

FIRST INFORMATION REPORT (Under Sec. 154 Cr.P.C.)

S.P.E.C.-II

Book No.		Serial No.			
1.	District : Chennai	PS : CBI/ACB/Chennai	Year 2019	FIR No. RC MA1 2019 A0006	Date 20/08/2019
2.	(1) Act : IPC		Sections: 409, 467, 468		
	(2) Act : PC Act 1988		Sections: 13(2) r/w 13(1) (c)		
3.	(a) Suspected Offence :		Criminal breach trust, forgery, forgery for the purpose of cheating, criminal misconduct by public servant		
	(b) Day	Date	Time		
During the period 2009 to 2018					
	(c) Information received at PS		Date :		
	Entry No.	Date: 12.10.2018		Time: 16:00 hrs	
4.	Type of Information: Complaint		Written / Oral: Written		
5.	Place of Occurrence: Vadapalani, Chennai				
	(a) Direction & Distance from PS	-----	Beat No -----		
	(b) Address	-----			
	(c) In case, outside the limit of this Police Station, then				
	Name of PS	-----	District -----		
6.	Complainant / Informant:		Complainant		
	(a) Name	Shri. S. Mani			
	(b) Father's / Husband's Name	Shri. Solai			
	(c) Date of Birth	-----	(d) Nationality		
	(e) Passport No.		Date of Issue	Place of Issue	

(f) Profession Private Person,

(g) Address R/o. No. 175, Kakkan Colony,
Nungabakkam, Chennai.

7. **Details of Known / Suspected / Unknown accused with full particulars:
(Attached separate sheet, if necessary)**

A-1 Shri A.Sivaji, the then Manager, Vadapalani Branch, Canara Bank,

8. **Reasons for delay in reporting by the complainant / informant**

9. **Particulars of properties Stolen (Attach separate sheet, if necessary)**

10. **Total value of property stolen**

11. **Inquest Report / U.D. case No. if any**

12. **First Information contents (Attach separate sheet if required)**

INFORMATION

On 12.10.2018, a complaint has been received from Shri S.Mani, S/o Solai, R/o. No. 175, Kakkan Colony, Nungabakkam, Chennai alleging that the SB Account (No. 9347732695) opened in the name of the complainant Shri S.Mani was misused allegedly by Shri A.Sivaji, then Branch Manager, Canara Bank, Vadapalani Branch by depositing and clearing funds into the said account without the knowledge of the account holder. The passbook of the account was in the possession of the Branch Manager. No Cheque / ATM cards were applied by the account holder. It is further alleged that the rent for the genset amounting to Rs.20 lakhs was misappropriated by the Branch Manager as the account was operated by Shri Sivaji. It is further alleged that Shri A.Sivaji, has also forged the specimen signature, to be uploaded in the system, with the intention to

[Handwritten signature]

FIR read over to the complainant/informant, admitted to be correctly recorded and a copy given to the complainant / informant, free of cost.

R.O.A.C.

14. Signature/Thumb impression
Of the complainant/informant

Signature of Dr. Michaelraj S
Signature of Officer in-charge
Police Station

Name: Dr. Michaelraj S, IPS,
Rank : SUPERINTENDENT OF POLICE
CBI, ACB, CHENNAI

15. Date and time of dispatch to the court: 20.08.2019 @ 1800 hrs

Signature of recording Officer
Signature of recording Officer with date

To,

The Hon'ble XI Additional Special Judge For CBI Cases, Chennai.

Attachment to item 7 of First Information Report

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

Sl. No.	(Sex)	Date / Year of Birth	(Built)	(Height) (in Cms)	(Complexion)	(Identification Mark/s)
1	2	3	4	5	6	7

(Deformities/ Peculiarities)	(Teeth)	(Hair)	(Eye)	(Habits)	(Dress Habit/s)
8	9	10	11	12	13

(Language/Dialect)	(Burn Mark)	(Leucoderma)	(Mole)	(Scar)	(Tattoo)
14	15	16	17	18	19

These fields will be entered only if complainant/informant gives any one or more particulars about the suspect/accused.

[Handwritten signature]

14731
12 OCT 2018
A.C.B. Chennai - EUD 004

From
S Mani
S/o Solai
No:175, Kakkan Colony
Nungabakkam, Chennai 34.

