

FIRST INFORMATION REPORT

(Under Section 154 Cr.P.C.)

(प्रथम सूचना रिपोर्ट)

(धारा 154 दंड प्रक्रिया संहिता के तहत)

1. District (ज़िला): STATE VIGILANCE AND ANTI- P.S.(थाना): SHIMLA Year(वर्ष): 2021
FIR No(प्र.सू.रि.सं.): 0001 Date & Time of FIR (एफआईआर की तिथि / समय): 15/02/2021 11:08 hrs

S.No.(क्र.सं.)	Acts(अधिनियम)	Sections(धारा(एँ))
1	PREVENTION OF CORRUPTION ACT, 1988	13(1)E
2	PREVENTION OF CORRUPTION ACT, 1988	13(2)

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

1. Day(दिन): Intervening Day Date From(दिनांक से): 01/09/2010 Date To(दिनांक तक): 30/09/2016
Time Period (समय अवधि): Time From (समय से): 00:00 hrs Time To (समय तक): 00:00 hrs
(b) Information received at P.S.(थाना जहाँ सूचना प्राप्त हुई): Date(दिनांक): 16/11/2016 Time (समय): 00:00 hrs
(c) General Diary Reference (रोजानामचा संदर्भ): Entry No.(प्रविष्टि सं.): 006 Time (समय): 15/02/2021 10:32:30 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): WEST, 12 Km(s) Beat No(बीट सं.)
(b) Address(पता): Shimla
(c) In case, outside the limit of this Police Station, then (यदि थाना सीमा के बाहर हैं तो)
Name of P.S(थाना का नाम): District(State)(ज़िला(राज्य)):

6. Complainant / Informant (शिकायतकर्ता/सूचनाकर्ता):

(a) Name(नाम): Insp. Deepak Thakur
(b) Father's/Mother's/Husband's Name (पिता / माता / पति का नाम):
(c) Date/Year of Birth (जन्म तिथि / वर्ष): 1986 (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)
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(h) Occupation (व्यवसाय): POLICE OFFICER

(i) Address(पता):

S.No. (क्र.सं.)	Address Type (पता का प्रकार)	Address (पता)
1	Present Address	PS SVACB Shimla , SHIMLA, STATE VIGILANCE AND ANTI-CORRUPTION BUREAU (SV & ACB), HIMACHAL PRADESH, INDIA

2	Permanent Address	PS SVACB Shimla , SHIMLA, STATE VIGILANCE AND ANTI-CORRUPTION BUREAU (SV & ACB), HIMACHAL PRADESH, INDIA
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(j) Phone number (दूरभाष न.):

Mobile (मोबाइल न.): 91-8219745005

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

Accused More Than (अज्ञात आरोपी एक से अधिक हों तो संख्या):

S.No.(क्र.सं.)	Name (नाम)	Alias(उपनाम)	Relative's Name(रिश्तेदार का नाम)	Present Address	Parmanent Address
1	Ashwani Kumar Thakur			1. Asha niwas, Pahal Road Banuti ,Shimla, SHIMLA WEST, SHIMLA,HIMACHAL PRADESH,INDIA	1. Asha niwas, Pahal Road Banuti ,Shimla, SHIMLA WEST, SHIMLA,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 (Attach separate sheet, if necessary) (संबन्धित सम्पत्ति का विवरण (यदि आवश्यक हो, तो अलग पृष्ठ नत्थी करें)):

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

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

S.No. (क्र.सं.)	UIDB Number (यू.आई.डी.बी.संख्या)
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12. First Information contents (Attach separate sheet, if necessary) (प्रथम सूचना तथ्य (यदि आवश्यक हो, तो अलग पृष्ठ नत्थी करें)):

