

Vidhyanagar police station : M.case no. 29/02

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First information of cognisable offence given at the police station by virtue of section 154 of the act of the matter of criminal proceeding

Sr. no. 102
17/04/2012

sr.no. 122

20/04/2012

Vidhyanagar

Sub. District anand district anand

Date and hour of the commission of offence at any time before dt. 08/03/2002

- 1) Date and hour of giving information : 13/06/2002 hr.
- 2) The place of offence and distance and direction from the police station : moje karamsad village west 5 kms home beaf
- 3) Date of sending from the police station: dt. 31/06/02
- 4) Name and address of the informant and complainant : karamsad urban co-op bank ltd. At. Karamsad ta.di. anand
for secretary manager
- 5) Name and address of the accused : accused 13 as per dictated on the bank paper of fir page - 12
- 6) Short description of offence with sections and short description of any properties being taker
offence as per IPC section 420, 406, 465, 467, 471, 120b, 34, 114 in such a way that the accused mentioned in column no.5 obtained credits of rs. 10,47,51,058.00 by preparing false documents by giving trust to the bank
By committing breach of trust.

7) Efforts fone regarding investigation and

Explanation regarding delay occurred in relation to write
The information

8) Disposal of the case

Sign

PSO

VIDHYANAGAR

Note: write the first information below, and take signature or mark of the informant below it or take his thumb impression and the officer writing the information should make attestation on it.

Dt. 13/06/2002

In the court of honourable judicial first class magistrate of anand

I, occupation

resident write that

the complainant
secretary/ manager
for karamsad urban co-op bank ltd, at. Karamsad
against:

accused people-13

- 1) Hometrade limited
At. Tower 4 fifth floor, vashi railway station complex navi Mumbai 400703
- 2) Shri n. s. trivedi executive director of hometrade
- 3) Sanjay agarawas s/o harinand agarawal m/s hometrade limited 7 th floor gulmahor cross road juhu Shalimar co-op housing society ltd juhu Mumbai 40049
- 4) Mr. ketan kantilal sheeth director 193 lajit kutir co-op housing society third floor gulmahor cross road 9 jvpd Mumbai 400009
- 5) Nandkishor s. Trivedi e.d. and secretary s/o shankarlal v Trivedi dev bhuvan second floor room no. 32 gulmahor street chira bajar Mumbai 400002
- 6) M.s. kanan merawala manager hometrade lrd. Jayanat mahal fifth floor opp vankhede stadium marine drive Mumbai
- 7) Mr. subodh Bhandari executive magagind director hometrade ltd. Code no. 703/b govind complex sector 14 vash tour bhe navi Mumbai 400705
- 8) Manoj ambalal shah (pk) 3 bileri road r.m.v. extension banglore 560081
- 9) Shashank govind ranade director m/s hometrade limited tower-4 fifth floor vadhi railway station complex navi Mumbai 400073
- 10) Vijaykumar himmatal modi a/203 borivali amita chambers kulupvadi road borivali east Mumbai 400061
- 11) Mr. shalil d.l Gandhi a-ii h 3 gold com cintro tardiyo Mumbai 400034
- 12) Mr. hiren amin directrot m/s syndicate management services private limited 405 atish complex opp k.p.hospital nr. C.g.road gulabai tekra amadavad
- 13) Amit Varma director m/s syndicate management services private limited 405 atish complex opp k.p.hospital nr. C.g.road gulabai tekra amadavad

Crime: IPC section 420, 406, 465, 467, 471, 120b, 34, 114 we the complainant of this matter humbly pray your honourable court that
1) we the complainant perform service as a manager in the karamsad urban co-op bank ltd. Situated at karamsad. This our bank is a registered co-operative bank under Gujarat co-operative society, act of 1945 our said is conducting banking business of obtainini deposits from the member of the bank and givind credit etc. as a non chief scheduled co-operative bank.

Continuation of vidhyanagar M.case no. 29/02

Regarding committing crim by not depositing rs. Ten crore forty seven lakhs, fifty one thousand and fifty eight of the bank by committing breach of trust by giving false cheques, by abetting with one another in committing the crime hatching a conspiracy committing a crime by not returning the money to the bank.

2) the said our complainant bank invest 10 % amount of the deposits in purchasing government security in accordance with the cooperative act and rules and regulations of the reserve bank. Accordingly, the bank resently running with more than 80 crore deposits in our bank

3) the accused no.01 of this matter hometrade limited name registred shares broker is a company doing the business of purchase sale of shares and securitied and accused no.2 to 13 are executivwe director and directors of this hometrade company the day to day trade, business of the said hometrade company is done, made done under the direct supervision of each them accused no.12 and 13 are doing business as share broker with the name of syndicate management services private limited at amadavad. We know the said hiren amin and amit Varma well because of our business eith the giltej management services ltd. Of our bank they would frequently come to our bank.

4) in the first week of November 01 the said accused hiren amin and amit Varma vame to our bank by taking with them accused no.4 of this matter ketan sheth. All the three accused met the managing director and secretary of our bank shri natubhai patel . ketan sheth gave hid identification himself as the director of hometrade ltd. On our presence. The primary identification of ketan sheth was given by hiren amin and amit Varma after that ketan sheth gave comolete information in th matter of business as a broker of doing purchase, sale of government security on a large scale and registration and be informed that he is a registered security broker of SEBI. He talked of purchasing government security at a less price and selling it with more profit through him i.e. hometrade ltd. And developed trust with the complainant bank.

5) the accused conversed of business the m.d. of the complainant bank conversed with the other board members regarding it. Regarding buying cerurity on behalf of the bank, ketan sheth and hiren amin and amit Varma came to our bank presentally on dt.09/11/01 and conversed with we the complainant bank and bank m.d. shri natubhai patel in person they gave full faith and trust it was decided to purchase government security with the below detail by we i.e. hometrade ltd.