Date 01.10.2018
Chennai 34.

CA/1569/2018

Handwritten initials and marks.

To
The Managing Director
Canara Bank
Head Office
JC Road, Bengaluru 2

To
The Vigilance Officer
Canara Bank
Head Office
JC Road, Bengaluru 2

To
CBI
Shastri Bhavan
Haddow's Road
Chennai-6

Respected Sir,

SUB: Complaint against Mr. Sivaji, Manager, Vadapalani branch - Involved Frauds and Forgery in Generator Rent and SB a/c. Presently working at Arumbakkam Br.

REF: SB 093410138122, Loan 0934773002695 & 0934741002809 - S.Mani.

I am residing in the above mentioned address for the past 29 years, working as driver of passenger auto under hiring basis for the past 10 years.

During 2009 I have approached Mr Sivaji, the then Manager of Canara Bank Vadapalani branch and requested to grant loan for purchasing an auto. As he advised I have paid Rs.1000/- on 04 02 2009, opened **SB A/c 0934101038122**, and further I have deposited Rs.30000/- as margin money on 07 02 2009. Mr. Sivaji kept the pass book with him.

After a week Manager Mr Sivaji told that, instead of auto loan, he would sanction a loan for purchase of a Genset to be hired for Canara Bank, Vadapalani, for rent of Rs.17,000/-PM. On 17 02 2009, Mr. Sivaji has sanctioned a loan for **Rs.2,67,000/- (0934773002695)**. Mr Sivaji took all efforts to take delivery and install the Genset. He introduced me to the staff members that I am the owner of the Generator.

After that when I approached the branch, Mr Sivaji told, as soon as the loan get closed he would hand over the Genset to me. Basing on his assurance, I have continued auto driver job till now.

After some period again, I approached Mr Sivaji, he told that he would sanction auto loan afresh for me and advised me to leave the Genset matter, which he wanted to maintain.

Handwritten notes on the left margin: "As stated", "VA", "P. Mani / Mr", "complaint", "11/10/18".

Sir, till now Mr Sivaji has not given even a single Rupee from the rent and he didn't return the margin money Rs.31,000/- also. On verification of my a/c, I came to understand that huge amount (around Rs.1 Crore) has been deposited and withdrawn in my a/c. All transactions took place in my a/c without my signature and even without my knowledge.

Further, except Genset rent all the money deposited /withdrawn is not my money and I don't have knowledge about it. The Genset rent also withdrawn thro' ATM by the Manager Mr Sivaji, because he didn't give ATM Card and Cheque Book to me. But many transactions done thro' cheque also.

On 24 12 2009 alone transactions took place for Rs.90.00 lakhs as follows::

Rupees	Transaction details
1. 4,00,000	Cash Deposit
2. 9,00,000	Do
3. 9,00,000	Do
4. 9,00,000	Do
5. 9,00,000	Do
6. 9,00,000	Do
7. 45,00,000	Cash Withdrawal

Sir, many time I requested Mr. Sivaji to return my Pass book and ATM Card, but he didn't give, I came to know thro' Vadapalani branch that 2 years back Mr. Sivaji had shifted my SB a/c (0934101038122) to Anna nagar branch (west) where he was working without my knowledge. Till date that Genset is in usage of Vadapalani branch and the rent also being taken by Mr Sivaji only.

Sir, I request your good selves that, Rs.20,31,000/- paid as rent for Genset, from 2009 to till date was fraudulently taken by Mr. Sivaji may be recovered and return it to me. I further reinstate that around Rs.1 Crore money involved to transact in my a/c is not my money. It is a fraudulent transaction using my SB a/c forgerily by Manager Mr. Sivaji.

I further understand that on 08 04 2011 Mr. Sivaji have granted a loan of Rs.25,000/- without my knowledge and taken that money also. Loan no: 0934741002809.

Sir, I request you to investigate in this case, recover the Genset rent from Mr. Sivaji and pay it to me and render justice.

Thanking you,


S. MANI.

REF : CNC HRMS DAC 1003 2019
DATE : 5th August 2019

To

The Head of Branch
Central Bureau of Investigation
Anti-Corruption branch,
III floor, Shastri Bhavan
No.26, Haddows Road,
Nungambakkam, Chennai 600 006

Dear Sir,

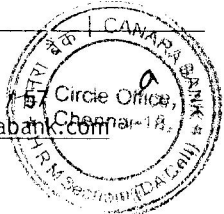
Sub : CVO - Investigation of Regular case against Sri A Sivaji, Senior Manager (the then Manager, Vadapalani), Canara Bank, Chennai by the CBI /ACB/ Chennai - Approval accorded - Regarding.

