			(Second)				
			FIRST INFORMATIO முதல் தகவல் அர (Under Section 154 குந.வி.தொ.பிரிவு 154	றிக்கை Cr.P.C.)	INTEGRATED INVE		
	1	District DVAC	PS. DVAC Herman	Year AUO D	FIR NO.:	Date: 12, -09-2022 Badi 409, 4-20 IPC	
	2	(i) Act #LLID: I'r diam (ii) Act +LLID: The pre-	Pernal Columnation of contra	plicentions กุญพ	# 13(2) r/	w 13(1)(c)	
		(iii) Act まにしか A.ナ, 198 (iv) Other Acts & Sections เปิด ましい		Sections Inflayant: 13(2) Y/W 13(1)(d) of PC Act 1988 and 13(2)			
	3.	(a) Occurrence of Offence Day குற்ற நிகழ்வு நாள்	Date from Between		Y/W B(1	1) (a) of pc.	
		Time Period நேர அளவு	Time from : நேரம் முதல்	Time to : நேரம் வரை			
		(b) Information Received at PS. Date : காலல் நிலையத்திற்கு முகவல் கிடைத்த நாள் 12.09.2022நேரம்					
		(c) General Diary Reference : Entry பொது நாட்குறிப்பில் பதிவு விவரம் எ		тіте 2 Сълы IA	30 hrs.		
	4	Type of Information = \Vritten/ Oral គ្ននលល់ថា សភាគ = ជម្រុំខ្ញុំ ក្រុលប៉ / គារ	ாய் மொழியாக	Wriften.		0.120	
	5	Place of Occurrence (2) Direction and Distance from PS: All district Of Tarnihvadu duricy Good Blagialle (2) & meiglannussial allogist anima surgerie as animal surgerie 2015 to 2018.					
		Beal Number : முறைக் காவல் என்	(b) Address : முகவரி	201			
		(c) In case outside linut of this Police இக்காவல் நிலைய எல்ல ்க்கப்பால் ந		ல் அந்த கா.நி பெயர்	District : மாவட்டம்		
	6.	Complainant /Informan! (a) Name இ குற்றமுறையிட்டாளர்/ தகலை தந்தவர் செ		w (Mather's/Hus தந்தை / கனவர் (DURAIRAS	
		(c) Date / Year of Birth நாள் / பிறந்த ஆண்டு	(d) Nationality : நாட்டினம் Mcc m	(e) Passport No. வெளிநாட்டு கடவ	ச்சீட்டு என		
		Date of Issue : வழங்கப்பட்ட நாள்	Place of Issue : லழங்கப்பட்ட இடம்	10.1		A 1	
		ญษายากการเรื่อย (1) Occupation Intiple by ผิฐานูกิล police	6 do) Address Speuce (praufi) Vigilar	il drivesti ice & Anti	- Corruption	on, M.K.N Road,	
	7	ALandur, Chunna - 16. Details of Known/Suspected/Unknown accused with full particulars (Attach separate sheet if necessary) தெரிந்த / ஐயப்பாட்டிற்கு ரிய / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள் தேவையெனில் தனித்தார் இனைக்கவும்)					
		As per en	nclosed shut	t in An	nexure	- A .	
ł	8	Reasons for delay in reporting by th குற்றமுறையிட்டாளரால் / தகவல் கொ		ைகொடுப்பதில் தாமத	Ь		
		on the o	utcome of D	etailed	Enquiry		

* GCP 240-34(Type 2) 90 000 Cp - 21 3 16(HCL-12)

- Particulars of properties stolen / involved (Attach separate sheet if necessary) களவாடப்பட்ட / களவிற்குள்ளான சொத்துக்களின் விவரம் (தேவையெனில் தனித் தாளில் இனைக்கவும்).
- Total value of properties stolen / involved : கனவாடப்பட்ட / களவிற்குள்ளான சொத்துக்கனின் மொத்து மதிப்பு
- Inquest Report / Un-natural death Case No. if any: பின விசாரனை அறிக்கை / இயற்கைக்கு மாறான இறப்பு என் ஏதேனும் இருந்தால்
- FIR Contents (Attach separate sheet, if required) : முதல் தகவல் அறிக்கையின் கருக்கம். (தேவையெனில் தனித்தாளில் இணைக்கவும்)