That an enquiry into the complaint No.130/2016 dated 11.11.2016 against Sh. Ashwani Kumar Thakur, the then MD HP Milkfed, regarding allegations of acquiring disproportionate assets against his known source of income was conducted by Inspector Deepak Thakur, E/O, PS,SVACB,Shimla and the enquiry report was submitted to VHQ with the recommendation to register a criminal case. The necessary approval has been received from the competent authority and conveyed vide VHQ letter No SVACB, (R/SR-HQ) Comp. (Other) 130/2016 (SML)- 1859 dated 29.01.2021 and SP,SVACB,S/R office letter endst. No. SVACB (R-HQ) Comp. (Other) 130/2016 (SML)- 450 dated 30.01.2021 Shimla along with the enquiry file and annexed record. A separate complaint has been submitted by the enquiry officer which is reproduced below:-A preliminary enquiry No. 130/16 dated 11-11-2016 was registered at VHQ against Sh. Ashwani Kumar Thakur, the then MD, H.P. Milkfed Totu Shimla, to verify the allegations regarding possession of assets disproportionate to his known source of income. During the course of preliminary enquiry the detail of assets possessed by the suspect official has been collected and the relevant record has been procured from the concerned departments and various Banks. From the record, it revealed that the most of the assets have been acquired by the suspect during the period of year 2010 to 2016, but the acquiring of the assets have also been continued after year 2016. For the course of enquiry, the check period w.e.f. 01-09-2010 to 30-09-2016 has been fixed from the service of suspect official. The enquiry revealed that 1.That Sh. A.K. Thakur was appointed in the HP Milkfed as General Manager on 19-08-2002 and promoted to the post of Managing Director in January 2011. Since then, he has worked as Managing Director, till his retirement in the year 2017.2.That suspects wife Smt. Asha Thakur is a house wife. His daughter Neha Thakur got married in the year, 2013 and his son Prateek Thakur who completed his education in the year, 2012, is serving in bank since June 2015.3.That during the check period the suspect has acquired huge assets as he has purchased land measuring about 4 Biswa in the year 2010 and about 01 Biswa in the year 2015, at Banuti, Tehsil and Distt. Shimla, H.P. He constructed a house on the said land and has spent a massive amount on the construction of house. He has also spent a huge amount for purchase of a 4 BHK flat at Maya Garden City, Zirakpur in the year 2016. Further, he has purchased land measuring 04-18-14 Bigha at Mohal Malhanu, Tehsil Balh, Distt. Mandi, H.P in the name of his wife in the year 2016. The suspect has invested huge amounts in various mutual funds, shares, FDs and insurance policies and has also spent high amounts in repayments of his loans taken from various banks during the check period. The suspect has also spent a good amount on the marriage of his daughter in the year 2013.4.The consolidated disproportionate assets of Sh. Ashwani Kumar Thakur including the assets acquired in the name of his wife Smt. Asha Thakur during the Check Period are i.) Assets at the beginning of Check Period (Statement -A) Rs. 13,14,021/-, ii.) Assets at the end of Check Period (Statement -B) Rs. 1,22,74,986/-, iii.) Assets acquired during check period (BA) Rs. 1,09,60,965/-, iv.) Income during the check period (Statement C) Rs. 1,18,81,671/-, v.) Expenditure during the check period Statement (D) Rs. 75,94,496/-, vi.) Likely savings during check period (C D) Rs. 42,87,175/-, vii.) Disproportionate Assets (DA) Assets acquired during the check period Savings during the check period Rs. 66,73,790/-, viii.) Percentage of DA (DA X 100)/C56.16 % 5. Thus, the suspect Sh. A.K. Thakur, the then MD HP Milkfed, has been found in possession of disproportionate assets amounting Rs. 66,73,790/- which is beyond of his known source of income during the check period. The disproportionate assets are likely to substantially increase during the investigation of regular case as there is every possibility that he has spent a good amount on the marriage of his daughter and purchase of jewellery. Further, a huge amount might be spent on house hold articles as a new house has been purchased at Zirakpur and a new house has been constructed at Shimla by the suspect during the Check Period. The suspect has also claimed a huge amount as unsecured loan taken from M/S Kathpal Dairies Moga in the name of his wife, Smt. Asha Thakur for purchasing land

at Balh, Mandi, which required thorough investigation. Also, there is the possibility that the suspect has acquired assets after year, 2016 which could be looked into during the course of investigation. The aforementioned facts and the record collected during the course of enquiry prima-facie disclose the commission of offences punishable U/S 13(1)(e) r/w 13(2) PC Act 1988 and a regular case is required to be registered against Sh. Ashwani Kumar Thakur, the then MD, HP Milkfed, Shimla. Sd. Inspector Deepak Thakur, E/O, PS,SVACB,Shimla. Action taken:- From the contents of the complaint, a case for the offence punishable U/S 13(1)(e) r/w 13(2) of PC Act, 1988 is made out against Sh Ashwani Kumar Thakur, the then MD, H.P, Milkfed, Shimla. A criminal case is registered in this Police Station and the investigation of the case is entrusted to Inspector Nirmal Singh, I/O, PS, SVACB, Shimla. Copy of FIR is being sent to the Ld. Court of Special Judge (Forests) Shimla and also to the senior officers of SVACB, Shimla.

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 धारा 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): Nirmal Singh

Rank (पद): I (Inspector)

No(सं.): nil

to take up the Investigation (को जांच आपने 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):

Signature/हस्ताक्षर

Signature of Officer in charge, Police Station

(थाना प्रभारी के हस्ताक्षर)

Name(नाम): Kamal Kishore

Rank (पद): Dy. SP (Deputy Superintendent of Police)

No(सं.): N/A

15. Date and time of dispatch to the court

(अदालत में प्रेषण की दिनांक और समय):

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	1959				

Deformities/ Peculiarities (विकृतियाँ/ विशिष्टताएँ)	Teeth (दाँत)	Hair (बाल)	Eyes (आँखें)	Habit(s) (आदतें)	Dress Habit(s) (पहनावा)
8	9	10	11	12	13

Place Of(का स्थान)					Others (अन्य)
Burn Mark (जले हुए का निशान)	Leucoderma (धवल रोग)	Mole (मस्सा)	Scar (घाव)	Tattoo (गूदे हुए का)	
15	16	17	18	19	20

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।)