

FIRST INFORMATION REPORT

(Under Section 154 Cr.P.C.)
प्रथम सूचना रिपोर्ट
(धारा 154 दंड प्रक्रिया संहिता के तहत)

1. District (जिला): STATE VIGILANCE AND ANTI- P.S. (थाना): UNA Year (वर्ष): 2020
FIR No. (प्र.सू.रि. सं.): 0010 Date and Time of FIR (प्र.सू.रि. की दिनांक और समय): 22/10/2020 11:55 hrs

S.No. (क्र.सं.)	Acts (अधिनियम)	Sections (धारा(एँ))
1	IPC 1860	120-B
2	IPC 1860	406
3	IPC 1860	409
4	IPC 1860	420
5	IPC 1860	467
6	IPC 1860	468
7	IPC 1860	471
8	HP PREVENTION OF SPECIFIC CORRUPT PRACTICES ACT, 1983	29

3. (a) Occurrence of offence (अपराध की घटना):

1. Day (दिन): Date From (दिनांक से): Date To (दिनांक तक):
Time Period (समय अवधि): Time From (समय से): Time To (समय तक):
(b) Information received at P.S. (थाना जहाँ सूचना प्राप्त हुई): Date (दिनांक): 08/03/2020 Time (समय): 00:00 hrs
(c) General Diary Reference (रोजनामचा संदर्भ): Entry No. (प्रविष्टि सं.): 006 Date & Time (दिनांक और समय): 22/10/2020 10:34 hrs

4. Type of Information (सूचना का प्रकार): Written

5. Place of Occurrence (घटनास्थल):

1. (a) Direction and distance from P.S.(थाना से दूरी और दिशा): Beat No. (बीट सं.):
(b) Address (पता):
(c) In case, outside the limit of this Police Station, then (यदि थाना सीमा के बाहर है तो):
Name of P.S.(थाना का नाम): District(State) (ज़िला (राज्य)):

6. Complainant / Informant (शिकायतकर्ता/सूचनाकर्ता):

(a) Name (नाम): SI Jasbir Chand
(b) Father's/Husband's Name(पिता / पति का नाम):
(c) Date/Year of Birth (जन्म तिथि / वर्ष): 22/06/1967 (d) Nationality (राष्ट्रियता): INDIA
(e) UID No. (यूआईडी सं.):
(f) Passport No.(पासपोर्ट सं.): Date of Issue (जारी करने की तिथि):
Place of Issue (जारी करने का स्थान):
(g) Id details (Ration Card,Voter ID Card,Passport,UID No.,Driving License,PAN)

S.No.(क्र.सं.)	Id Type (पहचान पत्र का प्रकार)	Id Number (पहचान संख्या)
1		

(h) Address (पता):

S.No.(क्र.सं.)	Address Type (पता का प्रकार)	Address (पता)
1	Present Address	PS SV and ACB Una ,Una,Una,UNA,STATE VIGILANCE AND ANTI-CORRUPTION BUREAU (SV & ACB),HIMACHAL PRADESH,INDIA
2	Permanent Address	PS SV and ACB Una ,Una,Una,UNA,STATE VIGILANCE AND ANTI-CORRUPTION BUREAU (SV & ACB),HIMACHAL PRADESH,INDIA

(i) Occupation (व्यवसाय):

(j) Phone number (दूरभाष सं.):

Mobile (मोबाइल सं.):

7. Details of known/suspected/unknown accused with full particulars (ज्ञात / संदिग्ध / अज्ञात अभियुक्त का पूरे विवरण सहित वर्णन):

S.No.(क्र.सं.)	Name (नाम)	Alias (उपनाम)	Relative's Name (रिश्तेदार का नाम)	Present Address (वर्तमान पता)
1	Kuldeep Chand		Father's Name : Des Raj	1. Village kuthera jaswalan ,Gagret , GAGRET,UNA,HIMACHAL PRADESH, INDIA
2	Varun Sharma		Father's Name : Mohan Lal	1. Gagret ,STATE VIGILANCE AND ANTI- CORRUPTION BUREAU (SV & ACB), HIMACHAL PRADESH,INDIA
3	Arun Kumar		Father's Name : Mohan Lal	1. Gagret ,GAGRET,UNA,HIMACHAL PRADESH,INDIA
4	Yudhvir Singh			1. Retd Agriculture SMS Gagret,Gagret , GAGRET,UNA,HIMACHAL PRADESH, INDIA