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 Rank to take up the Investigation / Refused Investigation / transferred to PS.....on point of jurisdiction,

Separate sheet attached m Annexure - B

FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost

முத்.அ. குற்றமுறையீட்டாளருக்கு / தகவல் தந்தவருக்கு படித்துக்காட்டி, அது சரியாக எழுதப்பட்டு, இருப்பதாக ஏற்றுக் கொள்ளப்பட்டு, அதன் படி நகல் ஒன்று இவவசமாக கொடுக்கப்பட்டது.

- 14. Signature / Thumb Impression of the Complainant / Informant குற்றமுறையீட்டாளர் / தகவல் கொடுப்பவரின் ஒப்பம் / பெருவிரல் இரேகைப் பதிவு
- Date & Time of despatch to the court: நீதிமன்றத்திற்கு அனுப்பப்பட்ட நாளும், நேரமும்

12 09.2022 at 18.30 hrs.

GCP-240-34(Type-2) 90,000 Cps -21.3 18(HCL-12)p 2

Signature of the Officer in-charge, Police Station வைக் நிலைய பொறுப்பு அதுவலரின் ஒப்பம்

Name: Quuit Rank: Modern per of Road Dolice. SFEWER Proven galita call VERC Churman. INSPEC OR OF POLICE Special investigation Cell, Minilance & Anti Corruption, Inc. mai - 600 n16

<u> Annexure - A</u>

Accused:

1.Tr.S.P.Velumani, Former Minister for Rural Development and Panchayat Raj, Govt. Of Tamil Nadu.

2. K.Chandraprakash, Managing Director,, KCP Engineers Pvt. Ltd., No.159, Rangarajapuram Main road, Kodampakkam, Chennai-24

3.Tr.R.Chandrasekar, Director, KCP Engineers Pvt. Ltd., No.159, Rangarajapuram Main road, Kodampakkam, Chennai-24

4. D.Srinivasan, Managing Director, M/s. ACE Tech Machinery Components India Pvt. Ltd:,70,71, Thirumurugan Nagar IV th cross, Vadavalli Post, Coimbatore - 641 041

5. D.Siddharthan, Director, M/s. ACE Tech Machinery Components India Pvt. Ltd.,70,71, Thirumurugan Nagar IV th cross, Vadavalli Post, Coimbatore - 641 041

6. K.U.Rajan, Proprietor, M/s.CR Construction, 40/7, 40/8, Veeramaathiamman Koil St., P.N.Pudhur, Coimbatore - 641 041

7. C.T.Radhakrishnan, Proprietor, Sabari Electricals, No.5, Kathiresan Street, Gnanamoorthy Nagar, Ambattur, Chennai-600 053.

8. R.Parasuraman, Partner, M/s. Murugan Electrical Traders, Old No.288, New No.08, Purasawalkam High road, Chennai - 600 007.

9. P.Vijaya kumar, Partner, M/s. Orient Poles, No.64, Velachery main road, Velachery, Chennai-600 042.

10. K.Manivannan, Proprietor, M/s. R.K.M Electricals, Kannan Nilayam, No.59/84, Othavadai Street, Kodambakkam, Chennai - 600 024

and others

(D. SELVALICAN DAV (D) **INSPECTOR OF POLICE** Special Investigation Cell, Vigilance & Anti Corruption, Chennai - 600 016.

Annexure-B

FIR content in Vigilance and Anti-Corruption Head Quarters Cr.No 05/2022 U/s 120(b). 409, 420 IPC, 13(2) r/w 13(1)(c) & 13(2) r/w 13(1)(d) of Prevention of Corruption Act 1988 and u/s 13(2) r/w 13(1)(a) of Prevention of Corruption (Amendment) Act 2018.

Accused

1.Tr.S.P.Velumani, Former Minister for Rural Development and Panchayat Raj, Govt. Of Tamil Nadu.

