

**KARNATAKA LOKAYUKTA**

No. Compt/Uplok/BCD-84/2021/ARLO-1 M.S. Building,  
Dr. B.R. Ambedkar Veedhi,  
Bengaluru, dated 07/04/2021.

**REPORT UNDER SECTION 12(1) OF  
KARNATAKA LOKAYUKTA ACT, 1984**

Sub: Report u/s 12(1) of the Karnataka Lokayukta Act, 1984 to remedy the injustice and hardship being caused to the public at large and to direct the competent authority shall examine the complaint impartially and to submit report as per law - reg.

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An investigation was taken up under Section 9 of the Karnataka Lokayukta Act, 1984, on the basis of complaint filed by Sri. Sri. S. Bhaskaran, No. 453, 5<sup>th</sup> cross, 1<sup>st</sup> main road, Panchasheelanagar, Mudalapalya, Bengaluru (hereinafter referred to as 'Complainant' for short) against - Sri. Venkatesh.N.R, Inspector of Police (Station House Officer), Rajajinagar Police station, Beside RTO Office, Rajajinagar, Bengaluru (hereinafter referred to as 'Respondent' for short).

2. The complainant Sri. S. Bhaskaran, No. 453, 5<sup>th</sup> cross, 1<sup>st</sup> main road, Panchasheelanagar, Mudalapalya, Bengaluru has filed this complaint against the Respondent - Sri. Venkatesh.N.R, Inspector of Police (Station House Officer), Rajajinagar Police station, Beside RTO Office, Rajajinagar, Bengaluru.
3. The substance of the complaint is that, on 25/11/2020, the complainant had filed a complaint against one Sri.

Nataraj.N.S and Smt. Veenka K.T of Spandana Foundation and 5 others in respect of cheating of Rs. 47,50,000/- under the guise of taking hand loan from the complainant and it will be deposited in the bank account of Spandana Foundation for securing donations from Central Government. But, later they have refused to repay the money stating that they have lost the entire money in an illegal slot fixing criminal activity by enacting that they were themselves victimised. The said accused have not only cheated the complainant but also cheated several public in and around Bengaluru by using the same modus operandi. It is further alleged that the above said persons by promising innocent people to get jobs of Assistant Commissioners, Tahsildars and FDA through the KPSC in connivance with Smt. Padmarekha who is a staff in KPSC.

4. It is further stated in the complaint that, the above said Nataraj N.S. and Veenka K.T have involved in slot fixing criminal activity and in this regard an amount of 50,00,00,000/- (50 crores) was shown on display at the residence of Sri. Dharmendra Jain and in respect of which the complainant has requested the respondent to investigation into the matter and to save innocent public. But the Respondent has failed to initiate appropriate action against the above said persons. Thus, it is alleged that the respondent has colluded with the accused and thereby committed gross misconduct and dereliction of duty.
5. Perused the contents of complaint and documents produced by the complainant. Some serious allegations

against the Respondent are made out in the complaint. Since some slot fixing criminal activity is allegedly done by one Sri. Nataraj.N.S. and Veena K.T; the innocent public are made to deposit huge amount in the name of their trust and thereby cheating the public at large and in spite of the complaint, the Respondent has not taken any action, therefore comments of the Respondent and Report of Deputy Commissioner of Police of the concerned division have been called.

6. Respondent Sri. N.R. Venkatesh, Police Inspector, Rajajinagar Police Station, Bengaluru has submitted his comments dt. 15/2/2021 along with his service particulars stating that after lodging the complaint, Smt. Veena and Sri. Nataraj have been summoned to the Police station on 14/12/2020 and their statements have been recorded about the complaint filed by the complainant and the statements have been enclosed.
7. The Deputy Commissioner of Police has not submitted report as sought by this office.
8. The complainant has submitted letters dt. 01/03/2021 and 12/3/2021 stating that the Respondent has filed to register a case with regard to his complaint filed in Rajajinagar Police station on 25/11/2020, but the Respondent after lapse of 1½ month, he has not taken any action on his complaint. The Respondent has not enquired and investigated the display of Fifty crores of money at the residence of Sri. Dharmendra Jain in Vijayanagar. He has not find out the funding source along with details of slot

fixing activity even after producing the video recording of the display of the currency notes amounting to fifty crores of Indian rupees.

