

PENDING ACB CASES PERTAINING TO VISAKHAPATNAM CIRCLE AND CORPORATE OFFICE

SI. No.	FILE NO	Year	EMP.ID	PERSON(S) INVOLVED	DESGN.	PLACE OF DELINQUENCY	CASE DETAILS	SUSPENDED ON	E.O. APPOINTED ON	EXPLANATION CALLED FOR ON	SHOW CAUSE NOTICE DETAILS	FINAL ORDER ISSUED DETAILS	APPEAL DETAILS	STATUS
1	190	2000	1022890	L. Suryanarayana	L.I	Distn / Aseelametta / Visakhapatnam	ACB CASE (Trap)	04.01.2K						He was reinstated in to duty by the DEE / Operation / Zone-I / Visakhapatnam vide Memo dt.19.09.2002. Charge sheet filed in CC No.19/01. As per ACB Court's Judgment dt. 14.2.08 in C.C. No.19/01, the DE / O / Z-I has issued orders of "withholding the pension and gratuity" to Sri L. Suryanarayana, LI. The A.O. has filed Criminal Appeal No.242/2008 in the High Court of A.P. against conviction order of the Spl. Judge for ACB Cases, Visakhapatnam. The High Court of A.P. while admitting the appeal petition suspended the sentence alone imposed by the trial court pending disposal of the Criminal Appeal filed by the A.O. The DG / ACB has requested the Govt. that the Standing Counsel for ACB may please be permitted to file Criminal Appeal in the High Court of A.O. against the acquittal judgment dated 14.2.08 in C.C. No.19/2001 of the Spl. Judge for ACB Cases, Visakhapatnam in respect of offence U/s. 7 of the P.C. Act, 1988.
2	224	2000		D.Nageswara Rao	J.A.O	Zone-I / Visakhapatnam	ACB CASE (Trap)	26.09.94						He was acquitted in the ACB court in CCNO.21/95. He was reinstated into service on 1.1.96. Case is reopened by Special Court for ACB on Hon'ble Supreme Court orders. The Standing Counsel of Bureau has filed Criminal Appeal No.1550 of 2004 on 14.6.2004 on behalf of State ACB questioning the acquittal of the A.O. Sri D. Nageswara Rao, JAO in C.C. NO.43/2000 on the file of Spl. Judge for SPE and ACB cases, VSP and is pending for final hearing. The A.O. has filed W.P.M.P. No.27530/04 in W.P.No. 21018/04. The SE / O / VSP & SLA are reminded for the present stage of the court case; and the ACB authorities are reminded for the present stage of the Criminal Appeal.

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3	310	2000		D.Rama Krishna Rao	L.M	Madhurawada / Zone-I	ACB CASE (Trap)	08.03.95				"dismissed from service w.e.f. 30.09.2004 A.N." by the DE / O / Z-I / Vsp vide Memo dt. 27.01.2005		He was acquitted by Hon'ble special judge for ACB cases, Visakhapatnam vide court judgement dt.28.12.98 in CC No.2/96. He was reinstated into duty and joined duty on 1.5.2000. Case is reopened by ACB vide C.C. No.57/00 (Old C.C.No.2/96). He has been "dismissed from service w.e.f. 30.09.2004 A.N." by the DE / O / Z-I / Vsp vide Memo dt. 27.01.2005 as he was convicted in CC No.57/00 by Hon'ble III Additional District & Sessions Judge Special Judge for ACB Cases / Visakhapatnam. The Govt. in its Ir. dt. 2.5.05 (06) has advised to issue revised orders imposing the penalty of "withholding of pension and gratuity" from the date of conviction. A copy of same was forwarded to SE / O / VSP vide T.O. Memo dt. 23.5.06, for n.a. The A.O. has filed Criminal Appeal No.87/2005. The ACB Authorities are reminded for present stage of the CA filed by the A.O. The A.O. has filed W.P. No.14474 of 2005 in Hon'ble High Court for payment of provisional pension. The SE / O / VSP & SLA are reminded for the present stage of the court case.

