

FIRST INFORMATION REPORT

முதல் தகவல் அறிக்கை

(Under Section 154 Cr.P.C.)

Vigilance and Anti-Corruption 2022

TAMIL NADU POLICE
INTEGRATED INVESTIGATION FORM-I

8081698

05/2022

03.10.2022

1. District : **Kanyakumari** PS: **Kanyakumari** Year: **ஆண்டு** FIR No.: **120-B, 465, 468, 471, 409, 420 and 34** Date: **03.10.2022**
மாவட்டம் காவல்நிலையம்
2. (i) Act சட்டம்: **Indian Penal Code** Sections பிரிவுகள்: **120-B, 465, 468, 471, 409, 420 and 34**
(ii) Act சட்டம்: **Prevention of Corruption Act, 1988** Sections பிரிவுகள்: **13(2) r/w 13(1)(c) and (d)**
(iii) Act சட்டம்: **Prevention of Corruption Act, 1988** Sections பிரிவுகள்: **13(2) r/w 13(1)(c) and (d)**

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

3. (a) Occurrence of Offence Day : **2016** Date from : **நாள் முதல்** Date to : **நாள் வரை**
குற்ற நிகழ்வு நாள் **2016** நாள் முதல் **நாள் வரை**
Time Period : **நேரம் முதல்** Time to : **நேரம் வரை**
நேர அளவு **நேரம் முதல்** **நேரம் வரை**
- (b) Information Received at PS. Date : **03.10.2022** Time : **நேரம்**
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் **03.10.2022** நேரம் **நேரம்**
- (c) General Diary Reference : Entry No(s) **03.10.2022** Time : **11.30 hrs**
பொது நாட்குறிப்பில் பதிவு விவரம் எண் **03.10.2022** நேரம் **11.30 hrs**

4. Type of Information : Written/ Oral : **Written**
தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக **Written**

5. Place of Occurrence (a) Direction and Distance from PS: **Various places in Kanyakumari District**
குற்ற நிகழ்விடம் (அ) காவல்நிலையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும் **Various places in Kanyakumari District**

Beat Number : **முறைக் காவல் எண்** (b) Address : **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.Peter Paul Durai** (b) Father's/ Husband's Name : **SIRONMANI**
குற்றமுறையிட்டாளர்/ தகவல் தந்தவர் பெயர் **தந்தை / கணவர் பெயர்**
- (c) Date / Year of Birth : **30.01.1968** (d) Nationality : **Indian** (e) Passport No. : **வெளிநாட்டு கடவுச்சீட்டு எண்**
நாள் / பிறந்த ஆண்டு **30.01.1968** நாட்டினம் **Indian** வெளிநாட்டு கடவுச்சீட்டு எண்
- Date of Issue : **வழங்கப்பட்ட நாள்** Place of Issue : **வழங்கப்பட்ட இடம்**
வழங்கப்பட்ட நாள் **வழங்கப்பட்ட இடம்**
- (f) Occupation : **Deputy Supdt. of Police** (g) Address : **Vigilance and Anti-Corruption, Kannyakumari Detachment.**
தொழில் **Deputy Supdt. of Police** முகவரி **Vigilance and Anti-Corruption, Kannyakumari Detachment.**

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.M.Muthusamy, S/o.Tr.Muthiah, Sub-Registrar, Chenkuntam, Chennai, formerly Joint-I Sub-Registrar, Nagercoil. (2.) Tr.T.Francis, S/o.Thomas, Kanyakumari District (Private Individual). (3.) Tmt.S.Puvaneswari, W/o.Francis, Kanyakumari District (Private Individual). (4.) Tmt.P.Jercy Alan, D/o.Francis, Kanyakumari District (Private Individual) Informant

குற்றமுறையிட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம் **No delay**

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 என ஏதேனும் இருந்தால்
12. FIR Contents (Attach separate sheet, if required) :
முதல் தகவல் அறிக்கையின் கருக்கம். (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 S.John.Benjamin Rank .Inspector.of.Police 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 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 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

S.PETER PAUL DURAI

Name: பெயர் S. PETER PAUL DURAI
Rank: நிலை Dy. Supdt. Police

15. Date & Time of despatch to the court:
நீதிமன்றத்திற்கு அனுப்பப்பட்ட நாள், நேரமும்

03.10.2022 at 12.30 hrs

Vn AC, Kanyacumari
Detachment @ Nagore

Attachment to Column No.12 of First Information Report in Kanyakumari Vigilance and Anti-Corruption Cr.No.05/2022

Honourable Sir.