8. Reasons for delay in reporting by the complainant/informant (शिकायतकर्ता / सूचनाकर्ता द्वारा रिपोर्ट देरी से दर्ज कराने के कारण):

9. Particulars of properties of interest (संबन्धित सम्पत्ति का विवरण):

S.No. (क्र.सं.)	Property Category (संपत्ति श्रेणी)	Property Type (सम्पत्ति का प्रकार)	Description (विवरण)	Value(In Rs/-) (मूल्य (रु में))
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10. Total value of property (In Rs/-)-सम्पत्ति का कुल मूल्य(रु में):

11. Inquest Report / U.D. case No., if any (मृत्यु समीक्षा रिपोर्ट / यू.डी.प्रकरण सं., यदि कोई हो):

S.No. (क्र.सं.)	UIDB Number (यू.डी.प्रकरण सं.)
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12. First Information contents (प्रथम सूचना तथ्य):

A complaint has been submitted by SI Jasbir Chand, SV and ACB, Una. The contents of the complaint are as under:- On 21-09-2012 Varun Kumar s/o Mohan Lal resident of VPO Gagret, Una, HP applied to Subject Matter Specialist, Agriculture, Gagret (hereinafter called SMS) for availing Government project-assistance (subsidy), for construction of polyhouse under the GoHP Scheme Pt. Deen Dayal Kisan Bagwaan Smridhi Yojna. Under this Scheme subsidy of 80% was being provided to the applicant farmers for construction of polyhouses. Deputy Directors of Department of Agriculture, GoHP in each district were made District Nodal Officer (hereinafter called DNO) for approval of polyhouse project and subsequent sanction payment of subsidy under the Scheme. SMS in each agriculture block of the district was made Project Implementing Agency (hereinafter called PIA). SMS is senior most officer of the agriculture department in each block. He, as PIA, was to process the proposal of an applicant farmer for project-assistance (subsidy) for construction of polyhouse after verification of feasibility etc., and then to submit the project proposal to DNO for administrative approval. After the approval of proposal by DNO, the SMS assisted by his team comprising of ADO(Agriculture Development Officer), JE or AEO (Agriculture Extension Officer), would get the polyhouse constructed by exercising 100% test check during different phases of execution of the project components. He would prepare submit claims of project assistance along with photographs of the polyhouse along with the beneficiary farmer and the banker (if loan taken from the Bank) to the DNO. On the report of SMS, the DNO would pay subsidy amount to the farmer or to the Bank, if loan was availed under the Scheme by the farmer. The site of polyhouse proposed by Varun Kumar was Khewat No.4, Khatauni No. 4, Khasra No. 1038, kitta 1 as entered in the nakal jamabandi for the year 2008-2009 situated in mahal Krishna Nagar, mouja Gagret, then tehsil Amb, district Una, HP. Revenue document of this land was also submitted by Varun Kumar along with his application to SMS on 21-09-2012. This land is entered in the revenue record as gair mumkin khad. This land is situated on riverbed of a seasonal khad(rivulet), a tributary of Swan river of Una. In spite of non-feasibility of construction of polyhouse on riverbed, Mr. Yadhuvir Singh, the then SMS Gagret, forwarded the proposal to DNO who approved the project for obtaining subsidy vide his office letter no. Agr. Una (f) 6-5/2012-5759 dtd. 10-10-2012 for construction of polyhouse and micro irrigation system in it with an estimated cost of Rs 7,92,728/- Rs. 80,000/- respectively, totaling Rs. 8,72,728/-. Copy of this approval letter was also endorsed to the Manager KCCB Ltd, Branch Gagret, District Una. On 25-11-2012, Varun Kumar submitted an application to KCCB Ltd Branch, Gagret for obtaining loan of rupees eight lakh for this proposed polyhouse. On his application loan of Rs. 7,99,500/- was sanctioned by manager Inderjeet Sharma on 27.11.2012 which was disbursed into Varun Kumars loan account in parts on 27.11.2012 8.12.2012 and further transferred from his loan account to the account of M/s Kuldeep Chand Polyhouse Works, who had been cited as a polyhouse builder. Kuldeep Chand s/o Des Raj, VPO Kuthera Jaswalan, Tehsil Gagret, District Una, is the proprietor of this firm. Polyhouse was not built but Mr. Yudhvir Singh Guleria, the then

