

A-22

CHARGE SHEET IN CR.NO. 13/2001 OF C.I.D. P.S., HYDERABAD
(Under Section 420, 468, 471, 365, 372, 188, 344, 201, 317 and 120-B IPC)
IN THE IX METROPOLITAN MAGISTRATE COURT, NAMPALLY,
HYDERABAD.

1.	District, PS, Year, FIR No.	Ranga Reddy, C.I.D., 2001, 13
2.	Charge Sheet No.	/2001
3.	Dated	22.9.2001
4.	Act	420, 468, 471, 365, 372, 188, 344, 201, 317, 120-B IPC
5.	Type of Final Report	Charge Sheet
6.	F.R. Incurred	-
7.	If charge sheet original or supplementary	Original
8.	Name of the I.O and Rank	M. Vasundar Rao, D.S.P., C.I.D., R.R. District.
9.	Name of the Complainant	Smt. B. Udaya Lakshmi, W/o Venkateswara Rao, aged 49 years, Project Director, Women and Child Development Agency, R.R. District.
10.	Details of property seized during the investigation and received upon	List enclosed. All original Panchnamas are sent to Court.
11.	Name of the witnesses to be examined	List enclosed.
12.	Particulars of accused persons in charge sheet	A-1 Smt. Savithramma, D/o P. Samson, aged 59 years, President, J.A.M.B. Home, Tandur, R.R. District. A-3 Irudaya Rajan, S/o Late I. Narayana Rao, aged 39 years, Supervisor in JAMB Orphanage Home, Tandur, R.R. Dist. A-4 Vara Prasad, S/o Suryanarayana Rao, aged 32 years, Supervisor in JAMB Adoption Home, Tandur, R.R. Dist. A-5 Sudarshan, S/o John Mark Bakya, 37 years, Social Worker in JAMB Home, Tandur, R.R. Dist. A-6 Parvathi Bai, W/o Lokya Ghauhan, aged 40 years, R/o Jalvarsha Tanda, Kunchivaram Circle, Chincholi Taluk, Gulbarga District, Karnataka. A-7 Gori Bee, W/o Man Chauhan, aged 60 years, Kunchivaram Circle, Chincholi Taluk, Gulbarga District, Karnataka. A-8 Mallela Eliah Sudhakar, S/o Dinalak, aged 57

		<p>years, Employee in JAMB Home, Tandur, RR Dist. (Originally native of Mission Compound, Hindupur of Ananthapur District).</p> <p>A-9 P. Vijaya Lakshmi, D/o Late Madurai Pillai, aged 43 years, Executive Director, JAMB Home, Padmaraonagar Administrative Office, R/o 37-38, Sainikpuri, Secunderabad.</p> <p>A-10 B. Prem Kumar, S/o B. John Alfred, aged 43 years, Executive Secretary, VACA, H.No. 1-1-694, Near Sai Sakthi Apartments, Gandhinagar, Hyderabad.</p> <p>(A-1 surrendered in IX M.M. Court on 26-7-2001 and was remanded to Judicial custody. A3 arrested on 5-7-2001 and was sent for remand.</p> <p>A-4 and A-5 were brought on P.T. Warrant from Central Prison, Gulbarga on 18-7-2001 and produced before Honourable IX MM and was remanded to Judicial Custody.</p> <p>A-6 and A-7 were brought on P.T. warrant from Central Prison, Gulbarga on 29-8-2001 and produced before the Honourable IX MM and were remanded to Judicial custody.</p> <p>A-8 arrested on 23-6-2001 and was sent for remand.</p> <p>A-9 and A-10 were arrested on 3-9-2001 and sent for remand.</p>
13.	Particulars of accused persons not charge sheeted	A-2 N.E. Samson, S/o P. Samson, aged 55 years, Ex.Employee, State Bank of Hyderabad, Secretariat Branch, R/o H.No. 11-6-169, B7, Vallabh Das Building, Public Gardens Road, Nampally, Hyderabad.(Absconding and N.B.W may be issued)
14.	If F.R is false, indicate action taken or proposed to be taken U/s.182/211 IPC	--
15.	Result of Laboratory Analysis	-
16.	Brief facts of the case	Charge Sheet enclosed