2. K.Chandraprakash, Managing Director,, KCP Engineers Pvt. Ltd., No.159, Rangarajapuram Main road, Kodampakkam, Chennai-24

3.Tr.R.Chandrasekar, Director, KCP Engineers Pvt. Ltd., No.159, Rangarajapuram Main road, Kodampakkam, Chennai-24

4. D.Srinivasan, Managing Director, M/s. ACE Tech Machinery Components India Pvt. Ltd.,70,71, Thirumurugan Nagar IV th cross, Vadavalli Post, Coimbatore - 641 041

5. D.Siddharthan, Director, M/s. ACE Tech Machinery Components India Pvt. Ltd.,70,71, Thirumurugan Nagar Ivth cross, Vadavalli Post, Coimbatore - 641 041

6. K.U.Rajan, Proprietor, M/s.CR Construction, 40/7, 40/8,

1. The Directorate of Vigilance and Anti-Corruption had received two petitions dated 20.05.2019 and 15.07.2020 sent by Thiru M.Appavu, Ex.MLA., Radhapuram Constituency (Now Hon'ble Speaker, Tamil Nadu Legislative Assembly) against A-1 Thiru S.P.Velumani, Formerly Minister for Development Municipal Administration. Rural and Programme and others. Implementation of Special Government, Public (SC) Department has accorded permission in the letter No.AC/291-11/219 dated 01/09/2021 to conduct a Detailed Enguiry on the allegations. A Detailed Enquiry DE.53/2021/PUB/HQ was registered on 07/10/2021 and taken up for investigation.

2. In both the above petitions, it is alleged that A-1 Thiru S.P.Velumani S/o E.A.Palanisamy hatched a plan to swindle public money in the name of replacing the old street lights with LED lights at village Panchayat Level under the guise of reducing electricity consumption and annual maintenance of street lights during the year 2015 to 2018 in phased manner. To execute his plan, he made Hon'ble Chief Minister to announce the scheme of replacing street lights with LED lights on the floor of Assembly under Rule 110 of Tamil Nadu Legislative Assembly Rules since the members of the Assembly has no right to question or seek explanation of the scheme. Thiru S.P.Velumani constituted a State Level Committee to fix cost of LED lights for each linancial year and to frame terms and conditions of tenders. The State Level Committee framed terms and conditions so that the men of Thiru S.P.Velumani get contract for replacing lights at District Veeramaathiamman Koillevel. The Suppliers of 20W and 90W LED streets lights in
St., P.N.Pudhur,
Coimbatore - 641 041the tender are either fake or have no experience in electrical

7. O.T.Radhakrishnan, Proprietor, Sabari Electricals, No.5. Kathiresan Street, Gnanamoorthy Nagar, Ambattur, Chennai-600 053.

8. R.Parasuraman, Partner, M/s. Murugan Electrical Traders, Old No.288, New No.08, Purasawalkam High road, Chennai - 600 007.

9. P.Vijaya kumar, Partner, M/s. Orient Poles, No.64, Velachery main road, Velachery, Chennai-600 042.

10. K.Manivannan, Proprietor, M/s R.K.M Electricals, Kannan Nilayam, No.59/84, Othavadai Street, Kodambakkam Chennai - 600 024

and others.

the tender are either fake or have no experience in electrical business and they are nothing but benami entities of Thiru S.P.Velumani. 1.KCP Engineers Pvt Ltd, Puliakulam, Coimbatore, 2.C.R.Construction, No40/7,40/8, Veeramathi Amman Koil street, PN Pudur, Coimbatore, 3. General Enviro Tech Pvt Ltd, No.70-A, Kalluri Nagar, Anna Nagar, Peelamedu. Coimbatore. 4.R.Krishnamurthy & Ċo. Sapthamaliga Apartment, Kilpauk, Chennai-10, 5.The Acetech Machinery Components India Pvt Ltd, No.71, 4th cross street Thirumurugan Nagar Vadavalli, Coimbatore, 6. Rajarajewara Constructions, No.7C, Directors Colony, Kodampakkam, Chennai-24, 7.B.R.Ganeshkumar, 16/27, Chellappa Street, Chennai-12, 8. Orient Poles, Flat No. 17&18, Sanskrit Apts, First Floor B1, Velachery by-pass road, Velachery, Chennai-600042, 9.Sabari Electricals, Ambattur, Chennai, 10.Sri Ganesha Traders, Trichy, 11.Thirumurugan Electricals Chennai are sample list of Binami Suppliers.