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4	61	2001	1022564	N.V. Ramana Murthy	A.A.E	Opn / Pedagantyada	ACB CASE (Trap)	22.05.2001						He was kept under suspension w.e.f 22.5.01. Prosecution order was issued vide Lr. No. GM / Personnel / DE / DC / 449-R1 / 2001-2 Dt.15.1.2002. As per the advise of the Govt., he was reinstated into duty to OC / SKLM vide this office Memo dt. 30.12.2004. The DG / ACB has informed vide Lr. dt.18.12.08 that the A.O.was found guilty of the charges U/S 7, 13(2) r/w 13(1) (d) of the P.C. Act, 1988 and convicted U/s. 248 (2) Cr.P.C. and sentenced to undergo R.I. for one year and to pay fine of Rs.1,500/- and in default of payment of fine to suffer simple imprisonment for three months; Further, the DG / ACB has requested to dismiss the A.O. from the services immediately. Accordingly, the A.O. was dismissed from service vide T.O. Memo dt.3.1.09. A copy of the same was communicated to the DG / ACB vide T.O. Lr. dt.22.1.09.
5	206	2002	1023129	K. Bangaraiah	U.D.C	Divn Office / Anakapalli	ACB CASE (Trap)	24.04.2002						He was kept under suspension w.e.f. 24.4.02 and was reinstated into duty by the SE / O / VSP vide his Memo dt.31.12.2004. Sanction orders for Prosecution Orders were issued by SE/O/VSP and submitted to DG/ACB vide Lr. No. SE/O/Ad/A4 / D.No.386/03 Dt. 13.2.2003. The DG / ACB has informed vide Lr. dt. 16.6.08 that the Spl. Judge for ACB Cases, Visakhapatnam delivered the judgment on 10.6.08 in C.C. No.11/2003 against Sri K. Bangaraiah, UDC / Cashier. The A.O. was found not guilty of the charges for the offences U/s. 7 & 13 (2) r/w 13(1) (d) of the Prevention of Corruption Act, 1988 and acquitted U/s. 248 (1) Cr.P.C. The DG /ACB further informed that, copy of judgment along with grounds if any for filing appeal in the High Court will be sent to Government on receipt of judgment from the court.

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6	574	2002	1022231	N.V.Ramana	A.A.E	Opn / Malkapuram	ACB CASE (Trap)	21.08.2002						He was kept under suspension. Prosecution order was sent to Govt. and DG/ACB vide this office letter dt.14.2.2003. Instructions were issued to the SE / O / VSP to reinstate him vide this office Memo dt. 29.08.2005. The DG / ACB has informed vide Lr. dt. 27.12.08 that the III Additional District and Sessions cum Special Judge for ACB Cases, Visakhapatnam delivered the judgment on 19.12.08 in C.C. No.8/2003 against the A.O. The DG / ACB has informed vide Lr. dt.27.12.08 that the A.O. is found not guilty of the charges framed U/s.7, 13(2) r/w 13(1)(d) of the P.C. Act, 1988 and acquitted under section 248 (1) Cr.P.C.
7	634	2002	1019314	M. Simhachalam	Sub-Engineer	Opn / Seethammadhara	ACB CASE (Trap)	10.06.1994						He was acquitted in the ACB court on 28.12.98. Reinstatement orders issued vide memo dt. 16.6.99 and he has reported to duty on 23.6.99. A Criminal Appeal No. 1093/99 was filed by ACB in the AP High Court against the orders of acquittal of A.O. in CC No.9/95. A Lr dt. 18.8.2003 was addressed to DG / ACB for settlement of consequential benefits of A.O. Case is reopened by Special Court for ACB on Hon'ble Supreme Court orders. The DG / ACB informed that, the AO was acquitted on 1.12.04 in New C.C. No. 32/2000 (Old C.C. No. 9/95) by the Spl Judge for ACB Cases, Vsp. The Govt in its Memo dt. 16.3.05 has accorded the permission to the Standing Council for ACB Cases to file an Appeal in the High Court of AP against the Judgment 1.12.04 of the LA-cum Spl. P.P, ACB, VSP in C.C. No. 32/2000. The A.O. has filed contempt petition in C.C. No.1432/05 in W.P. No.21513/05. Counter was filed by the SE / O / VSP. He has been promoted as AAE, as per the orders of court. Sri M. Simhachalam, Sub-Engineer was appointed by transfer on adhoc basis as AAE / EI vide Memo dt. 13.2.07.