Dated 0.2001

M. VASUNDAR RAO,
 INVESTIGATING OFFICER,
 BY SUPERINTENDENT OF POLICE,
 C.I.D., R.R. DISTRICT.

CHARGE SHEET IN CRIME NO. 13/2001 U/s 420, 468, 471, 365, 372, 188, 344, 201.
317 R/W 120-B IPC OF C.I.D. P.S., HYDERABAD

The accused A-1 to A-10 entered into criminal conspiracy i.e., an agreement to do an illegal act of giving adoption of children overseas and in India for monetary consideration and for making easy money. In pursuance of said criminal conspiracy various documents i.e., relinquishment deeds, admission registers were prepared knowing them to be false with dishonest intention. By using such forged documents and also inducing the biological parents with monetary consideration they obtained children for the purpose of overseas adoption and in-country adoption.

They suppressed various facts and prepared relinquishment deeds in the names of non-existing persons and used such forged and fabricated documents for the purpose of adoption in-country and inter-country.

On 23.4.2001 at 1800 hours the S.E.O., CID, Hyderabad (LW-124) received a complaint from Smt. B. Udaya Lakshmi, Project Director, Women and Child Development Agency, R.R. District in which she stated that on 14.4.2001 at about 2.00 P.M. on information about the child trafficking racket going on at Tandur, she and other officials of her department inspected the Bethany Home and having found fake records maintained by them seized all the records. Again on 21.4.2001 on the information given by the Balwadi teachers, she and the officials of her department inspected the Home with required first aid facilities. They found (60) children including infants in a very pathetic and anemic condition. The head of the Home and other employees were not present there and only few Aayas were present and attending on the children without proper care and food facility. Smt. Savithramma who is the head of the Home was not present at the Home and it was learnt that she did not visit the Home since very long time. As a result of their negligence in fostering the children as many as (17) children have fallen sick and were shifted to Niloufer Hospital, Hyderabad for treatment as their condition was very serious. The body of an infant was buried on 21.4.2001 in the compound of Bethany Home, Tandur. The children were left with an intention to wholly abandoning without taking care and providing food and medical facilities. The above organization is not permitted to procure, detain, adopt children as per G.O.Ms No. 16, dated: 18.4.2001, by which the accused wrongfully confined children in their Home at Tandur. The s...

accused also with dishonest intention cheated the biological parents by not following guidelines and also purchasing and selling exclusively female children. The accused also grossly violated the Government Order which resulted in endangering human lives and health and safety and requested for necessary action against Smt. Savithamma and others

Based on the above complaint, the above case was registered by S.E.O., C.I.D., Hyderabad and it was forwarded to D.S.P., C.I.D., R.R. District to take up investigation as per the orders of Addl. Dir. Genl. of Police, C.I.D., A.P., Hyderabad vide Memo No. 4212/C7/CID/2001, dated: 23.4.2001.

In pursuance of the orders of Addl. D.G.P., C.I.D., the investigating officer Sri M. Vasundar Rao (LW-128) took up the investigation and investigated into the case with the assistance of LWs 93 and 94.

Under the provisions of Orphanage and Other Charitable Homes Act, 1960, the Government of Andhra Pradesh formed A.P. Orphanage and Other Charitable Home Rules and issued G.O.Ms.No. 67, dated: 6.10.1999 directing all voluntary organisations desiring to maintain or conduct a Home to submit an application for Certificate of Recognition from Women and Child Welfare Department. The Government in G.O.Ms.No. 16, dated: 18.4.2001 further directed that the voluntary organizations who are not issued with licenses or recognition by the Government even though they are registered under Societies Registration Act, 1860, shall not procure, detain, adopt children and the G.O. authorized the Director or Project Director, District Women and Child Development Agency to take such children into their possession.

Smt. Savithamma (A-1) is the President of J.A.M.B. Home, Tandur and registered her institute on 21st June, 1974 under Public Societies Act with Regn. No. 459/74 of Registrar of Societies, Hyderabad and the area of operation covers R.R District only. She also floated number of sister concerns viz.,

1. JAMB, Home.
2. JAMB Green Cottage.
3. Orphanage Home, Gulburga
4. Orphanage Home, Rayalapalli.
5. Orphanage Home, Secunderabad.