3. Further it is alleged that during the financial year 2015-16, 2016-17 and 2017-18, Tr.S.P.Velumani, Formerly Minister for Municipal Administration, Rural Development and Implementation of Special Programme, Tamil Nadu Government, presently Member of Legislative Assembly, Thondamuthur constituency and his Administrative Officers / State level Committee (SLC) Members fixed a very high rate for the LED Lights than the original market rate in the scheme of replacing the existing street lights with LED lights and caused loss to the exchequer around Rs.500 crores in Rural Development and Panchayat Raj Department.

4. In the course of Detailed Enquiry following facts were revealed which discloses prima facie information of cognizable offence warranting registration of criminal case.

5. A-1 Thiru S.P.Velumani, S/o Thiru. E.A.Palanisamy is a politician and an incumbent Member of Legislative Assembly from Thondamuthur Assembly Constituency, Coimbatore District. He was the cabinet Minister for Municipal Administration, Rural Development, Corporations and Panchayat Unions, Poverty Alleviations' Programmes, Rural Indebtedness, Urban and Rural Water Supply and Implementation of Special Programme from 2014 to 2021. He is a public Servant as defined u/s 2 (c) of Prevention of Corruption Act, 1988.

6. A scheme of replacing street light in rural areas with LED light was introduced in the financial year 2015-16 in Rural Development and Panchayat raj considering the increased electricity consumption and maintenance expenditure of street lights system for efficient use of street lighting. It was implemented in phased manner during the financial years 2015-16, 2016-17and 2017-18.

7. The scheme was implemented after the announcement of Honourable Chief Minister in the floor of Tamil Nadu Assembly under rule 110 on 03/09/2015 that 8 lakh street lights will be replaced with LED lights in rural areas at the estimate cost of Rs.300 Crore. Draft Guidelines were prepared by Director, Rural Development and Panchayat Raj for the implementation of the scheme and forwarded to Secretary to Government, Rural Development and Panchayat Raj Department, Secretariat, Chennai-9 on 29/10/2015 along with technical specification for the proposed LED street lights. Based on the letter from Director, Rural Development and Panchayat Raj vide Letter No. Roc. 39116/2015/PR-I 3-2, dated 29.102015 a G.O (Ms) No.19 dated 02.02.2016 was issued for sanction of funds and guidelines to be followed in replacement of street lights with LED lights in rural areas during the financial year 2015-16. A detailed guidelines and technical specification for the implementation of the scheme were annexed to that G.O.

8. Two more announcements were made in the assembly during the financial year 2016-17 and 2017-18 for replacing existing tube lights and Mercury vapour, Sodium Vapour, balance tube lights with LED lights respectively and GOs were issued for allotting fund and issuing guidelines. As per the announcements in total Rs. 875,70,06,076/- was sanctioned for the implementation of the scheme.

9. In May 2014, A-1, Thiru.S.P.Velumani had assumed charges as the Minister for Rural Development. Being Minister, he is the administrative head of the Rural Development and Panchayat Raj Department. During the implementation of the scheme, he had willfully abused his official position in causing injudicious award of the tenders in connivance with the unknown officials of the District Level Committee of members thereby causing undue pecuniary advantage to the alleged companies / firms.

10. While awarding the tenders, the tender inviting/tender evaluating/Accepting authorities of District level Committee have violated Tamil Nadu Transparency in Tenders Act,1988 and Tamil Nadu Transparency in Tenders Rules 2000 under the influence and directions of A-1 in the capacity of Minister for Rural Development Department

11. On perusing the documents pertaining to the tenders of replacing street lights with LED Lights of Salem, Dharmapuri, Trichirapalli, Nagapatinam and Kanyakumari districts it was found that 1.KCP Engineers Pvt Ltd, 2.Ace Tech Machinery components India Limited, 3.C.R. Constructions, 4.M/s.RajaRajeswara Constructions, 5. M/s.R.Krishnamurthy & Co have been awarded tenders violating tender conditions without proper scrutiny of the documents submitted by them.