WHEREAS after conducting the verification of a complaint, the Central Bureau of Investigation, Anti-Corruption branch, Chennai has reported that Shri A Sivaji has committed the following criminal acts:

- S. 19/08/19*
- Mr. A Sivaji (SO) retained the ATM debit card and also the cheque book in respect of the said SB account of Mr. S Mani as alleged by him. Mr. S Mani has reportedly signed only the SB application form but not the specimen signature card which is scanned and uploaded in system.
 - Shri A Sivaji, the then Manager, forged documents which purports to be valuable security, such Specimen card, Transaction slips, ATM, Cheque Book etc, attracting the offence under Section 467 of Cr.P.C.
 - The Generator rents were being credited to the SB account of Shri S Mani and as per circumstantial and material evidence available, withdrawn by Shri A Sivaji (SO) through ATMs, withdrawal slips and cheques bearing signatures, which matched the specimen signature lodged in system, which is being allegedly forged
 - Shri A Sivaji, the then Branch Manager, Vadapalani branch had forged the signature of Shri S Mani in the DPN loan application form and availed loan. The signatures in the loan papers do not match that of Shri S Mani. The act of Shri A Sivaji, the then Manager, attracts the offence under Section 468 of Cr.P.C.
 - Shri A Sivaji utilised the SB account of Shri S Mani as a conduit for transferring some amounts from the accounts of customers without their knowledge. CBI verification also revealed that the transaction slips are prepared and submitted by Shri A Sivaji, the then Manager, and no credit challans bear the complainant's signature.

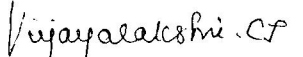
HUMAN RESOURCES MANAGEMENT
SECTION
Circle Office
No.524, Anna Salai, Teynampet
Chennai - 600 018.

Contact Info:
T +91 44 2434 9354
E hrmcochn@canarabank.com



Continuation of letter dated CNC HRMS DAC 1003 2019 dated 5th August 2019-----

- f) Shri A Sivaji utilised the SB account of Shri S Mani as a conduit for crediting the cheques from staff members and also for transfer of funds by slips and cash remittance by staff members, who repaid the loans availed by them from the office bearers of SC/ST Employees Welfare Association.
- g) Shri A Sivaji himself credited a total amount of Rs.71.36 lakhs into the SB account of Shri S Mani over a period, of which Rs.45,00,000/- was transferred and credited to FDRs in favour of few customers and the remaining amounts were withdrawn through cheques favouring 3rd parties.
- 2) The acts of Shri A Sivaji, the then Manager, therefore, attract the offence under Section 468 of Cr.P.C and Section 13 (2) r/w 13 (1)(c) of PC Act, 1988.
- 3) I have perused the Internal Investigation report, submitted by Shri V Ganesan, Divisional Manager, Canara Bank, Regional Office II, Chennai.
- 4) AND WHEREAS, the CBI has sought approval under Section 17-A of the Prevention of Corruption Act, 1988, as amended by the Prevention of Corruption (Amendment) Act, 2018, for investigation into manipulation, misappropriation, forgery, submission of false information and documents.
- 5) NOW, THEREFORE, I, Smt C J Vijayalakshmi, being the Assistant General Manager / Disciplinary Authority (Competent Authority), after having gone through the report furnished by the Central Bureau of Investigation, Anti-Corruption branch, Chennai, vide their letter no. C6/CA/1569/2018/4100/368 dated 15/07/2019 and the Internal Investigation report dated 05.02.2019 and having applied my mind is satisfied that there exists prima facie case for conducting investigation. I hereby therefore accord approval under Section 17-A of the Prevention of Corruption Act, 1988, to conduct investigation in a Regular case against Shri A Sivaji, Senior Manager, who was working as the then branch Manager, Canara Bank, Vadapalani branch for the suspected commission of offence as stated above.


VIJAYALAKSHMI C J
ASSISTANT GENERAL MANAGER/DISCIPLINARY AUTHORITY