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														Accordingly, Court orders were implemented. Hence, Contempt case was closed. The C.A No.8526/05 is pending before the Hon'ble High Court as per DG/ ACB Lr dt. 20.8.07. The DG / ACB has informed vide Lr. dt. 13.2.08 that the case against the A.O. in CrI. Appeal No.1056/2005 filed in the High Court of AP questioning the acquittal of the Accused Officer is pending for final hearing. The SE / O / VSP & SLA is reminded for present stage of the case in W.P. No.21513/05. The DG / ACB is reminded for present stage of the case in C.A. No.1056/05.
8	711	2002	1022228	M. Nageswararao	Sub-Engineer	D 1 / Visakhapatnam	ACB CASE (Trap)	06.10.1994				dismissal from service by SE/O / Vsp vide memo dt.28.11.03	Rejected by CGM (HRD) vide Memo dt. 7.4.04.	He was reinstated into duty. He was acquitted by ACB court in CC. No.93/95. The case was reopened and filed in CC NO.55/2000. As per the judgement issued in CC No. 55/00 by III Addl. Judge for ACB Courts/Visakhapatnam, dismissal orders were issued to Sri M. Nageswara Rao, Sub Engineer by SE/O / Visakahapatnam vide memo dt.28.11.03 and the same was communicated to DG / ACB, PrI. secy to Govt & Vigilance Commissioner vide this office Lr. dt.11.12.2003. Appeal was rejected by the CGM / HRD vide this office Memo dt.7.4.04. The A.O. has filed a W.P. No. 437 of 2006 against the memos dt. 28.11.2003 and 07.04.2004 in the Hon'ble High Court. The SE/O/ VSP has sent signed counter affidavit to SLA, for filing counter vide Lr. dt. 2.9.06. The SE / O / VSP & SLA are reminded from time to time for present stage of the case. The A.O. has filed Criminal Appeal No.1185 of 2003. The DG / ACB has informed vide Lr. dt.6.9.08 that the CrI. Appeal No.1185/2003 filed by A.O. in the High Court of A.P. is pending for final hearing. The DG /ACB is reminded for Present stage of C.A. No.1185/03.

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9	19	2003	1022206	K.Appa Rao	A.E	Opn / Marripalem	ACB CASE (Trap)	20.02.2003	5.10.2005					He was kept under suspension. Prosecution orders were sent to DG/ACB vide this office Letter dt.05.08.2003. As advised by the Govt., an explanation was called from A.O. vide this office Memo dt. 16.07.2003. After receipt of explanation, a SCN proposing the punishment of "stoppage of two increments with cumulative effect" was issued to him vide this office Memo dt. 17.12.2004. He was reinstated into duty vide SE / O / VSP Memo dt. 18.8.05. As per the orders of the CMD, DE/Enquiries was appointed as E.O. vide Memo dt. 5.10.05 duly cancelling the SCN. Enquiry Report received from E.O. The DG / ACB in its letter dt.27.2.09 has informed that the III Additional District and Sessions cum Spl. Judge for ACB Cases, VSP delivered the Judgment on 21.02.09 in C.C.No.1/2004. The Spl. Judge found the A.O.1 Sri K. Appa Rao, AE not guilty for the offences under Section 7, 13(2) r/w 12 (1) (d) of the P.C. Act, 1988 and he was acquitted. Based on the DE / Enq & E.O. report, Sri K. Appa Rao, AE was exonerated from the charges vide T.O. Memo dt. 30.3.09.

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10	19	2003	1022623	Y.Rama Raju	L.I	Opn / Marripalem	ACB CASE (Trap)	20.02.2003						He was kept under suspension. Prosecution orders were sent to the DG / ACB by the SE / O / VSP vide his letter dt. 19.08.2003. The SE / O / VSP was instructed to reinstate him vide this office Memo dt. 17.8.05. Accordingly, he was reinstated into duty vide SE / O / VSP Memo dt. 18.8.05. The DG / ACB in its letter dt.27.2.09 has informed that the III Additional District and Sessions cum Spl. Judge for ACB Cases, Visakhapatnam delivered the Judgment on 21.02.09 in C.C.No.1/2004. The A.O.2 Sri Y. Rama Raju, LI was found guilty of the charges U/sec. 13(2) r/w 13(1) (d) and r/w 34 IPC of the P.C. Act. 1988 and convicted U/s.248 (2) Cr.P.C and sentenced to undergo R.I. for one year and to pay a fine of Rs.1,000/- and in default of payment of fine to suffer simple imprisonment for three months. Instructions were issued to SE / O / VSP & DE / O / Z-II / VSP to dismiss the A.O. Sri Y. Rama Raju, LI as per the advise of the DG / ACB, vide T.O. Memo dt.24.3.09.