<u>Accused :</u>	<u>Submitted:-</u>
<p>1) Tr.M.Muthusamy, S/o.Muthiah, formerly Joint-I Sub-Registrar, Nagercoil. Kanyakumari District. now Sub-Registrar, Chenkuntam, Chennai.</p> <p>2) Tr.T.Francis, S/o.Thomas, 3-290, St.Raphael Street, Rajavoor Kanyakumari District. (Private Individual)</p> <p>3) Tmt.S.Puvaneswari W/o.Francis, D/o.Soosai Michael, 3-290, St.Raphael Street, Rajavoor Kanyakumari District. (Private Individual)</p> <p>4) Tmt.P.Jercy Alan, W/o.Alan Valtharis, D/o Francis, 3-290, St.Raphael Street, Rajavoor Kanyakumari District. (Private Individual)</p>	<p>I, S.Peter Paul Durai, Deputy Superintendent of Police, Vigilance and Anti-Corruption, Kanyakumari Detachment @ Nagercoil, while on duty on 03.10.2022, I, received the Memorandum from Directorate of Vigilance and Anti-Corruption, Chennai in V.R.No.2277/2020/ REVI KK, dated 26.09.2022 along with a copy of prior approval order vide proceedings No.33486/V1/2020, dated 19.11.2020 accorded by the Competent Authority, under Section 17(A)(1) of the Prevention of Corruption Act, 1988 as amended by Act 2018, I register the following case against the Accused 1 to 4. The factual matrix of the case disclosed through the above mentioned confidential communication is unfolded as under.</p>

1) The land in Kanyakumari District, Agasteeswaram Taluk, Nagercoil, Kottar, Vadiveeswaram North Revenue Village comprised in R.S.No.R1/153 to an extent of 0.25.21.201 Hectare originally belongs to one Thiru.Sankara Narayanan.

2) During the year 1877, the Tobacco Merchants of the Kanyakumari District, Nagercoil Town, Vadiveeswaram Village, Kottar area have formed a trust in the name of "Kottar Mahamai, Thiruchendur Subramaniya Swamy Utchikala Velli Thampala Kattalai, Vadiveeswaram, Kottar, Nagercoil" for producing Neivedhyam on Silver plate to the Lord Thiruchendur Arulmigu Subramaniya Swamy during daily Utchikala Pooja and also giving daily lunch food to 14 persons and Abisheka Aarathanai to the Lord Thiruchendur Arulmigu Subramaniya Swamy on the 10th day Vasantha Thiruvizha during the month of Vaikasi.

3) Likewise many landlords donated their lands for performing above Kattalai, one among them was, one Thiru. Sankara Narayanan S/o Subramaniyan who had donated his land in Kanyakumari District, Agasteeswaram Taluk, Nagercoil, Kottar, Vadiveeswaram North Revenue Village Old S.No.2217 and Rs.No.R1/153 measuring 61 cents coconut groves for performing above poojas and other connected functions to the Lord Thiruchendur Arulmigu Subramania Swamy on lifelong strategic basis.

4) During 1980s, the Trustee under the head of one Thiru. Nadarajan had administrated the Kattalai properties. Due to the malpractices and misappropriation by the Trust Chairman Tr.Nadarajan, the remaining Trust members submitted complaint to the authorities. Hence, Tr.Nadarajan had resigned his post of Trust Chairman. Further, on 05.02.1987, one Tmt.Ponnammal had assumed the post of Trust Chairman with 2 Trustees.

5) The said Ponnammal and other 2 Trustees have consented to hand over the Kattalai to HR&CE Department. Hence, the Commissioner, HR&CE has appointed the Executive Officer of Tiruchendur Arulmigu Subramaniya Swamy Temple as the Executive Officer for conducting the proper administration of the Kattalai u/s 45(1) of the HR&CE Act Vide ௨௪.௫.நி.௫.51202/87 dt.12.12.1987 and the responsibility of the Kattalai was

received from the Chairman Tmt.Ponnammal and other 2 Trustees (1) Tr.Chithamparam Pillai and (2) Tr.Pugazhum Perumal by the Joint Commissioner/ Executive Officer of the Tirchendur Arulmigu Subramaniya Swamy Temple on 04.01.1989.

6) The said disputed land of Vadiveeswaram North Village R.S.No.R1/153 measuring 61 cents was given to one Tmt.Puvaneswari, W/o Francis on lease basis for the amount Rs.3,875/- per year for four years from 18.09.2002 to 17.09.2006 with some conditions. The income of the particular funds is earmarked for special services which are entrusted to the trustees. The above said Tmt. Puvaneswari enjoyed the land till 2016.

