

फार्म नं. 1

प्रथम सूचना प्रतिवेदन ( धारा 154 द. प्रक्रिया संहिता के अन्तर्गत )  
FIRST INFORMATION REPORT (Under Sec. 154 Cr.P.C.)

वि.पु.स्था.सी.-II  
S.P.E.C.-II

बुक नं.  
Book No. 1273

क्रम सं.  
Serial No. 02

1. जिला : थाना : वर्ष : प्र.सू.प्र.क्र. दिनांक :  
District PS: Year FIR No. Date
- New Delhi CBI/EO-I 2013 RC 219 2013 E 0006 10.06.2013
2. (1) विधान : धाराएं :  
Act IPC Sections 120-B r/w 420 IPC and
- (2) विधान : धाराएं :  
Act PC Act, 1988 Sections 13(2) r/w 13(1)(d) of PC Act of 1988
- (3) विधान : धाराएं :  
Act Sections
- (4) अन्य विधान एवं धाराएं :  
Other Acts & Sections
3. (क) प्रतीत अपराध : Criminal conspiracy, Cheating, Criminal misconduct.  
(a) Suspected Offence
- (ख) दिन : दिनांक समय  
(b) Day Date Time  
During 2007-2009
- (ग) थाने पर सूचना प्राप्त होने का दिनांक  
(CBI/EO-I/PS) Date received at PS
- कायमी अपराध : दिनांक समय  
Entry No. Date Time  
7 10.06.2013 20.15 hrs
4. सूचना का प्रकार : लिखित/मौखिक  
Type of Information Written/Oral  
Written/Oral from PE to RC
5. घटना का स्थान Delhi and other places  
Place of Occurrence
- (क) थाने से दिशा व दूरी :  
(a) Direction & Distance from PS

बीट नं. / Beat No.

(ख) पता:  
(b) Address

(ग) घटनास्थल अन्य थाना क्षेत्राधिकार में है तो थाना -  
(c) In case, outside the limit of this Police Station, then

पुलिस थाना का नाम  
Name of PS

ज़िला  
District

6. अभियोगी / सूचनाकर्ता :  
Complainant / Informant

(क) नाम  
(a) Name Conversion from PE to RC

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

(ग) जन्म तिथि  
(c) Date of Birth

(घ) राष्ट्रियता :  
(d) Nationality

(इ) पासपोर्ट नं. .... जारी दिनांक ..... जारी होने का स्थान .....  
(e) Passport No Date of Issue Place of Issue

(च) व्यवसाय  
(f) Profession

(छ) पता -  
(g) Address

7. ज्ञात / संदेही / अज्ञात / आरोपी का पूर्ण विवरण :  
Details of known / suspected / unknown accused with full particulars  
(यदि आवश्यक हो तो अलग से पन्ना संलग्न करें)  
(Attached separate sheet, if necessary)

- (1) Sh. Dasari Narayana Rao, S/o Late Sh. Sai Raju R/o House No. 8-2-293/82//A/900-A, Road No. 46, Jubilee Hills, Hyderabad, the then MOS, Coal and Mines, Govt. of India.
- (2) Sh. Naveen Jindal S/o Late Sh. O. P. Jindal, R/o Jindal House, 6, Prithviraj Road, New Delhi.
- (3) Members of 35<sup>th</sup> Screening Committee

Additional Sheet attached

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(4) M/s Gagan Sponge Iron Pvt. Ltd. 28, Najafgarh Road, New Delhi.

8. अभियोगी / सूचनाकर्ता द्वारा सूचना दिए जाने में विलंब का कारण :  
Reasons for delay in reporting by the complainant / informant
9. अपहृत / सम्बद्ध सम्पत्ति का पूर्ण विवरण : (यदि आवश्यक हो तो अलग से पन्ना संलग्न करें)  
Particulars of properties Stolen (Attach separate sheet, if necessary)
10. अपहृत / सम्बद्ध सम्पत्ति का कुल मूल्य :  
Total value of property stolen
11. मर्ग / अकाल मृत्यु सूचना क्रमांक :  
Inquest Report / U.D. case No. if any
12. प्रथम सूचना विवरण :- (यदि आवश्यक हो तो अलग से पन्ना संलग्न करें)  
First Information contents (Attach separate sheet, if required)

A Preliminary Enquiry No. 2192012E 0002 was initiated by CBI on the reference of CVC vide its letter No. 012/COL/020/1716 dated 13.04.2012.

2. Enquiry revealed that the concept of Captive Coal Mining was evolved to let the private sector participate in the mining of coal in Power, Steel and Cement with a view to increasing the coal production. Since 1993, Ministry of Coal used to identify the coal blocks which could be allocated for captive mining in consultation with CIL/CMPDIL etc to the eligible end user companies. A Screening Committee used to recommend for allocation of the short listed coal blocks to the applicant companies jointly or singly as the case may be. The Ministry of Coal had issued Guidelines for the Screening Committee from time to time to determine factors for evaluating the claims of the applicants companies. The Screening Committee was supposed to follow these guide lines while scrutinizing the claims and recommending allocation of coal blocks to the applicant companies.

