

FIRST INFORMATION REPORT

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

TAMIL NADU POLICE
INTEGRATED INVESTIGATION FORM 1

8040817

1. District மாவட்டம் **Theni** PS **V&AC, Theni** காவல்நிலையம் Year **2023** ஆண்டு FIR No. **04/2023** முதலாம் பகுதி Date **12/09/2023** நாள்
2. (i) Act சட்டம் **Prevention of Corruption Act 1988** Sections பிரிவுகள் **13(2) & 13(1)(e)**
(ii) Act சட்டம்: **Indian Penal Code** Sections பிரிவுகள் **109**
(iii) Act சட்டம்: Sections பிரிவுகள்
(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் :
3. (a) Occurrence of Offence Day - குற்ற நிகழ்வு நாள் Date from : **01/07/2014** நாள் முதல் Date to : **31/03/2018** நாள் வரை
Time Period : நேர அளவு Time from : நேரம் முதல் Time to : நேரம் வரை
(b) Information Received at PS Date : **12/09/2023** காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் Time : **15.00 Hrs** நேரம்
(c) General Diary Reference : Entry No(s) பொது நாட்குறிப்பில் பதிவு விவரம் எண் **12/09/2023** Time : **15.00 Hrs** நேரம்
4. Type of Information : Written/ Oral : **on the outcome of the Preliminary Enquiry** 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 : முகநகர் எண் (b) Address : **D.No.31A, Kullaman Street, Allinagaram, Theni District.** முகவரி
(c) In case outside limit of this Police Station, then the Name of P S : இக்காவல் நிலைய எல்லைக்கப்பால் நடந்து இருக்குமாயின், அந்நிலையில் அந்த காவல்நிலையம் மாவட்டம் District :
6. Complainant / Informant (a) Name : **C. Jeyapriya** குற்றமுறையிட்டாரை / தகவல் தந்தவர் பெயர் (b) Father's/ Husband's Name : **R. Chandrasakaran** தந்தை / கணவர் பெயர்
(c) Date / Year of Birth **1975** நாள் / பிறந்த ஆண்டு (d) Nationality : **Indian** நாட்டினம் (e) Passport No : வெளிநாட்டு கடவுச்சீட்டு எண்
Date of Issue : வழங்கப்பட்ட நாள் Place of Issue : வழங்கப்பட்ட இடம்
(f) Occupation **Inspector of Police** தொழில் (g) Address : **Vigilance & Anti-Corruption, Theni.** முகவரி
7. Details of Known/Suspected/Unknown accused with full particulars. (Attach separate sheet if necessary) தெரிந்த / ஐயப்பட்டிருக்கிற / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள் (தேவையெனில் தனித்தாள இணைக்கவும்)
(A-1) **Tr. M. Mohamed Shajahan, Assistant Executive Engineer, District Rural Development Agency, Vedasandur, Dindigul District.**
(A-2) **Tmt. Nashreen, w/o. Mohamed Shajahan (A-1)**
(A-3) **Tmt. Anush Fatima, w/o. Malkar Abuthaher.**
8. Reasons for delay in reporting by the complainant / Informant குற்றமுறையிட்டாரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்

Preliminary Enquiry conducted

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

10. Total value of properties stolen / involved
கனவாடப்பட்ட / கைவிடப்பட்ட 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)

- 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 Rank DSP to take up the investigation / Refused Investigation / transferred to PS V & AC, Thanjavur on point of jurisdiction.

எடுக்கப்பட்ட நடவடிக்கை : மேலே குற்ற முறையிட்டில் உள்ளவை பிரிவு 2ல் கூறப்பட்ட சட்ட பிரிவுப்படியான குற்றமாக வழக்கு பதிவு செய்த புலனாய்வுக்கு எடுத்துக்கொள்ளப்பட்டது / பணிக்கப்படுதல் பதவி நிலை பணியாளரின் புலனாய்வுக்கு எடுத்துக்கொள்ள பணிக்கப்பட்டது / மறுக்கப்பட்டு எவ்வகையாக 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

முதலில் குற்றமுறையிட்டாரைக்கு / தகவல் தந்தவரைக்கு படித்துக்காட்டி, அது சரியாக எழுதப்பட்டு இருப்பதாக ஏற்றுக் கொள்ளப்பட்டு, அதன் படி நகல் ஒன்று இலவசமாக கொடுக்கப்பட்டது.