6. LAMPOSSES Home, Habsiguda, Hyderabad.

Her institute was recognized by the Government of A.P. and by C.A.R.A., New Delhi for processing adoptions of children and they renewed her licences and they are in force.

N.E. Samson (A-2) is younger brother of A-1. He is an ex-employee of S.B.H., Hyderabad of Secretariat Branch. He is Executive Member of J.A.M.B. Home, Tandur and was looking after the activities of the Home both at Tandur and at its Administrative Office at Padmaraonagar. He was mostly representing Smt. Savithamma (A-1) in many official meetings conducted by V.A.C.A., Basheerbagh which came into existence during the year 1997 as per the guidelines of C.A.R.A., New Delhi. (Exhibit Nos. 1 to 6)

A-3 Irudaya Rajan, S/o Late I. Narayana Rao is Superintendent of Tandur Orphanage Home and also looks after the activities of Adoption Home. A-4 Vara Prasad, S/o Surya Narayana Rao is Superintendent for Adoption Home, Tandur. A-5 Sudershan, S/o John Mark Bakya is a Social Worker of the Home. A-6 Smt. Parvathi Bai, W/o Lokya Chauhan and A-7 Gori Bee, W/o Man Chauhan are midwives and both were procuring children from adjoining Tandas of Karnataka State to J.A.M.B. Home, Tandur. A-8 Sudhakar, S/o Dinakar is an employee at the Administrative Office, Padmaraonagar, Hyderabad and previously he worked at Tandur as Supdt., and drafted many fabricated records. A-9 P. Vijaya Lakshmi, D/o Late Madurai Pillai is the Executive Director, who played a vital role in demanding and receiving money from the prospective adoptive parents for giving children in adoption. A-10 B. Prem Kumar, S/o B. John Alfred is Executive Secretary of V.A.C.A., Basheerbagh, Hyderabad.

As per the conspiracy the accused procured children from different places of R.R. District, Mahaboobnagar District and adjoining Tandas of Karnataka State. Detailed investigation had been made to trace the origin of children by tracing the biological parents etc. The accused deliberately did not furnish the detailed addresses of either biological parents who are alleged to have relinquished the children nor that of witnesses to the relinquishment deeds. I.W-7 Smt. Sarala Rajya Lakshmi collected some of the records of J.A.M.B. Home, Tandur at Tandur on 14.4.2001 and duly initialed on all the

documents collected by her and handed over the following records to the I.O. on 3.5.2001 under acknowledgement.

1. 66 Child Study forms
2. License Registration File
3. V.A.C.A. Old Xerox register
4. V.A.C.A. File
5. 1st Attendance Register
6. 2nd Attendance Register
7. Admission Register

During the course of investigation the I.O. seized (1) 9 Child Study Forms, (2) Pay Acquittance Receipts for the year 1991 and (3) 6 Sheets of Children Dairy Register in the presence of PWs 113 and 114 on 24.4.2001 at Tandur. He also seized 38 documents, registers etc., including 7 child study forms, 2 Registers of Admissions and Withdrawals, 1 Attendance Register and Physical Examination Reports vide Panchanama, dated: 25.4.2001 in the presence of LWs 115 and 116 from J.A.M.B. Home, Padmaraonagar, Hyderabad. On 7.8.2001 the I.O. seized C.P.U. and Four Child Study Forms in the presence of LWs 119 and 120 and also took the print outs from the C.P.U. at at A.P.T.S., Hyderabad on 28.8.2001 in the presence of PWs 121 and 122.

A-1 along with the other accused as a part of their conspiracy fabricated and forged number of relinquishment deeds in the names of Pseudonymous biological parents and these documents bear the signatures of Pseudonymous persons as witnesses. During the course of investigation LW 125 and I.O. (LW-127) visited different villages, Tandas etc. mentioned in the relinquishment deeds to trace the persons whose names and addresses were found in the relinquishment deeds either as biological parents or witnesses to the delivery of children to J.A.M.B. Home, Tandur. Exhaustive enquiries have also been made to trace the named persons but they could not be traced as such persons were not in existence. LWs 9 to 39, 41 to 44, 47 to 58, 60 to 64 and 84 to 86 stated that the alleged biological parents or witnesses as mentioned in the deeds were not in existence in the villages and issued certificates to the I.O. to that effect.