Additional sheet attached.

3. Enquiry revealed that the Ministry of Coal, Govt. of India got an advertisement published in the newspaper, The Hindu, dated November 13<sup>th</sup> 2006 and invited applications from the companies registered under the Indian Companies Act 1956 for allocation of total 38 coal blocks for captive mining, 15 reserved for power Generation Companies and 23 reserved for the companies engaged in the production of steel and cement. The last date for submission of the applications was 12<sup>th</sup> January 2007.
4. Enquiry has revealed that in pursuance of the aforesaid advertisement M/s Jindal Steel and Power Ltd. (JSPL) submitted its application dtd. 11<sup>th</sup> January 2007 to the Ministry of coal for allocation of a few blocks earmarked for power sector including Amarkonda Murgadangal Coal block in the state of Jharkhand for its proposed 1000 MW captive Power Plant to be set up at Patratu, Jharkhand. Similarly M/s Gagan Sponge Iron Pvt. Ltd.(GSIPL) also submitted its application dtd. 10<sup>th</sup> January 2007 to the Ministry of Coal for allocation of a few blocks earmarked for power sector including Amarkonda Murgadangal coal block for its 1000 MW independent Power Plant at Distt. Dumka, Jharkhand.
5. Enquiry revealed that on 20.06.2007 both M/s JSPL and M/s GSIPL submitted the latest status of their end used plant (EUP) in the Feed Back Forms to the Ministry of coal and also gave presentations before the 35<sup>th</sup> Screening Committee, which had to screen the applications and make recommendations for the allocation of the 15 coal blocks for power sector. In

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the Feed Back Form, M/s GSIPL mentioned the location of its EUP at Sahibganj, Jharkhand.

6. Enquiry further revealed that Ministry of Power had not recommended allocation of any coal blocks either to M/s JSPL or M/s GSIPL as they did not

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recommended the allocation of Amarkonda Murgadangal coal block jointly to M/s JSPL and M/s GSIPL.

10. Enquiry revealed that in order to influence the decision of the Screening Committee in favour of the companies like M/s JSPL and M/s GSIPL which had not been recommended by the Ministry of Power on account of their poor preparedness Sh. Dasari Narayana Rao, the then Minister of State for Coal wrote a note dtd. 27.07.2007 to the Secretary, Ministry of coal who also happened to be the Chairman of the Screening Committee, wherein he mentioned that he had come to know through the media reports that Ministry of Power /CEA had been appraising various applications received in the Ministry of Coal on the criteria of networth of the applicant, progress regarding land acquisition and water tie up etc. However the Screening Committee should evaluate various applicants as per the past practices.

11. Enquiry also revealed that on a representation of M/s Bhushan Energy Ltd. (BEL) requesting 50% share of Amarkonda Murgadangal Coal block , Sh. Dasari Narayana Rao, the then MOS Coal again showed undue favour to M/s JSPL and M/s GSIPL and justified the decision of the Screening Committee, recommending the Amarkonda Murgadangal Coal block to M/s JSPL and GSIPL both belonging to Naveen Jindal Group. Finally the allocation of the Amarkonda Murgadangal coal block was done in favour of M/s JSPL and M/s GSIPL and

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allocation letter to the said two companies was issued by the Ministry of coal on 17<sup>th</sup> January 2008.

12. Enquiry revealed that in lieu of the favour extended by Sh. Dasari Narayana Rao M/s Gagan Sponge Iron Ltd (name changed to Gagan Infra Energy Ltd), in which majority of shares were held by Sh. Naveen Jindal, made an investment of Rs 2.4 crore in the equity of another Naveen Jindal Group company namely M/s Jindal Realty Pvt Ltd during the financial year ending 31.03.2009. M/s Jindal Realty Pvt Ltd in turn, out of the money it received gave an unsecured loan of Rs. 2,25,92,877/- to M/s New Delhi Exim Pvt Ltd, a company which had a meager capital of Rs. 1 lakh at the time when M/s Jindal Realty gave them the unsecured loan. The amount received by M/s New Delhi Exim Pvt Ltd was invested by them towards acquiring of 2 lacs equity shares of M/s Sowbhagya Media Ltd on 08.12.2008, a BSE listed company. Sh Dasari Naryana Rao was one of the directors of M/s Sowbhagya Media Ltd during the period from 31.10.2008 to 07.03.2011. The allotment of 2 lacs shares was made on preferential basis at a price of Rs. 100/- per share as against the prevailing price of approx. Rs. 28/- per share during the month of Dec. 2008. Another company M/s Siri Media Pvt Ltd was holding 59 % in M/s Sowbhagya Media Ltd in which Sh Dasari Narayana Rao was found holding 78% equity.