14. Signature / Thumb Impression of the Complainant / Informant
குற்றமுறையிட்டாளர் / 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
தீர்மானத்திற்கு அனுப்பப்பட்ட நாடும், நேரமும்

Name: பெயர் C. J. EYAPRIYA
Rank: நிலை Inspector of Police

12/09/2023 / 16-30 hrs

Continuation of the First Information Report of Vigilance and Anti-Corruption, Theni Detachment Cr.No.04/2023:

Column No. 12. FIR Contents

Hon'ble sir, received the information pertaining to the registration of FIR as per the instruction in the Memorandum in PE.26/2021/RDP/TN, Dated: 01.09.2023 of the Director, Vigilance and Anti-Corruption, Chennai, I registered a case in Theni V&AC Cr.No.04/2023, under sections 13(2) r/w 13(1)(e) of Prevention of Corruption Act 1988 against (A-1) Tr.M.Mohammed Shajahan and under section 13(2) r/w 13(1)(e) of Prevention of Corruption Act 1988 and 109 IPC against (A-2) Tmt.Nashreen, W/o. Mohammed Shajahan and (A-3) Tmt.Anish Fatima for the period from 01.07.2014 to 31.03.2018 and submit as under.

This FIR is the outcome of the Preliminary Enquiry in PE.26/2021/RDP/TN of V&AC Theni, under the Vigilance report in VR No.03/2020-21 of V & AC Theni, which disclosed that the A-1 Tr.M.Mohammed Shajahan, Assistant Executive Engineer, District Rural Development Agency, Vedasanthur, Dindigul District joined as Assistant Engineer, District Rural Development Agency, Theni on 19.07.1999. Then, he was elevated as Assistant Executive Engineer (AEE) on 11.10.2008 and worked in Namakkal District. Then he was transferred and worked in Dindigul, Virudhunagar and Madurai Districts between August-2011 and November-2019. Now he is working as Assistant Executive Engineer, District Rural Development Agency, Vedasandur Division, Dindigul District from December 2019 to till date and as such he is a Public Servant as defined in section 2(c) of Prevention of Corruption Act-1988 as amended in 2018.

The Accused-2 namely Tmt.Nashreen is wife of A-1 and she is a house wife. The Accused-3 namely Tmt.S.Anish Fatima is sister in law of A-1 and she is also house wife.

The A-1 Tr.M.Mohammed Shajahan married A-2 Tmt Nashreen during the year 1998. They have one daughter Selvi.M.Mirfath Afana and one son Selvan.M.Mohamad Altaf. A1's daughter Selvi.M.Mirfath Afana has completed B.E. (Civil) at Thiyagaraja Engineering College, Madurai and she has joined in the Government Service as Assistant Engineer, Public Works Department, Dindigul in the year 2020. His son M.Mohammed Altaf has completed B.E. (Civil) at CIT Coimbatore. The A-1's brother Tr.M.Malgar Abudhaheer married A-3 in the year 1994 and she is the sister of A2. They are having two sons aged of 15 and 18. The family of A-1 and his brother Tr.Malkar Abudhaheer (Husband of A3) are living as joint family in Allinagaram Village Theni. Before entering Government service the A-1 and his brother worked in Gulf country during the years 1994-1996. His brother Tr.Malkar Abudhaheer along with his wife Anish Fatima(A-3) and Sister in Law Tmt.Nashreen(A-2) run one Plastic Company namely JM Polimer and the same was sold during 2012. All the properties have been purchased by the A-1 Tr.M.Mohammed Shajahan in the names of his wife Tmt.Nashreen and his sister in law Tmt.Anish Fatima, W/o. Malgar Abudhaheer. His brother Tr.Malgar Abudhaheer is not having any independent sources of income and he is a sick person since 2012 after he met a road accident.

The purchase and sale of properties, construction of house and other transactions were done in the names of A-1's wife Tmt.Nashreen and his sister in law Tmt.Anish Fatima during the period from 01.07.2014 to 31.03.2018. Accordingly the basic Statements I to IV is prepared here under.

The assets that stood in the names of A-1 and in the name of his family members at the beginning of the check period i.e., on 01.07.2014 are valued as Rs.28,37,020/-. The assets of moveable and immovable properties that stood in the name of A-1 and in the name of his family members at the end of the check period i.e., on 31.03.2018 are valued as Rs.1,43,57,641/-. The probable income of A-1 and his family members during the check period

between 01.07.2014 and 31.03.2018 are calculated as Rs.1,35,10,837/-.
The probable expenditure during the check period between 01.07.2014 and 31.03.2018 taken in to consideration of the status of the accused and his family members are worked out to Rs.77,32,688/-.

