

**FIRST INFORMATION REPORT**

(Under Section 154 Cr.P.C.)

**प्रथम सूचना रिपोर्ट**

(धारा 154 दंड प्रक्रिया संहिता के तहत)

1. District (जिला): Anti Corruption Bureau, Haryana P.S. (थाना): ACB, Panchkula Year (वर्ष): 2024

FIR No. (प्र.सू.रि. सं.): 0006

Date and Time of FIR (प्र.सू.रि. की दिनांक और समय):

19/06/2024 15:28 hrs

S.No. (क्र.सं.)	Acts (अधिनियम)	Sections (धारा(एँ))
1	Haryana Canal and Drainage Act(As amended, 1977), 1974	58
2	MINES AND MINERALS (REGULATION OF DEVELOPMENT) ACT 1957	4
3	MINES AND MINERALS (DEVELOPMENT AND REGULATION) ACT, 1957	21
4	IPC 1860	379
5	IPC 1860	414
6	IPC 1860	420
7	PREVENTION OF CORRUPTION ACT, 1988	13(2)
8	PREVENTION OF CORRUPTION ACT, 1988	13(1)(a)

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

1 Day (दिन): Intervening Days

Date from (दिनांक से):

06/01/2024

Date To (दिनांक तक):

19/06/2024

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): 19/06/2024

Time (समय): 14:56

hrs

(c) General Diary Reference (रोजनामचा संदर्भ):

Entry No. (प्रविष्टि सं.):

007

Date and Time

(दिनांक और समय):

19/06/2024 14:56

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): NORTH, 12 Km Beat No. (बीट सं.): (s)

(b) Address (पता): Burj Kotian,,kalka Panchkula

(c) In case, outside the limit of this Police Station, then Name of P.S. (यदि थाना सीमा के बाहर है तो थाना का नाम):

District (State) (जिला (राज्य)):

6. Complainant / Informant (शिकायतकर्ता / सूचनाकर्ता):

(a) Name (नाम): Inspector Amit Kumar

(b) Father's/Husband's Name (पिता/पति का नाम):

(c) Date/Year of Birth (जन्म तिथि / वर्ष): 01/06/1982 (d) Nationality (राष्ट्रियता): INDIA

(e) UID No. (यूआईडी सं.):

(f) Passport No. (पासपोर्ट सं.):

Date of Issue (जारी करने की दिनांक):

Place of Issue (जारी करने का स्थान):

(g) ID Details (Ration Card, Voter ID Card, Passport, UID No., Driving License, PAN) (पहचान विवरण (राशन कार्ड ,मतदाता कार्ड ,पासपोर्ट, यूआईडी सं., ड्राइविंग लाइसेंस, पैन कार्ड))

S. No. (क्र.सं.)	ID Type (पहचान पत्र का प्रकार)	ID Number (पहचान संख्या)
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(h) Occupation (व्यवसाय):

(i) Address

(पता):

S.No. (क्र.सं.)	Address Type (पता का प्रकार)	Address (पता)
1	Present Address	ACB Panchkula, CHANDIMANDIR, PANCHKULA, HARYANA, INDIA
2	Permanent Address	ACB Panchkula, CHANDIMANDIR, PANCHKULA, HARYANA, INDIA

(j) Phone number (दूरभाष सं.):

Mobile (मोबाइल सं.): 91-9466633634

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	unknown public servants			1. Mining Department,PanchkulaPANCHKULA,HARYANA,INDIA
2	unknown public servants			1. Forest Dept,Panchkula,PANCHKULA,HARYANA,INDIA
3	owners of the vehicles			1. Panchkula,PANCHKULA,HARYANA,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 (सम्पत्ति श्रेणी)	Property Type (सम्पत्ति के प्रकार)	Description (विवरण)	Value(In Rs/-) (मूल्य (रु में))
1	OTHERS	OTHER CONVEYANCE		.00

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):**

नकल लेख इस प्रकार से है To The Station House Officer PS Anti Corruption Bureau, Sector -17, Panchkula. Sir, There was source information, to the effect that in connivance with the public servants of Mining Dept., Forest and other concerned departments, illegal mining is being done in the area of village Bans Ghati near Ambwal Kotian near Burj Kotian, Tehsil Kalka, District Panchkula and huge loss of Government revenues is being caused.

On 06.01.2024, in order to conduct Surprise Check at above mentioned area, an advance team from ACB, Panchkula reached near the point in a private car and observed that some Trucks/Dumpers Tractor Trolleys were moving in fast speed which were carrying illegally extracted material/minerals from the premises of village Bans Ghati near village Ambwal Kotian. To enquire and to detain the said vehicles, ACB team members tried to intercept detain but they could escape by rash driving. However, one Dumper (No. PB65 AK4363) which was carrying illegally extracted material/mineral from illegal mining area near Graveyard (KABRISTAN) at village Bans Ghati village Ambwal Kotian was detained near exit point of said premise and keys and mobile phone of driver was taken in police custody. As and when the team members proceeded to enter the said premises, the driver of said vehicle started his said vehicle with the help of other key or otherwise, he was also able to escape from the spot by way of rash and dangerous driving. The said whole act of said driver and vehicle was also recorded in video by the photographer.