Security	principal	premium	interest	total
9.815(2013)	rs. 3 crore	rs. 17,40,000	1,47,500	3,15,92,850
9.395(2011)	rs. 6 crore	rs. 20,34,500	20,34,500	6,43,14,850
			Total	9,59,07,350

Thus, hometrade ltd. Purchase the security as above on behalf of the bank. It was decided to give its physical com custody to the bank accordingly, the accused subhash Bhandari of hometrade ltd. By preparing contract papers on dt. 09/11/01 by signing applying necessary stamp gave personally to we complainant bank. We the complainant bank accepted them and m.p.shri natubhai signed below thus, on occurring the purchase bargain, we the complainant bank, by keeping faith and trust on the accused persons, gave different cheques of the security of the above mentioned detail on dt.12/11/01 as per the demand of the accused, one cheques of rs.9,59,07,350 in the name of hometrade, one cheques of rs. 9,52,00,000/- from our account of m.d.a.c. bank amadavad dt. 12-11/01 and another cheque of rs. 07,07,350 dt. 12/11/01 of our account of Gujarat state co-op. bank ltd. Amadavad both cheque these cheques were honoured and their money is received in lien of security purchase in this informed the writing of receipt meaning with letter dt.12/11/01 on behalf of hometrade . It was informed so that the physical com of the security will be received by the complainant bank within 30 to 45 days. So we kept faith and trust on the accused. Therefore, we kept contact constantly over the phone and inquired regarding this as to why it took 30 to 45 days tome the accused informed with the letter dt.20/11/01 that the security is purchased for the complainant bank. Since deal is to happen through reserve bank of different states, it seems to me may take but, we will make the delivery of the security definatly we early as possible hence, we kept faith and trust on them on constantly demanding the detail of purchase of any security for the complainant, the accused maintained trust with us by informing that the security of the following is purchased for we the complainant bank

Detail		
1) Bhatpura naihati co-op bank ltd. Kolkata	9.81% 1 crore	9.39 % 2 crore
2) Boral union bank co-op society limited Kolkata	2 crore	2 crore
3) Kiturchamana mahila co-op bank ltd. Bangalore	3 crore	6 crore

The accused have done purchase bargain of the security as per above with the respective party. To maintain trust the accused of amadavad hiren sent purchase contract-02 of that meaning on dt. 12-11/2001 through fax with the signatures of both the parties.

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They have sent it through fax on the dt. 23/11/01 so, we had full trust on them that the accused will give us the security purchased by them hence, we the complainant bank kept trust after that, demand was done regarding delivery of security from the accused frequently and constantly in person and through telephone but, they would constantly make excuses and they would make excuses by informing that the security to be given to you is under process in various reserve bank 3 cheques of the detail as per above were given to us after that whether these cheques will be honoured or not? And whether we will receive the money or not? On feeling suspicious regarding this, we conversed with the accused had bad intension from the very beginning as per all the accused persons accordance to their knowledge, they sent shares of their own hometrade company at the respective value of rs. 20,00,00,000/- by signing them transferred to we the complainant bank so that can kept faith on them

At last, to receive our money we the complainant oposed the above mentioned cheques on the respective date in the bank, 3 three cheque were returned without being honoured with the remark of refer to the drawer and insufficient fund so, we complainant were shocked on making inquiry regarding it, any kind of reply or response was not received from the accused on not receiving our money, to us, it felt assurance that all the accused people have made conjugation with one another, by hatching a criminal conspiracy as per plan, with the intension of misappropriating our prosperous crores of rupees by developing faith and trust with us by giving different documentary papapers by not giving the delivery of the purchased security in its place, the cheques given by the accused were also returned which were given to return our money by not paying our money, the accused people have committed breach of trust and cheating.

On making ivestingation deeply in this matter the accused all the directors of hometrade company hatched a criminal conspiracy from the very beginning. The made conjugation with one another by developing first of all business related trust with we the somplainant bank, by getting money form the benk, by giving enticement of purchasing security for the bank and by giving temptation, took away crores of rupees by giving us false and fraudulent documetns such as receipts of the reserve bank, agreements of bargain of security of different banks of kalkata and banglore for a very long time in spite of knowing all are being false and forget by giving making give to we the complaint bank, they have committed breach of trust and cheating with we the complainant bank

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By doing so, causing financial loss of more than ten and a half crore and by obtaining huge financial benefit more than rs. Ten and a half crore by the accused people by misappropriating the money, by fulfilling their own criminal intention by committing breach of trust and cheating, by preparing false and fraudulent documents, by taking them ins use as a valuable security, by giving cheques by knowing from the very beginning that there was no money in the account criminal breach of trust and cheating was committed with we the complainant bank. That in doing so, all the accused persons hatched a conspiracy to fulfil their own intention by making conjugation with one another they have committed breach of trust and cheating with we the complainant bank. To fulfil their own intention by preparing false and fraudulent documents despite being believing themselves, they made its use as valuable security. Since they have committed offence with the complainant bank as per ipc 420, 406, 465, 467, 471, 120b, 34, 114 they be immediately arrested and given suitable punishment our proofs are we the complainant bank it self, and the officers of the bank and the board of directors and the documentary proofs etc. they will be produced when need be.

Dt. 12/06/2002

Ananad

Sd/-

Manager/secretary

For the Karamsad urban co-op bank ltd.

Karamsad

On receiving the written complaint as per above as per crp. 156(3) from the honourable judicial first class magistrate anand court the offence was registered forwarded with salutation to honourable judicial first class magistrate anand court

Date : 13/06/2002

Sd/-

PSO

VIDHYANAGAR POLICE SATATION