9. On careful reading of the complaint it prima facie appears that Some serious allegations against the Respondent are made out in the complaint. Since some slot fixing criminal activity is allegedly done by one Sri. Nataraj.N.S. and Veena K.T; the innocent public are made to deposit huge amount in the name of their trust and thereby cheating the public at large and in spite of the complaint, the Respondent has not taken any action.
10. It is pertinent to note here that on 25/11/2020. The complainant has filed his complaint before the Respondent but he failed to register the case and aggrieved by the act of the respondent the complainant has filed this complaint on 11-01-2021 before this authority and after receipt of the notice of this authority the Respondent without conducting proper inquiry/investigation of the complaint has issued an endorsement to the complainant and directed him to approach the court of law and thereby the act of the respondent prima facie appears that respondent being the police Inspector has not discharged his duty as a public servant.
11. It is needless to say that whenever police officer receives any information/complaint, he ought to register the case and proceed with the investigation and to submit his report to the concerned court. ***It has been held by the Supreme Court in Lallan Chaudhary v. State of Bihar and another reported in (2006) 12 SCC 299.***

**Para 8 : Section 154 of the code thus casts a statutory duty upon the police officer to register the case, as disclosed in the complaint, and then to proceed with the investigation. The mandate of section 154 is manifestly clear that if any information disclosing a cognizable offence is laid before an officer in charge of a police station, such police officer has no other option except to register the case on the basis of such information.**

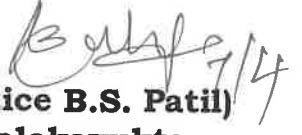
12. Admittedly in the case on hand the respondent has not enquired and investigated the display of Rs.50,00,00,000/- fifty crores of money at the residence of Sri Dharmendra Jain in Vijaynagara. The complainant was ready to produce the video recording of the display of the above said currency notes but the responded utterly failed to consider the same. Further the complainant had produced the copy of the agreement related to slot fixing activity which was signed by the accused Smt.Veena. This document is also not considered by the respondent.
13. It is worth to note here that one Sri. Nataraju and Veena were in the habit of cheating the public at large in the guise of securing Jobs in KPSC by using the clout of her own sister Smt.Padma Rekha, who was working in KPSC as a section head. In this regard, the public lodged criminal complaints against the said person before the Rajajinagara Police station in crime No.178/2018 and in Crime No.132/2018 of Sanjayanagrara police station and after investigation the police have submitted charge sheets against them. On perusal of the said charge sheet it prima

facie appears that the said accused Nataraj and Veena K.T. and others were involved in many cases of cheating to public. Such being the case, the Respondent being the responsible public servant/Police Inspector has not taken up the case of the complainant for investigation against the very same Nataraj and Veena and thus the act of the Respondent clearly amounts to dereliction of his duty and it also appears that there is prima facie material to attribute negligence on the part of the respondent for not registering the case and not conducting investigation. Under the circumstances, the comments of the Respondent cannot be accepted and there is prima-facie material to infer misconduct on the part of the Respondent.

14. By considering the facts and other circumstances of the case on hand as the matter involves public interest, it would be proper to send recommendation u/s 12(1) of the Karnataka Lokayukta Act, 1984, to the Competent Authority with a recommendation to remedy the injustice and hardship being caused to the public at large and to ~~direct the competent authority to examine~~ the complaint thoroughly and impartially to submit report as per law.
15. Accordingly, recommendation u/s 12(1) of the Karnataka Lokayukta Act, 1984 is made to the Competent Authority to remedy the injustice and hardship being caused to the public at large by examining the complaint thoroughly and impartially within a period of one month so as to take action in accordance with law.

16. Further, as per Section 12(2) of Karnataka Lokayukta Act, 1984, the Competent Authority is required to intimate this Authority within one month from the date of expiry of the period specified above, the action taken or proposed to be taken on this report.

Connected records are enclosed.

  
(Justice B.S. Patil)  
Upalokayukta,  
State of Karnataka.