Thereafter, on being called other members of ACB team also reached at the spot and Surprise Check in the said area/premise conducted and found that illegal mining was going on with the help of one Poclain JCB where 02 Dumpers/Trucks alongwith said Poclain JCB machines were present in mining pit and were extracting the material from the land of mountain/hill. It was also observed that many mature trees were cut/removed from the hill mount, natural Nala/Creek was found to be diverted and natural flow of the said natural Nala/Creek was changed by digging out the material from the hill/mountain by illegal mining from the said land.

During Surprise Check total 05 Vehicles/Carriers/JCB/Poclain were either found to be actively involved in illegal mining in the mining pit or they were trying to escape from the spot were intercepted/detained. Thereafter, the said 05 were handed over to the team members of Mining Department vide handed over memo dated 06.01.2024 for further necessary action.

Besides above vehicles, details of other 04 vehicles which were not supposed to be present there and suspected to be involved in above illegal mining as on being checked engines/chassis of the said vehicles were found to be hot/warm were recorded in Surprised Check memo dated 06.01.2024. The owners or drivers of above said vehicles were able to escape/flee away from the spot. However, few of them could be nabbed and their statements were recorded but they have either concealed or were not knowing the identity of the owners of said premises where illegal mining was going on the actual owners of the said vehicles which were found involved in the said illegal mining. No license or any clarification was produced by any person with regard to said illegal mining being done at the said area.

Sources further revealed that almost all the villagers are actively involved in the illegal mining in the said area of village Ambwal Kotian, Bruj Kotian and its nearby area. And they either use grease/mud/coaltar to hide the number plates or even use fake number plates to conceal the identities of their vehicles. So, that at the time of raid or interception, they may escape and may not be traced.

In order to further verify the facts, reports were taken from the concerned office of Mining Officer, Panchkula and District Forest officer, Pandhkula, it revealed that above mentioned area falls under Eco Sensitive Zone and comes under PLPA and no permission for mining, to divert the original Rain Nala/Creek/Water was granted by any of the departments. However, it is learnt that permission for levelling of some part of land was given by the Forest Department to Smt. Janak Rani Bhalla w/o Sh. Kanti Prakash Bhalla wherein diversion of said Nala/Creek is done and illegal mining was found but the same was also cancelled due to violations of the terms and condition imposed on the owners. In view of the above facts, prima facie a case under sections 420, 379, 414 of IPC, Section 4/21 of MMDR Act., section 58 of Haryana Canal and Drainage Act. 1974 sections 13 (I) (a) r/w 13(2) of PC Act. is made out against the unknown public servants of Mining Department, Forest Dept., Panchkula owners of the vehicles used this crime owners of said land.

It is therefore requested that a case may be registered under sections 420, 379, 414 of IPC, section 4/21 of MMDR Act., section 58 of Haryana Canal Drainage Act. 1873 and sections 13 (I) (a) r/w 13(2) of PC Act against the unknown public servants of Mining Department Panchkula, Forest Department Panchkula, owners of the said land, owners of the vehicles found involved in illegal mining and other unknown persons. The case be entrusted to an officer of an Anti Corruption Bureau for necessary action investigation. SD- Amit, (Amit Kumar) Inspector/ACB/Panchkula Date:-

19.06.2024 at 2.30 PM अज थाना- थाना भ्रष्टाचार निरोधक ब्यूरो पंचकुला के उपरोक्त तहरीर पर अभियोग नम्बर 06 दिनांक 19.06.2024 आईपीसी की धारा 420, 379, 414, एमएमडीआर अधिनियम की धारा 4/21, हरियाणा नहर और जल निकासी अधिनियम की धारा 58 के तहत व 1974 और पी. सी. एक्ट अधिनियम की धारा 13 (I) (ए) आर/डब्ल्यू 13 (2) पंचकुला थाना भ्रष्टाचार निरोधक ब्यूरो, सैक्टर-17 पंचकुला अंकित करके स्पेशल रिपोर्ट ई. मेल के माध्यम से स्पेशल मैजिस्ट्रेट साहब, जिला पंचकुला की सेवा में व उच्च अधिकारियों की सेवा में भिजवाई जा रही है। अभियोग के आगामी अनुसंधान अधिकारी नियुक्त करने बारे उच्च अधिकारियों को अलग से पत्र लिखा जाएगा। इन्द्राज रिकार्ड विधि अनुसार किया गया।

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): amit Rank (पद): I (Inspector)  
kumar

No. (सं.): psi 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.)

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

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

Name (नाम): Kushal Singh

Rank (पद): SP (Superintendent of Police)

No. (सं.): HPS

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	Unknown	1984				Is pox pitted: Yes
2	Unknown	1989				Is pox pitted: Yes
3	Unknown	1988				Is pox pitted: Yes

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

Language/Dialect (भाषा/बोली)	Place of (का स्थान)					Others (अन्य)
	Burn Mark (जले हुए का निशान)	Leucoderma (लुकोदेर्मा(सफ़ेद धब्बे))	Mole (मस्सा)	Scar (घाव)	Tattoo (गूदे हुए का)	
14	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)