7) Tmt.Puvaneswari in order to swindle the property for herself have entered into Criminal Conspiracy with her husband Tr.Francis and has executed a general power deed to her husband Tr.Francis and made it registered through Nagercoil Joint-I Sub-Registrar's Office on 26.09.2016 as Doc.No.2935/2016 supported the false chitta and a false tax paid receipt of Vadiveeswaram South Village as tax Rs.10/- was paid for the patta No.3849 for the Fasali year 1426 (2016) for the land in S.No.R1/153 measuring 0.25.201 paid in the name of Tmt.Puvaneswari W/o Francis.

8) After getting registered the general power document and in pursuance of the criminal conspiracy Tr.Francis had executed a settlement deed for the same land of Vadiveeswaram S.No.R1/153 measuring 61 cents to his daughter Tmt.Jersey Allan on 23.11.2016 vide doc.No.3404/2016 through Nagercoil Joint-I Sub-Registry with the help of the Sub-Registrar Tr.Muthuswamy. The document writer bearing License No.4382/91 had prepared both general power and settlement deed document using the forged tax receipt and chitta copy.

9) On the basis of this illegally registered general power, Tr.Francis had executed a settlement deed illegally for the value of Rs.35.30 Lakhs on this land in Vadiveeswaram North Village to their daughter, Tmt.Jercy Allan with the support of the same forged Chitta copy and tax receipt and got registered with

the help of the Sub-Registrar Tr.Muthuswamy, who is a public servant as per section 2(C) of the PC Act 1988, by dishonestly colluded with the other accused facilitate the above said alienation.

10) After getting the lands registered in his daughter's name on 23.11.2016 Tr.Francis had applied for the patta in the name of his daughter Tmt.Jersy Alan for the land to the Tahsildar, Agasteeswaram Taluk on 21.12.2016 by enclosing the forged death certificate and legal heir certificates of Tr. Sankaranarayanan. Actually Tr.Sankaranarayanan belongs to Hindu Pillaimar Community the accused Tmt.Puvaneswari belongs to Christian fisherman community, her father name is Tr.Soosai Michael having native of Kootapuli Village in Thisayanvilai Taluk.

11) Based upon the above said forged death certificate and legal heir certificate the concerned Zonal Deputy Tahsildar approved the patta transfer from Subramaniya Swamy Utchikala Velli thampala Vagaikku Thalaivar Natarajan in the name of Tmt.Jersy Alan W/o Tr.Alan Valtharies.

12) The A-2 to A-4 accused conspired with A-1 the Sub Registrar executed the general power of attorney deed and settlement deed for the trust property of Kottar Mahamai Trichendur Subramaniya Swamy Utchikala Velli Thampala Kattalai, Vadiveeswaram, Kottar, Nagercoil. The total worth of the land comprised in R.S.No.R1/153 of Vadiveeswaram North Village is around 18.30 Crores. The said Francis and his wife Tmt.Puvaneswari in pursuance of their criminal conspiracy had forged the documents as if the said Tmt.Puvaneswari is the legal heir of pattadhar Sankaranarayanan and used that forged documents for the purpose of cheating and carried out land transfer activities with the support of the Government officials who have acted in vested interest. The A-1 is the public servant abused in the official position and commits criminal breach of trust by registered the settlement deed known that the property belongs to the trust property.

Therefore, today (03.10.2022) at 11.30 hrs I registered a case in Kanyakumari Detachment, Vigilance and Anti-Corruption, Crime No. 05/2022, against (1) Tr.M.Muthusamy, S/o.Muthiah, Sub-Registrar, Chenkuntam, Chennai, formerly Joint-I SRO, Nagercoil, (2) Tr.T.Francis, S/o.Thomas, 3-290, St.Raphael Street, Rajavoor, Kanyakumari District, (Private Individual), (3) Tmt.S.Puvaneswari, W/o.Francis, D/o.Soosai Michael, 3-290, St.Raphael Street, Rajavoor, Kanyakumari District (Private Individual) and (4) Tmt.P.Jercy Alan, W/o.Alan Valtharis, D/o.Francis, 3-290, St.Raphael Street, Rajavoor, Kanyakumari District (Private Individual) u/s 120(B), 465, 468, 471, 409, 420 and 34 of IPC and 13(2) r/w 13(1)(c) and (d) of the Prevention of Corruption Act, 1988.

The original FIR is submitted to the Honourable Court of the Chief Judicial Magistrate cum Special Judge, Kanyakumari District @ Nagercoil and I am sending a copy of FIR to Tr.S.John Benjamin, Inspector of Police, Vigilance and Anti-Corruption, Kanyakumari Detachment @ Nagercoil for taking up investigation and copies of the FIR are sent to the officers concerned.



Peter Paul Durai
3.10.2022
J. PETER PAUL DURAI
DY. Suptd. of Police,
V.K. & Co., Kanyakumari
Detachment @ Nagercoil.