Though exhaustive investigation had been made none of the total number of 37 named biological parents nor 66 named witnesses could be traced as all these names are fictitious.

A-1 Smt. Savithramma and A-3, A-4, A-5 and A-8 resorted to various illegal methods to procure not only the infants but also grown up children by employing agents. On 1.11.2001 a girl by name Shahvi Begum (LW-89) was found missing from Ram Nagar, Hyderabad.

On the complaint of Smt. Kaiser Begum (LW-88), the mother of the Baby, Smt. Madhavi Latha (LW-112), S.I. of Police Musheerabad registered a case in Cr.No. 332/2000 U/s Girl Missing and took up investigation. Musheerabad Police could not trace this girl inspite of their best efforts. The child lifters employed by A-1 kidnapped LW-89 and admitted her in J.A.M.B. Home, Tandur which is 105 K.Ms far from Hyderabad by renaming her as Baby Reena. A-1 Smt. Savithramma in her eagerness to give away baby Shahvi Begum @ Reena in adoption ante dated her admission in the Home as 3.10.2000 and her Child Study Form was also prepared showing her village as Regadighanapur, RR District (Ex.No. 7). A-8 M.E. Sudhakar, who was maintaining the records of Home for some time made false entries in the attendance register. LW-8 Smt. Pramodini and her team rescued sixty (60) children of the Home on 21.4.2000 including Baby Reena and kept them in Sishu Vihar, Hyderabad.

On coming to know about keeping the rescued children in Sishu Vihar under the supervision of Smt. Sarala Rajya Lakshmi (LW-7), parents of LW-89 i.e., LWs 87 and 88 visited Sishu Vihar, Hyderabad on 1.5.2001 and received their daughter LW-89 from LW-7.

The Investigating Officer Sri M. Vasundar Rao (LW-127) addressed the District Collector, R.R.District requesting to inform whether certain villages which were mentioned as villages falling in R.R.District in the relinquishment deeds are in existence or not, and he received reply from LW-52 informing that (1) Polampalli, (2) Malepalli, (3) Modampalli, (4) Sahdnagar, (5) Shahpurwadi and (6) Sadiagutta Tanda villages were not found in the revenue limits of R.R. District.

Similarly to a letter sent by I.O. (LW-127), LW-57 Supdt. Collectorate. Mahaboobnagar replied that Gurrampadu and Amalnagar Tandas/ villages were not found in the Mahaboobnagar District.

This evidently shows that the accused intentionally mentioned the names of non-existing villages to avoid biological parents being identified during enquiry/investigation.

A-1, A-3, A-8 and A-9 also used stamp papers containing fake seals of non-existing stamp vendors. LWs 82 N. Gnana Raju, LW-83 K. Rambabu informed that Md. Rasheed, Smt. M. Lakshmi, M.A. Gaffoor and Md. Ibrahim named as stamp vendors are not registered with them and they were bogus and fictitious.

The accused A-1 Smt. Savithamma, employed LW-3 Smt. Sajida and LW-4 Smt. Raziabee as Aayas and LW-2 P. Janardhan and LW-5 G. Ratnam as workers to assist her in running the Home. A-1 entrusted the total running of the Home to her brother Sri N.E. Samson (A-2) in her absence during her visits to Foreign Countries etc. Though A-2 had worked as Cashier in State Bank of Hyderabad, A.P. Secretariat Branch, Hyderabad, he was on leave for long spells and obtained V.R.S. on 31.3.2001 to assist her sister A-1 in her illegal activities. In the absence of A-1, he used to regularly visit J.A.M.B. Home office at Padmaraonagar, Secunderabad and visit Tandur Home on Saturdays, Sundays and other public holidays. He also enlisted the services of Dr. Srinath (LW-65), Dr. Mukundam (LW-66) and Dr. Siv Kumar Patil (LW-68) who are qualified Doctors to issue certificates of children.

During the course of investigation, the I.O. thoroughly scrutinized the four registers seized viz., (1) Master Register, (2) 1st Register, (3) 2nd Register and (4) 3rd Register (Xerox) and found all the (4) Registers are identical in nature and are originals except the 3rd Register which is a Xerox copy. In the three Registers which are originals varied entries were made to suit the purpose of adoptions and are being used simultaneously to suit their convenience.