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11	19	2003	1022594	Sk.Razak	L.M	Opn / Marripalem	ACB CASE (Trap)	20.02.2003						He was kept under suspension. Prosecution orders were sent to the DG / ACB by the SE / O / VSP vide his letter dt. 19.08.2003. The SE / O / VSP was instructed to reinstate him vide this office Memo dt. 17.8.05. Accordingly, he was reinstated into duty vide SE / O / VSP Memo dt. 18.8.05. The DG / ACB in its letter dt.27.2.09 has informed that the III Additional District and Sessions cum Spl. Judge for ACB Cases, Visakhapatnam delivered the Judgment on 21.02.09 in C.C.No.1/2004. The A.O.3 Sri Shaik Razak, LM / Marripalem / Visakhapatnam were found guilty of the charges U/sec. 13(2) r/w 13(1) (d) and r/w 34 IPC of the P.C. Act. 1988 and convicted U/s.248 (2) Cr.P.C and sentenced to undergo R.I. for one year and to pay a fine of Rs.1,000/- and in default of payment of fine to suffer simple imprisonment for three months. Instructions were issued to SE / O / VSP & DE / O / Z-II / VSP to dismiss the A.O. Sri Shaik Razak, LM, as per the advise of the DG / ACB, vide T.O. Memo dt.24.3.09.
12	43	2004	1021519	V.Sasibhushana Rao	A.A.E	Opn / Narsipatnam	ACB CASE (Trap)	07.01.2004						Trapped by ACB while demanding and accepting the bribe of Rs.1,000/- from the complainant Sri D.P.V.S. Kiran on 7.1.04 for doing official favour to give electrical connection to the newly constructing house of complainant's mother at sivapuram, Narsipatnam. He was kept under suspension. Sanction order for proceustion was issued vide this office proceedings No.1489/04, dt.27.7.04 and was sent to the ACB vide this office letter dt. 27.07.2004. ACB case in C.C. No.31/04 is pending. He was reinstated and posted to ITDA / Parvathipuram. The Inspector of Police / ACB / Visakhapatnam has informed in his Lr. dt.2.12.08 that the case came-up for trial in the Hon'ble III Addl. District and sessions Judge cum Special Judge for ACB Cases, Visakhapatnam. ACB Case is still pending.

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13	43	2004	1023046	Ch.Bhaskara Rao	L.M	Opn / Narsipatnam	ACB CASE (Trap)	07.01.2004						Trapped by ACB while demanding and accepting the bribe of Rs.1,000/- from the complaint Sri D.P.V.S. Kiran on 7.1.04 for doing official favour to give electrical connection to the newly constructing house of complainant's mother at sivapuram, Narsipatnam. He was kept under suspension. Sanction order for proceustion was issued by DE/O/ Anakapalli vide proceedings dt.12.08.04 was sent to the DG / ACB vide Lr. dt.12.08.2004. ACB case in C.C. No.31/04 is pending. The SE / O / VSP was instructed to reinstate him. The Inspector of Police / ACB / Visakhapatnam has informed in his Lr. dt.2.12.08 that the case came-up for trial in the Hon'ble III Addl. District and sessions Judge cum Special Judge for ACB Cases, Visakhapatnam. ACB Case is still pending.
14	170	2006	1022570	V.V.S. Narasimha Rao	A.A.E	Opn / Koruprolu	ACB CASE (Trap)	03.03.2006						As per the APP SWAN MESSAGE received from the DSP / ACB / Visakhapatnam, the SE / O / VSP has been directed to keep the AAE under suspension, vide this office Memo dt. 3.3.06. The SE / O / VSP kept the AAE under suspension vide Memo dt. 3.3.06. Sanction orders for prosecution were sent to the ACB vide this office Proc dt. 26.8.06. ACB Case is pending. As he has completed two years period of suspension, proposals were sent to Govt. vide T.O. Lr. dt.26.9.08, for review of his case. The Spl. Cheif Secretary to Govt. has permitted vide Lr. dt.26.12.08 to reinstate the A.O. into service, without prejudice to the criminal / disciplinary case pending against the A.O. and to post him to a non-focal post at far off place. File is under circulation on the issue.

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15	350	2007	1028673	J. Satyanarayana	A.A.E	Opn / Devarapalli	ACB CASE (Trap)	19.05.2007						He was placed under suspension by SE / O / VSP vide Memo dt. 19.5.07. ACB Case is pending. Sanction orders for prosecution was sent to the DG / ACB vide T.O. Lr. dt.13.10.08. The Govt. in its letter dt. 30.7.08 has advised to initiate departmental action against the A.O. Accordingly, the DE / Enq was appointed as E.O. vide T.O. Memo dt.29.12.08. Enquiry Officer has requested to communicate the list of documents as per Annexure-III of Charge Sheet and ACB Part II report, for taking further necessary action in conducting departmental enquiry. Subsequently, the DG / ACB was addressed for the said documents vide T.O. Lr. dt.27.1.09. Reply is awaited from the ACB. The Spl. Cheif Secretary to Govt. has informed that the Govt. decided to reinstate the A.O. into service pending finalization of ACB Case. Therefore, he has requested to take necessary action to reinstate him into service pending finalization of ACB Case and posting to a far-off and non-focal post. File is under circulation on the issue.
16	1783	2008		Dhanakonda Pitchaiah	AAE	Operation / Akkayyapalem	ACB CASE (Trap)	03.11.2008						He was trapped by ACB and was kept under suspension w.e.f. 3.11.08 by the SE / O / VSP. ACB Case is pending.