The disproportionate assets for the check period is worked out as follows.

<u>Statement – I</u>	
Assets at the beginning of the check period	Rs. 28,37,020
<u>Statement – II</u>	
Assets at the end of the check period	Rs. 1,43,57,641
<u>Statement – III</u>	
Income during the check period	Rs. 1,35,10,837
<u>Statement – IV</u>	
Expenditure during the check period	Rs. 77,32,688
<u>Statement –V</u>	
I. Value of assets that stood to the credit at the end of check period (Statement – II)	Rs. 1,43,57,641
II. Value of assets that stood to the credit at the beginning of check period (Statement – I)	Rs. 28,37,020
Value of assets acquired by the A-1 and his family members during the check period.	Rs.1,15,20,621
<u>Statement –VI</u>	
I. Income and other receipts of the A-1 and his family members during the check period (Statement –III)	Rs.1,35,10,837
II. Expenditure of the A-1 and his family members during the check period (Statement – IV)	Rs. 77,32,688
Likely savings of the A-1 and his family members during the check period	Rs. 57,78,149

Statement –VII

- I. Assets acquired by the A-1 and his family : Rs. 1,15,20,621
members during the check period (**Statement –V**)
- II. Likely savings of the A-1 and his family members : Rs. 57,78,149
during the check period (**Statement –VI**)

Disproportionate Asset : Rs. 57,42,472

$$\text{Percentage of Disproportionate Assets} = \frac{57,42,472}{1,35,10,837} \times 100 = 42.50\% @ 43\%$$

Thus the accused, are found in possession of movable and immovable properties under pecuniary resources during the check period to the extent of Rs. **57,42,472/-** which are disproportionate to the known sources income and for which A-1, A-2 and A-3 have not satisfactory account for.

Accused-1 Tr.M.Mohammed Shajahan, being a Public Servant and while holding the post of Assistant Executive Engineer, District Rural Development Agency formerly at Dindigul, Virudhunagar and Madurai and now working at Vedasandur Division, Dindigul District during the check period between 01.07.2014 and 31.03.2018 has abused his official position as public servant, dishonestly and fraudulently accumulated and possessed resources and properties in his name and in the name of his wife A2 Tmt.Nashreen and his sister in law namely Tmt.Anish Fatima. Hence, the Accused No.1 intentionally enriched himself illicitly and his family members during the period of his office and thereby he has committed an offence of criminal misconduct punishable under sections 13(2) r/w 13(1)(e) of prevention of Corruption Act-1988.


In the course of same transaction and during the said period, A-2 Tmt.Nashreen being the wife of A-1 and A-3 Tmt.Anish Fatima being the sister in law of A-1 acted as abettor in the concealment of ill-gotten money held by

A-1 and by giving consent by way of holding most of the properties in their names and thereby committed the offence of abetment under sections and 13(1)(e) r/w 13(2) of Prevention of Corruption Act-1988 r/w 109 IPC.

The above information disclosed prima facie that the Accused-1 Tr.M.Mohammed Shajahan has illicitly enriched himself during his tenure of office by acquiring assets in the name of his wife Accused-2 Tmt Nashreen and his sister in law Accused-3 Tmt.Anish Fatima during the check period between 01.07.2014 and 31.03.2018 which are disproportionate to the known sources of his income. Therefore, the permission to register a Regular case against A-1 Tr.M.Mohammed Shajahan was obtained from the Vigilance Commissioner vide Letter No.2414/VC-II/2023-1, dated.19.07.2023.

I therefore, today on 12.09.2023 at 15.00 hrs registered this Regular case in Vigilance and Anti Corruption, Theni Detachment in Crime.No.04/2023, under sections 13(2) r/w 13(1)(e) of Prevention of Corruption Act 1988 against A-1 Tr.M.Mohammed Shajahan and under sections 13(1)(e) r/w 13(2) of Prevention of Corruption Act-1988 r/w 109 IPC against A-2 Tmt.Nashreen and A-3 Tmt.Anish Fatima. The original FIR is submitted to the Chief Judicial Magistrate/Special Judge, Theni and the copies are submitted to the Officers concerned.




(C.JEYAPRIYA)
Inspector of Police, 12/09/2023
Vigilance & Anti-Corruption,
Theni Detachment.