12. The details of EMD amount submitted by the bidders in the tenders of above said 5 districts were obtained from their respective bank accounts. It was ascertained that the successful bidders KCP Engineers Pvt Ltd in salem district, The Ace Tech Machinery components India Pvt Etd in Kanyakumari District, M/s. General Enviro Tech PVT Etd and R.Krishnamurthy & co in Nagapatinam district have submitted their Demand Drafts which was taken from their accounts besides submitting for their counter bidder's EMD. It clearly establishes the collusion and conspiracy at the inception of tenders.

13. The market rate of the LED street light was arrived by collecting tax invoices of the manufactures for the supply of their product to the scheme of replacing street light with LED street light. While comparing the market rate with the rate of LED street light procured through tender it was found that there is vast difference in the rates. The rate of procured street light was abnormally higher than the market rate. When compared the market rate with the procured rate of LED street lights in Salem, Dharmapuri, Trichirapalli, Nagapatinam and Kanyakumari districts it was found that Rs. 74,00,58,700.32/- loss to the Government exchequer.

14. Totally, throughout the state 115 tenders have been floated for purchase of LED street lights from 2015-16 to 2017-18. When analyzing the state wide particulars it was found that there is a pattern in awarding the tenders. In this scheme of replacing LED lights, Murugan Electrical Traders has been as L-2 in 10 tenders and RKM Electricals has been L-2 in 6 tenders in which KCP Engineers Pvt Ltd was the successful bidder. KCP has been successful bidder in all the 16 tenders participated in the scheme. Orient poles has been as L-2 in 9 tenders out of 10 tenders participated by Ace Tech Machinery components India Pvt Ltd has participated in 10 tenders with 100% success rate. C.R.Constructions has participated 3 tenders during 2017-18 among which 2 along with Sabari Electricals and 1 along with RKM Electricals. Also M/s C.R.Constructions has been successful bidder in all the 3 tenders been

15. Further, Sabari Electricals and KCP have entered into consortium agreement. The total value of their tenders are 166.83 crores and 164.01 crores ie 18.57% and 18.25% of the total tender value respectively.

16. From the above pattern and the consortium agreement made by the KCP Engineering Pvt Ltd and Ace Tech Machinery components India Ltd with Sabari Electricals, It is evident that KCP Engineering Pvt Ltd, Ace Tech Machinery components India Ltd, C.R.Construction, Sabari Electricals, Murugan Electrical Traders, Mi/s Orient poles and R.K.M Electricals have formed a cartel and shared the tenders among themselves. Totally the above said suppliers have been successful bidders in 67 tenders ic 58% of total tenders and tender amount to the tune of Rs.602.87 crores ie 67.1% of the total amount spent for the scheme.

17. KCP Engineers Pvt Ltd has close association with Tr.S.P.Velumani, Former Minister for Rural Development and Panchayat Raj. One R.Chandrasekar is a close associate of Tr.S.P.Velumani for more than 20 years. He was one of the founders of KCP Engineers Pvt Ltd and also has been partner till 2016 and has been as Director till 26.08.2016. During the time of the scheme he has been holding the post of Youth Wing Secretary, Coimbatore Rural District under the control of Tr.S.P.Velumani. His father Tr.K.U.Rajan is the Proprietor of C.R.Construction. Tenders has been awarded to C.R.Construction eventhough it had not submitted proof for three years experience in the line of LED lightings. On analyzing state wide particulars of the tender awarded to the suppliers it is found that maximum number of tenders have been awarded to KCP Engineering Pvt Ltd. Out of 115 tenders throughout the state, 16 tenders were participated and all the tenders were awarded to KCP Engineers Pvt Ltd with total value of Rs 164.01 Crores ie 18.25% of the total value of tenders during the three financial years. Further the success rate of awarding tenders to KCP is 100%.