In addition to the above irregularities, other serious lapses were noticed when all the four Registers i.e., Master Register, 1st Register, 2nd Register and 3rd Register (Xerox copy) and the V.A.C.A. list of children (list of children furnished by J.A.M.B. Home,

andur on admission of children to VACA since 1997) are compared in a meticulous manner.

In the Master Register, during the year June, 1992 to December, 1992 against the name of a female child Jaya the serial No and Admn. No. was shown as 1 and 1 respectively but on the other hand in the 1st register the admission No. for the same child Jaya was shown as 6 and thus skipped by 5 numbers. It is not known as to what happened to other 5 members. Similarly in the admission column in the 1st register for serial No. 2 child i.e., Fathima the Admission No. is shown as 1. It is not known how the succeeding admission No. becomes lesser than the preceding admission number which shown that the entries are not entered in ceratum, whenever children are received in the Home in a chronological order.

Similarly the Admission Number in the Master Register shown for four children viz., Kamala to Swapna vide Serial Nos. 1/93 and Admn. NO.3 to Serial No. 4/93 are not tallying with that of 1st Register for the corresponding serial numbers and Admn. Numbers.

Again during the year January, 1995 to December, 1995 admission No. 36 was written against the child Vijay in the Master Register and the same is not tallying with the admission of the 1st Register. On the contrary it was written as 36-A under the admission column in the said Register. The jumping of admission number in the 1st Register is continued till the conclusion of 1st Register i.e., on 18.11.1998. The last serial number in the first Register is 39 and the admission No. being 167 against the child Chandana. In marked contrast in the Master Register and other connected Registers the corresponding admission Nos. to the above said child is 173 and the serial No. being 42. The names of children figured in 2nd Register vide Serial Nos. 18/2000 to 22/2000 and the corresponding admission Nos. from 231 to 235 respectively in respect of children Kalpana, Shashikala, Anjali, Pavithra, Karuna are totally missing in the corresponding serial and admn. Nos. in the Master Register. Except Kalpana other names viz., Shashikala (Serial No. 37 vide Admn. No. 255) and Pavithra (Serial No. 45 and Admn. No. 256) were written in the Master Register. In the Master Register against Serial Nos. 18/2000 vide Serial No. 231 the name of Urvasi, 19/2000 vide Admn. NO. 232, Mukti, 20/2000 vide Admn. No. 233.

Serial No. 21/2000 and Admn. No. 234, Lakshmi and Serial No. 22/2000 vide Admn. No. 235 the name of Madhubala was written.

In addition, lot of discrepancies such as change of names of biological parents, adoptive parents are noticed. For the year from January, 1997 to December, 1997 the name of biological parents of Malathi (Serial No.2 and Admn. No. 84) is shown as Ananthamma in the Master Register but in the 1st Register the biological parents of the same child is changed to Kesli Bai. Similarly the biological parents of Sujatha (Serial No. 6/98 vide Admn. No. 137) is written as Kalyan and Ramesh but in the 1st Register it is changed to Chandali, R/o Moulali, Hyderabad.

The names of adoptive parents of female child viz., Sujatha (Serial No. 24/97 vide Admn. No. 106) is changed in 2nd Register when compared to master Register. Similarly the names of adoptive parents of children namely viz., Kiran (Serial No. 36/97 vide Admn. No. 118), Madhu (Serial No. 37/97 vide Admn. No. 119) and Shantha (Serial No. 38/97 vide Admn. No. 120) are changed in the 1st Register when compared to master Register. In addition to the above there are many other irregularities noticed such as change of date of withdrawal of children, date of birth compared to Master Register and also incomplete filling of details in 1st, 2nd and 3rd Registers. A chart in tabular form has been drawn of all the above mentioned Registers for proper analysis which is Ex.No.8.

Further on comparison with the list of children furnished by VACA, Basheerbh, Hyderabad, it is found that as many as 51 names of children are missing in the Master list shown as Ex.No.9. Similarly when compared with the names available in the Master Register as many as 38 names of the children are missing in the VACA list i.e., not communicated to VACA which is marked as Ex.No.10. Names are deliberately not entered though as per the guidelines issued by CARA, New Delhi the placement agency is bound to furnish the list of children on their admission to VACA, which is a Voluntary Adoption Coordinating Association, recognized by CARA. The I.O. has taken 1997 as cut off year for the purpose of comparison since the above guidelines came in to vogue in the year 1997.