SMS Gagret, submitted false completion report on 31.12.2012 in r/o the polyhouse of Varun Kumar, the report is also signed by two other officials. On the report of SMS, subsidy amount of Rs. 6,98,182/- for this polyhouse was sanctioned by DNO on 17.1.2013 and cheque of Rs. 6,98,182/- was issued which was deposited into loan a/c no. 50053414281 of Varun Kumar and this loan account was closed. The site of the polyhouse shown on record i.e. above said khasra no. 1038, was visited during the course of enquiry along with SMS Gagret and revenue officials on 3.10.2020. The site was inspected but no polyhouse or its remnants were found on this land. A site inspection report was prepared by the SMS. In this report it has been mentioned that polyhouse construction is not feasible on this land. Hence Varun Kumar and Kuldeep Chand hatched a conspiracy in connivance with the officers of Department of Agriculture and KCCB Ltd. Branch, Gagret and fraudulently made withdrawal of Government subsidy amounting to Rs. 6,98,182/- ostensibly for construction of polyhouse which was never constructed. Thereafter, Varun Kumar in complicity with his brother Arun Sharma hatched another conspiracy to defraud the public exchequer by claiming subsidy for construction of polyhouse on the same piece of land on riverbed bearing Khewat No.4, Khatauni No. 4, Khasra No. 1038, kitta 1 as entered in nakal jamabandi for the year 2008-09 situated in mahal Krishna Nagar mouja Gagret. Proposal for construction of polyhouse was applied in the name of Arun Sharma s/o Mohan Lal, VPO Gagret, District Una. On 10.7.2012, the application of Arun Sharma was received by Yudhvir Singh, the then SMS Gagret who submitted its report to the DNO for administrative approval for grant of subsidy in the proposed polyhouse project of Arun Sharma. In this report he has recorded to have visited the site of proposed polyhouse on 9.8.2012 and estimated cost of project was shown as Rs. 8,72,728/- and project share (eligible subsidy) as 6,98,182/-. Proposal was approved for subsidy by the DNO Una. This polyhouse was also not built, but Yudhvir Singh, the then SMS Gagret, submitted false completion report with bills to the DNO for drawal of project assistance (subsidy) of Rs. 6,34,182/- for polyhouse plus Rs. 64,000/- for micro irrigation system in it, total amounting to Rs. 6,98,182/-. This amount was sanctioned by the DNO and cheque of Rs. 6,98,182/- was issued to the KCCB Ltd. Branch Gagret which was credited into account of Arun Sharma. Thus Arun Sharma and Varun Kumar in connivance with the officers of Department of Agriculture fraudulently made withdrawal of Government subsidy amounting to Rs. 6,98,182/- ostensibly for construction of polyhouse which was never constructed. Thus Varun Kumar, Arun Sharma, Kuldeep Chand in connivance with officers of agriculture department namely Mr. Yadhuvir Singh, the then SMS of Gagret block and officials of KCCB Ltd. Gagret, fraudulently withdrawn subsidy amount of Rs. 13,96,364/- from the deptt. of agriculture GoHP by preparing and submitting false records. Hence offences of criminal conspiracy, criminal breach of trust, cheating and false verification of utilization of subsidy are made out against them. Therefore registration of case FIR u/s 120B IPC read with 406,409,420,467,468,471 IPC and Section 29 of HPPSCP Act 1983, is recommended to be registered against the offenders please. The enquiry into the matter was conducted by the undersigned and report was submitted to the higher authorities vide this office letter no. 1864 dtd.08.10.2020. The approval for registration of FIR was received from the competent authority vide letter no. SVACB(R-NR/VHQ)-Comp(Una) 9133/ 2020-17724 dated 21.10.2020. Action at Police Station:- On the contents of complaint offence under section 120B IPC read with 406,409,420,467,468,471 IPC and Section 29 of HPPSCP Act 1983, are made out against the offenders. Hence FIR is hereby being registered. Copies of FIR are being printed and sent to the Ld. Court of Special Judge Una and higher authorities. Case being special-reported, therefore copy of FIR may be treated as special report.