13. Whereas, the above information has disclosed commission of offences of criminal conspiracy, cheating and criminal misconduct. Therefore, a Regular

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Case is registered against (i) Sh. Dasari Narayana Rao, Sh. Naveen Jindal, Members of 35<sup>th</sup> Screening Committee, M/s Gagan Sponge Iron Pvt. M/s Jindal Steel and Power Ltd., M/s Jindal Realty Pvt. Ltd., M/s New Delhi Exim Pvt. Ltd., M/s Sowbhagya Media Ltd., Directors of M/s Gagan Sponge Iron Pvt. Ltd., M/s Jindal Steel and Power Ltd., M/s Jindal Realty Pvt. Ltd, M/s New Delhi Exim Pvt. Ltd. M/s Sowbhagya Media Ltd. and other unknown persons under sections 120-B r/w 420 of IPC and 13(2) r/w 13(1)(d) of P C Act 1988 and entrusted to Sh. Ajeet Singh, Inspector, CBI, EO-I for investigation

(AMIT KUMAR)  
HOB, CBI, EO.I  
New Delhi

13. कार्यवाही जो की गई : चूँकि उपरोक्त विवरण क्रमांक 2 में उल्लिखित धारा(ओं) के अंतर्गत घटने वाले अपराध को उद्घाटित करता है  
Action taken : Since the above information reveals commission of offence(s) u/s as mentioned at Item No. 2

- (1) मामला पंजीकृत किया गया एवं जांच प्रारंभ हुआ अथवा  
Registered the case and took up the investigation or

- | (2) निर्देशित (जांच अधिकारी का नाम)<br>Directed (Name of IO) | रैंक<br>Rank        | नं.<br>No. | जांच हेतु लिया गया<br>Took up for investigation |
|--|---------------------|------------|---|
| Sh. Ajeet Singh  | Inspector of Police |            | Yes   |

- (3) कारण से जांच के नामंजूर  
Refused investigation due to
- अथवा  
or

- | (4) पुलिस थाना को स्थानांतरित किया गया<br>Transferred to PS | जिला<br>District | क्षेत्राधिकार के आधार पर<br>on point of jurisdiction |
|---|------------------|--|
|   |                  |  |

अभियोगी / सूचनाकर्ता को प्र.सू. पत्र पढ़ाकर / पढ़कर सुनाया गया, जिन्होंने सही-सही अभिलिखित होना स्वीकार किया। इसकी एक प्रति अभियोगी / सूचनाकर्ता को नि:शुल्क प्रदान की गई।  
FIR read over to the complainant/informant, admitted to be correctly recorded and a copy given to the complainant/informant, free of cost.

पढ़ कर सुनाया व सही स्वीकृत होना पाया।  
R.O.A.C.

14. अभियोगी / सूचनाकर्ता के हस्ताक्षर  
Signature/Thumb impression  
of the complainant/informant

थाना अधिकारी के हस्ताक्षर  
Signature of Officer in-charge  
Police Station  
नाम / Name  
( पद ) / Rank

HOB/CBI/EO-I  
NEW DELHI

15. न्यायालय को भेजने का दिनांक एवं समय  
Date and time of despatch to the court

(प्रभारी अधिकारी के हस्ताक्षर तारीख सहित)  
Signature of recording Officer with date

प्रथम सूचना रिपोर्ट का आइटम 7 लगाएं  
Attachment to item 7 of First Information Report

संदिग्ध व्यक्ति की शारीरिक विशेषताएं, विरूपता तथा अन्य विवरण :-  
Physical features, deformities and other details of the suspect/accused : (If known / seen)

क्र.सं. Sl. No.	*लिंग (Sex)	*जन्म की तारीख / वर्ष Date/Year of Birth	*शारीरिक गठन (Built)	*ऊंचाई से. मी. में (Height) (in Cms)	*वर्ण (Complexion)	*पहचान चिह्न (Identification Mark/s)
1	2	3	4	5	6	7

विरूपता/विलक्षणता (Deformities/ peculiarities)	दांत (Teeth)	बाल (Hair)	आँख (Eye)	आदतें (Habits)	पहनावा (Dress Habit/s)
8	9	10	11	12	13

भाषा / बोली (Language/Dialect)	स्थान / Place of				
	जले का निशान (Burn Mark)	श्वेत कुष्ठ (Leucoderma)	तिल (Mole)	जखम चिह्न (Scar)	गोदना (Tattoo)
14	15	16	17	18	19

अभियोगी / सूचनाकर्ता, द्वारा संदिग्ध / अभियुक्त के बारे में एक या अधिक विवरण दिए जाने पर ही इसमें प्रविष्टि की जाए।

If complainant/informant gives any one or more particulars about the

Endst No. DP 219 2013/ 2670 /RC 219 2013 E0006

Dated : 10.06.2013

1. Spl. Judge, CBI cases , Patiala House Courts, New Delhi.
  2. The Director, CVC, Satarkata Bhawan, A-Block, GPO Complex, INA, New Delhi.
  3. ✓ HOZ, EO Zone, CBI, New Delhi.
  4. Sh. Ajeet Singh, Inspector, CBI, EO-I, New Delhi.
  5. FIR Record file.
  6. Office Copy.
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(AMIT KUMAR)  
HOB/CBI/EO-I  
NEW DELHI

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the Feed Back Form, M/s GSIPL mentioned the location of its EUP at Sahibganj, Jharkhand.

6. Enquiry further revealed that Ministry of Power had not recommended allocation of any coal blocks either to M/s JSPL or M/s GSIPL as they did not