With regard to the list of children given by VACA in connection with the 'in-country adoption' names of the following 8 children are not found in the Master Register.

(1) Hemalatha, (2) Saibaba, (3) Kalpana, (4) Mariya Anotnet, (5) Uday, (6) Master Surya, (7) Lakshmi and (8) Asmitha

Similarly with regards to 'Inter country adoption', one male child by name Praveen Kumar is not found in the Master Register vide Serial No.1 of VACA Inter-country adoption list for the year 1997.

In the Master Register two children viz., Claire (Serial No. 33/97 vide Admn. No. 115) and Mary (Serial No. 35/97 vide Admn. No. 117) were shown under 'in-country adoption'. When verified with VACA list of adoptions the above names figured under foreign adoptions at Serial Nos. 6 and 7 respectively vide VACA list of Inter-country adoption for the year 1998.

As the data from 29.9.2000 is not entered till 2001 (latest) the I.O. collected the list of children from VACA maintained up to 20.1.2001 and got verified the above entries with two attendance Registers seized by LW-7 on 14.4.2001 at Tandur. They were written up to March, 2001.

On perusal of the two Attendance Registers the names of the children are jumbling from the each other and in Attendance Register No.1 all the children's admission Nos. were prominently written in Red Ink. In all names of 85 children were entered in the 1st Attendance Register. In the 2nd Attendance Register the Admn. Nos. were not noted but in all names of 68 children were entered. It is also written up to March, 2001. It is not possible to arrive at the latest figure with regard to the admission of children in J.A.M.B. Home, Tandur merely on the strength of attendance Registers since certain names had already figured in the Master Register and with regard to rest of names details are not fully available to arrive at correct figure. In the 1st Attendance Register against Admn. No. 305 the name of Muslim girl Shahvi Begum whose name was changed as Reena was written during the October, 2000 (3.10.2000 as per VACA records).

On perusal of the Master Register right from June, 1992 to 29.9.2000 with regards to deceased children, in all 7 children namely (1) Vijaya, (2) Shusheel, (3) Geetha, (4) Rasan, (5) Shalin, (6) Revathi and (7) Priyanka were shown as expired whereas as per

The details furnished by VACA from 1997 one female child by name Amisha alone was shown as dead on 25.8.2000 and the above entry was not entered in the Master Register.

But contrary to the above details, as per the statement seized from Padmaranagar Office on 25.4.2001 under Mahazar 31 children were shown dead.

JOHN ABRAHAM MEMORIAL BETHANY HOME, TANDUR

Sl. No.	Year	National adoption	International adoption	Withdrawals	NRI	Death	Present children	Total
1.	1992 to 2001	70	162	4	8	31	68	335

An analysis of the above statement in respect of the deceased children clearly shows that names of all the 31 children were not truthfully projected either in the Master Register nor communicated from 1997 onwards i.e., since the inception of CARA guidelines to the VACA as the details shown in Master Register in respect of deceased children are pertaining to pre-1997 period.

As per the records most of the children were admitted in Bethany Home, Tandur at the age of 2 or 3 days of their birth and the under nourishment was due to improper care, untimely feeding of under nourished food although the Management was collecting funds for the above purpose from various sources.

A-1 and other accused did not bestow proper care on the welfare of the children. All the 60 children rescued by LW-7 Smt. Sarala Rajya Lakshmi were referred to Niloufer Hospital, Red Hills on 21.4.2001 for Medical Check up. IN all 17 children were admitted in the Hospital for treatment and LW-90 Dr. N.C.K. Reddy Supdt., Niloufer Hospital issued a certificate to the effect that children were under nourished.

Even the high rate of mortality of the children i.e., 24 deaths between 1998 and 2001 clearly shows the gross negligence on the part of the Management and to conceal the abnormal number of deaths. No death intimation was given by the accused to the Tandur

Municipality in whose limits the Home exists. Municipal Commissioner, Tandur (LW-58) issued a certificate to the said effect

A perusal of death certificates issued by LWs 67 and 91 shows that a female child Mariyam died on 20.4.2000 and another female child Kantha died on 22.12.2000. A perusal of the Attendance Register for February, 2001 maintained by A-8 shows that the above deceased children were shown as alive and their attendance was marked as present which clearly shows that the dead children were shown alive and whenever substitute children of similar age are received in the Home they were kept in the place of dead children to avoid break in the process of adoption so as to expedite the process of selling the children for monetary consideration.

