.: **04/22** Date: **27.4.2022**
 மாவட்டம் காவல்நிலையம் ஆண்டு (மு.த.அ. எண்) நாள்

2. (i) Act சட்டம்: Sections பிரிவுகள்:
 (ii) Act சட்டம்: **Prevention of Corruption Act, 1988** Sections பிரிவுகள்: **1/3 7(a) and 12**
 (iii) Act சட்டம்: **as amended Act-2018** Sections பிரிவுகள்:
 (iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் :

3. (a) Occurrence of Offence Day : Date from : **18.9.2020** Date to :
 குற்ற நிகழ்வு நாள் நாள் முதல் நாள் வரை
 Time Period : Time from : **10.00 hrs** Time to : **12.30 hrs**
 நேர அளவு நேரம் முதல் நேரம் வரை

(b) Information Received at PS. Date : **27.4.2022** Time : **11.30 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 : **Based on E. Mail petition sent to DVAC.**
 தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக

5. Place of Occurrence (a) Direction and Distance from PS: **30 Kms South**
 குற்ற நிகழ்விடம் (அ) காவல்நிலையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும்
 Beat Number : (b) Address : **Toll gate, Kodai road, Dindigul 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 : **P.Sundararajan** (b) Father's/ Husband's Name : **Pitchaimuttu**
 குற்றமுறையிட்டாளர்/ தகவல் தந்தவர் பெயர் தந்தை / கணவர் பெயர்

(c) Date / Year of Birth : **1965** (d) Nationality : **Indian** (e) Passport No. :
 நாள் / பிறந்த ஆண்டு நாட்டினம் வெளிநாட்டு கடவுச்சீட்டு எண்

Date of Issue : **Inspector of Police** Place of Issue : **Vigilance and Anti-Corruption Dindigul detachment**
 வழங்கப்பட்ட நாள் வழங்கப்பட்ட இடம்
 (f) Occupation : **Inspector of Police** (g) Address :
 தொழில் முகவரி

7. Details of Known/Suspected/Unknown accused with full particulars. (Attach separate sheet if necessary)
 தெரிந்த / ஐயப்பாட்டிற்குரிய / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள்
 (தேவையெனில் தனித்தான் இணைக்கவும்)
 1) **Tr. S. Chittiraj** age 57/2022 State Tax Officer Central Intelligence Wing (CIW) O/o the Joint Commissioner (Intelligence), Madurai.
 2) **Tr. P. Saravanan** age 35/2022 Deputy State Tax Officer O/o the Assistant Commissioner, Commercial Tax Department Palani-II circle, Palani, Dindigul dt.
 8. Reasons for delay in reporting by the complainant / Informant:
 குற்றமுறையிட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்
Based on the E. Mail petition dated 18.9.2020 of Tr. R. Anbazhagan Proprietor, M/s Sri Balaji Alloys 1/314 Happy Garden colony, MTP road, Coimbatore, a Preliminary Enquiry was conducted.

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 / இயற்கைக்கு மாறான இறப்பு எண் ஏதேனும் இருந்தால்

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

முதல் தகவல் அறிக்கையின் சுருக்கம். (தேவையெனில் தனித்தாளில் இணைக்கவும்)

Separate sheet enclosed.

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 P. Sundararajan 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 / பி. சூர் சந்திரன் பதவி Inspector 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. 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 பொறுப்பு அலுவலரின் ஒப்பம்

15. Date & Time of despatch to the court:

நீதிமன்றத்திற்கு அனுப்பப்பட்ட நாளும், நேரமும்

Name: பெயர்

Rank: நிலை

P. Sundararajan

Inspector of Police.

Vigilance & Anti-Corruption
Division.

27.4.2022

13.30 hrs

Continuation of the First Information Report of Dindigul Vigilance and Anti-Corruption Cr.No.4/2022:

Column No.12, Contents:-

Hon'ble Sir/Madam, based on the E-mail petition dated 18.09.2020 sent by Tr.R.Anbazhagan, Proprietor, M/s. Sri Balaji Alloys, 1/314 Happy Garden Colony, MTP Road, Coimbatore, as per the prior approval Letter No.E2/851200/2020, dated.17.02.2021 of the Principal Secretary/ Commissioner of Commercial Taxes, Chennai and as per the order of the Director, Vigilance and Anti-Corruption, Chennai, a Preliminary Enquiry vide.PE.21/2021/CT/DL, Dt. 05.03.2021 was registered on 19.03.2021 against Tr.S.Chithirai, State Tax Officer Intelligence Wing (CIW), Office of the Joint Commissioner (Intelligence), Madurai, for the allegation of demand and acceptance of Rs.4,000/- from Tr.Sasikumar, Manager of the Sri Balaji Alloys, Coimbatore through the Google payment No. 9994760753, to release the container Lorry No.TN 69 K 4371 with exporting goods for the reason of not mentioning the address of the forwarding and clearing agents in the shipping bill and the Preliminary Enquiry so far conducted reveals the following facts:-

The Accused-1 Tr.S.Chithirai worked as State Tax Officer, Central Intelligence Wing (CIW), Office of the Joint Commissioner(Intelligence), Madurai from 01.05.2019 to 18.09.2020 and also worked as Roving Squad Head Officer from 07.09.2020 until further orders (vide. Duty allotment order in Rc.1427/2019/A8, dated.04.09.2020 of the Joint Commissioner, Commercial intelligence wing (ST), Madurai).

The Accused-2 Tr.P.Saravanan is working as Deputy State Tax Officer, O/o the Assistant Commissioner, Commercial Tax Department, Palani-II Circle, Palani, Dindigul District from 31.07.2019 to till date and also worked as member of the Roving Squad from 07.09.2020 until further orders.

It is revealed that as per the Order of the Joint Commissioner (Sales Tax) Intelligence, Madurai Division, Madurai dated 4.09.2020 Roving Squad has been formed by combining with Intelligence Wing Officials and Territorial Wing Officials under the head of State Tax Officer (STO, formerly called as CTO) for conducting vehicle check between 10.00 A.M to 6.00 P.M in Madurai Division, consists of Madurai, Ramnad, Sivagangai, Theni and Dindigul Districts.

It is revealed that a team under the head of 1.Tr.S.Chithirai, State Tax Officer (STO), Central Intelligence Wing O/o the Joint Commissioner (ST) (Int), Madurai, 2.Tr.P.Saravanan, Deputy State Tax Officer-II (DSTO), O/o the Assistant Commissioner (ST), Palani-II, 3.Tr.P.Srinivasan, Deputy State Officer-II (DSTO), O/o the State Tax Officer (ST), Nilakottai, and 4.Tr.S.Syed Abudhagir, Driver, Theni was posted to conduct vehicle check in Dindigul District from 07.09.2020 until further orders.

It is revealed that the Roving squad headed by the Accused-1 Tr.Chithirai STO along with the DSTOs Tr.Saravanan and Tr.Srinivasan started vehicle check on 18.9.2020 at about 10.15 A.M at the South left side of the Toll Gate, Kodairoad, Dindigul District. During the checking, the Accused-1 was sitting inside the Government Jeep No.TN60 G 0189 for scanning the bills, the two DSTO's were standing on the road for stopping the vehicles and the Jeep driver Tr.Syed Abudhagir assisted the said officials.

It is revealed that during the checking, the Vehicle No. TN 69 K 4371 which was reported as a container lorry with load of pipeline Gate Valves of Sri Balaji Alloys, Coimbatore, exported to the Belgium country through Tuticorin Port, passed the Toll Gate, Kodairoad by 10.34 A.M with driver Tr.Velmurugan.

It is revealed that the said container lorry was stopped by one of the DSTOs, who verified the invoice and E-way bill produced by the lorry driver Tr.Velmurugan and sent to the Accused-1 who was sitting inside the Jeep for further verification and for scanning the E-Way bills. The Accused-1 verified the Invoice and E-Way bill and told the driver Tr.Velmurugan that the Shipping bill did not contain the address of clearing and forwarding agency and it was a matter for imposing fine. Upon that the driver Tr.Velmurugan called Tr.Sasikumar, the Manager Sri Balaji alloys, Coimbatore through his cell No.9894797722 at about 10.42 hrs and explained the lapse in the shipping bill remarked by the Accused-1.