18. Further The Ace Tech Machinery components India Pvt Ltd, a Coimbatore based company, is the third highest company which was awarded tenders in the scheme of replacing LED street lights. Out of 115 tenders, 10 tenders were participated and all the tenders were awarded to The Ace Tech Machinery components India Pvt Ltd ie 8.37% of the total tenders. Even though The Ace Tech Machinery components India Pvt Ltd has not fulfilled the eligibility criteria of tender documents of 3 years experience in LED Lighting it has been awarded tenders in Kanyakumari District.

19. Hence Detailed Enguiry reveals that there is primafacie material available that A-1 Tr.S.P.Velumani S/o E.A.Palanisamy, Minister for Municipal Administration, Rural Development, Corporations and Panchayat Unions, Poverty alleviation Programmes Rural Indebtedness, Urban and Rural Water Supply (TWAD) and Implementation of Special Programme in Government of Tamil Nadu and now Member of Legislative Assembly Thondamuthur Assembly Constituency, had willfully abused his official position in causing injudicious award of the tenders in connivance with District level committee of Salem. Kanyakumari, Dharmapuri, Nagapatinam, Trichy and other districts in Tamil Nadu during the period 2015 to 2018. Further he violated conduct rule 23 of the Tamil Nadu Government Business Rules and Secretariat Instructions which specifically prohibits the Minister in charge of a Department from acting on any matter in which he has a conflict of interest by awarding tenders to KCP Engineers Pvt Ltd and C.R. Constructions who are close associates. Further he had induced the officials through A-3 Tr.R.Chandrasekar, Director of KCP Engineers Pvt Ltd to perform the public duty improperly and dishonestly in anticipation of undue advantage from the contractors and their associated entities such as M/s. ACE Tech Machinery Components India Pvt. Ltd., Sabari Electricals, M/s. Murugan Electrical Traders, M/s. Orient Poles, M/s. R.K.M Electricals and others.

20. The primafacie material reveals that the same Modus Operandi might have been followed in the other districts to swindle the public money and caused loss to the Government exchequer.

21. The prima facie material reveals that A-1 to A-10 and other officials involved in the execution of the scheme and contractors conspired together to obtain wrongful gain from the amount allotted for the above said scheme. In pursuance of conspiracy they violated tender guidelines and allotted tenders mostly to the benami entities of Tr.S.P.Velumani, former minister for Rural Development and Panchayat Raj by fixing higher rate for the LED street lights than the original rate without comparing the prevailing market rate and caused loss to the exchequer. On sample verification of five districts it is found that they caused loss to the tune of Rs.**74,00,58,700.32**/-..to the Government Exchequer in Rural Development and Panchayat Raj Department. Hence it appears that they have committed offence u/s 120 (b), 409, 420 IPC 13 (2) r/w 13 (1) (c) & (d) Prevention of corruption Act, 1988, and 13 (2) r/w 13 (1) (a) Prevention of Corruption Act, 1988 as amended by 2018 Act.

22. Therefore this FIR is being registered after obtaining prior permission from the competent authority u/s 17(A)(1) of Prevention of Corruption Act,1988 as amended 2018 vide Public (S.C) Department Letter No.AC/291-13/2019, dated 09.08.2022. This day 12/09/2022 at 14.30 hrs, I am registering a case in DVAC Head Quarters Cr.No.05/2022 u/s 120 (b), 409, 420 IPC 13 (2) r/w 13 (1) (c) & 13 (2) r/w 13 (1)(d) of Prevention of corruption Act,1988, and 13 (2) r/w 13 (1) (a) Prevention of Corruption Act, 1988 as amended by 2018 Act against the marginally noted accused and taken up investigation. The original FIR is submitted before the special Judge, Special Court for the cases under Prevention of Corruption Act, Chennai.

12/9/2022 D. SBLVALLAN DAVID

INSPECTOR OF POLICE Special Investigation Gell, Vigilance & Aral Corruption, Chennai - 600 016.