13. Action taken: Since the above information reveals commission of offence(s) u/s as mentioned at Item No. 2.

(की गयी कार्यवाही : चूंकि उपरोक्त जानकारी से पता चलता है कि अपराध करने का तरीका मद सं. 2 में उल्लेख द्वारा के तहत है।)

(1) **Registered the case and took up the investigation:**
(प्रकरण दर्ज किया गया और जांच के लिए लिया गया):

or (या)

(2) **Directed (Name of I.O.) (जांच अधिकारी का नाम):** Karan Singh **Rank (पद):** I (Inspector)
No.(सं.): 14046 **to take up the Investigation (को जांच अपने पास में लेने के लिए निर्देश दिया गया) or (या)**

(3) **Refused investigation due to (जांच के लिए):**

or (के कारण इंकार किया या)

(4) Transferred to P.S.(थाना):

District (ज़िला):

on point of jurisdiction (को क्षेत्राधिकार के कारण हस्तांतरित) .

F.I.R. read over to the complainant / informant, admitted to be correctly recorded and a copy given to the complainant / informant free of cost. (शिकायतकर्ता / सूचनाकर्ता को प्राथमिकी पढ़ कर सुनाई गयी, सही दर्ज हुई माना और एक कॉपी निशुल्क शिकायतकर्ता को दी गयी)

R.O.A.C.(आर. ओ.ए.सी.)

14. Signature/Thumb impression of the complainant / informant.(शिकायतकर्ता / सूचनाकर्ता के हस्ताक्षर / अंगूठे का निशान):

15. Date and time of dispatch to the court (अदालत में प्रेषण की दिनांक और समय):

Signature of Officer in charge, Police Station
(थाना प्रभारी के हस्ताक्षर)

Name (नाम): Sagar Chander

Rank(पद): Addl. SP (Additional Superintendent of Police)

No.(सं.): NA

Attachment to item 7 of First Information Report (प्रथम सूचना रिपोर्ट के मद 7 संलग्नक):

Physical features, deformities and other details of the suspect/accused: (If known / seen)

(संदिग्ध / अभियुक्त की शारीरिक विशेषताएँ, विकृतियाँ और अन्य विवरण : (यदि ज्ञात / देखा गया))

S.No.(क्र.सं.)	Sex (लिंग)	Date/Year of Birth (जन्म तिथि / वर्ष)	Build (बनावट)	Height(cms.) (कद से.मी.)	Complexion (रंग)	Identification Mark(s) (पहचान चिन्ह)	
1	2	3	4	5	6	7	
1	Male		NORMAL/M EDIUM		BROWNISH DARK	Face Type: Others Poxpitted: NO Speech: SOFT	
2	Male		FAT		BROWNISH DARK	Face Type: SQUARE/HEAVY JAW Poxpitted: NO	
3	Male					Poxpitted: NO	
4	Male					Poxpitted: NO	
Deformities/ Peculiarities (विकृतियाँ/ विशिष्टताएँ)		Teeth (दाँत)	Hair (बाल)	Eyes (आँखें)		Habit(s) (आदतें)	Dress Habit(s) (पहनावा)
8		9	10	11		12	13
			Hair Type: NORMAL	Eyes Type: NORMAL		No Habit	Outer Top: T-SHIRT
			Hair Type: NORMAL - GREY	Eyes Type: NORMAL		No Habit	Outer Top: FULL SHIRT
Language /Dialect (भाषा/बोली)	Place Of (का स्थान)					Others (अन्य)	
	Burn Mark (जले हुए का निशान)	Leucoderma (लुकोदेर्मा(सफेद धब्बे))	Mole (मस्सा)	Scar (घाव)	Tattoo (गूदे हुए का)		
14	15	16	17	18	19	20	
			HEAD			Handicaped	

These fields will be entered only if complainant/informant gives any one or more particulars about the suspect/accused.
(यह क्षेत्र तभी दर्ज किए जाएंगे यदि शिकायतकर्ता / सूचनाकर्ता संदिग्ध / अभियुक्त के बारे में कोई एक या उससे अधिक जानकारी देता है)