It is revealed that Tr.Sasikumar Manager spoke with STO Tr.Chithirai through the driver's cell phone and explained that usually they did not mention the address of the clearing and forwarding agent in the shipping bills. But the Accused-1 ignored the reply of Tr.Sasikumar and demanded Rs.10,000/- as undue advantage from him through cell phone in the presence of the driver Tr.Velmurugan, to overcome the lapse in the bill and release the vehicle. Then Tr.Sasikumar informed matter to Tr.Anbazhagan the owner of Sri Balaji Alloys. The owner replied the Manager to speak again with the Accused-1 and told him that the address of the clearing and forwarding agency was not essential and if it was necessary it would rectify in future. Then, Tr.Sasikumar spoke again with the Accused-1 through driver's cell phone but the Accused-1 did not accept the plea of the Manager. Further he reduced his demand gradually from 10,000/- and stick on his demand at Rs.4,000/- from Tr.Sasikumar through the cell phone of the lorry driver for releasing the vehicle and asked to pay the same through Google pay. Then it was again informed to the owner Tr.Anbazhagan by Tr.Sasikumar Manager and got

concurrency for paying bribe of Rs.4,000/- through Google pay to the Accused-1 since, urgency for sending goods to the Port in time, the owner of the goods accepted to pay bribe amount to the Accused-1 to release the vehicle. Then the Accused-1 collected Google pay No.9994760753 from the Accused-2 Tr.Saravanan, DSTO who was on duty with him and number owned to one Tr.Senthilkumar, a friend of Accused-2 and gave to Tr.Sasikumar, Manager for posting the amount.

It is revealed that Tr.Sasikumar made payment of Rs.4000/- through Google pay from his cell number 9894797722 to the number 9994760753 given by the Accused-1 and received the message in his cell phone as acknowledgement for the same by 11.52 A.M. After that Tr.Sasikumar forwarded the screen shot message to the cell No.6374160895 of the driver Tr.Velmurugan and asked to show it to the Accused-1. Accordingly, the screen shot message was shown to the Accused-1 by the driver. After confirming the credit of payment in the Google pay account through the Accused-2 Tr.Saravanan DSTO, the Accused-1 released container lorry after waiting of about 01.30 hours at the Toll Gate, Kodairoad.

It is revealed that after releasing the container lorry the Accused-1 told Accused-2 to collect the amount from his friend Tr.Senthilkumar and bring it the day after on 19.09.2020 when he comes for duty. On 19.9.2020 morning at about 07.30 hrs, the Accused-2 called Tr.Senthilkumar through cell phone and asked to bring the credited amount by 09.00 hrs near to the Office of the Deputy Commissioner, Commercial Tax, Dindigul where he would ready to go for duty by the Governement Jeep. Accordingly, Tr.Senthilkumar went to DC office, at about 09.00 hrs and handed over Rs.4,000/- to the DSTO Tr.Saravanan. Then the bribe amount of Rs.4,000/- was handed over to the Accused-1 at the Toll Gate by the Accused-2 on 19.09.2020.

The above information collected during Preliminary Enquiry disclosed prima facie that the Accused-1 by abusing his position as a public servant dishonestly had obtained undue advantage from Tr.N.Sasikumar, Manager Sri Balaji Alloys, through the Google payment No.9994760753, to release the container Lorry No. TN 69 K 4371 with exporting goods for the reason of not mentioning the address of the forwarding and clearing agents in the shipping bill. The Accused-2 knowingly by abusing his position as a public servant dishonestly abetted A-1 by giving Google pay No.9994760753 of his friend Tr.Senthilkumar and obtained undue advantage of Rs.4,000/- for A-1 and handed over the same to the Accused-1 at the Toll Gate, Kodairoad on 19.09.2020. Further the Preliminary Enquiry disclosed the commission of offences u/s 7(a) and 12 of the Prevention of Corruption Act, 1988 as amended in 2018 by both the accused. As per section 17A(1) of Prevention of Corruption (Amendment) Act, 2018 prior approval for registering a case against the Accused-1 Tr.Chithirai, State Tax Officer and Accused-2 Tr.P.Saravanan, Deputy State Tax Officer was obtained from the Additional Chief Secretary, Commissioner of Commercial Taxes, Chennai vide Lr.No.E2/851200/2020, dated 27.12.2021.

Hence this case has been registered against A-1 Tr.Chithirai and A-2 Tr.P.Saravanan under sections 7(a) and 12 of the Prevention of Corruption Act, 1988 as amended in 2018. The original FIR is sent to the Honourable Chief Judicial Magistrate/ Special Judge and the copies of the FIR are sent to the officers concerned.

P. Sundararajan
27/4/2022
(P. Sundararajan)
Inspector of Police.
Vigilance & Anti-Corruption
Dindigul.