Having procured children by illegal means, A-1 and A-9 instead of giving children in adoption to Foster parents by collecting expenditure being incurred towards Court fees etc., as prescribed by CARA, New Delhi sold them to the adoptive parents for huge sums ranging from Rs.12,000/- to Rs.30,000/-. A.B. Raj Kumar (LW-93) speaks about the demand of money by A-1 and A-9, prior to showing children and accepting amount before delivery of child to him. Sri Akthar (LW-98) who could not afford to pay the amount as demanded by A-1 and A-9 was sent away without showing the Foster children to him, even though children to be given in adoption are readily available.

The Central Adoptive Resource Agency (CARA), New Delhi issued guidelines on the procedure to be adopted in giving children in adoption. The placement agency was allowed to give 50% of children for Inter-country adoptions when Indian Foster Parents do not come forward to accept the children. The Ministry of Social Justice and Empowerment, Government of India formed Voluntary Adoption Coordinating Association (VACA) at Hyderabad to promote in-country adoptions in the State. Mr. B. Prem Kumar (A-10) was elected as Secretary of VACA during 1997 and continued in the same post till he was removed from the post by CARA, New Delhi.

To seek permission to give a child in Inter-country Adoption the placement agency has to obtain clearance from CARA. For obtaining the said clearance the placement agency has to enclose certificate issued by VACA, Hyderabad certifying that no Indian adoptive parents came forward to receive the said child. The placement agency shall also

enclose certificate showing that the child was shown to the proposed adoptive parents and rejected by them, usually termed as Rejection Forms.

As a part of conspiracy A-1 and A-9 showed only photos of children ready to be given in adoption to LW 101 and obtained his signature on Rejection Forms. They showed only one child to Sri G.D. Vijay Bhaskar (LW-101) and deceitfully obtained his signatures on Rejection Forms. The accused also forged the signatures of Sri Suresh and H.Prem Kumari (LWs 104 and 105), Sri Motiraj and Anitha (LWs 94 and 107) in Rejection Forms by collecting their details when they approached the accused seeking children in adoption. Since the clearance certificate issued by A-10 is essential to obtain permission from CARA, New Delhi for Inter-country adoption, A-1 conspired with A-10 and obtained clearance certificates. Dr. Srinath (LW-65), Dr. Mukumdam (LW-66) and Dr. Shiv Kumar Patel (LW-68) who are qualified Medical Practitioners after detailed examination of children issued physical examination reports clearly mentioning the complexion, growth, height and other biological condition of the child. During the course of investigation as many as 24 original clearance certificates issued by A-10 were recovered and compared. Though A-10 is not a qualified Medical Practitioner, he issued large number of clearance certificates mentioning contradictory facts as reasons for rejection of children by Indian parents.

A-1 Smt. Savithamma employed Smt. Gori Bee (A-7) and Smt. Parvathi Bai (A-6) as Mid-wives residing in adjoining Karnataka border to entice the biological parents in Tandas to sell their children to JAMB Home, Tandur and they were paid commission for each of the child handed over at Tandur Home. In this connection, Cr.Nos. 16/2001 U/s 373 r/w 34 IPC and 17/2001 U/s 373 r/w 34 IPC were registered by Chincholi Police, Karnataka State.

A-8 was Superintendent of Tandur Home for 15 months. He drafted many fabricated documents and also got forged the signatures of non-existing persons. After A-8 was transferred to Padmaranagar Office, Vara Prasad (A-4) who was appointed in the place of A-8 also conspired with other accused and fabricated Relinquishment deeds. Rajan (A-3) was over all incharge of Orphanage Home and also Adoption Home at Tandur. He had associated with other accused in procuring children and selling them. A-3 along with five others were arrested by Saifabad Police on 24.4.2001 when they were

possession of six children belonging to Tandur Home which is the subject matter of Crime No. 267/2001 of Saifabad P.S.

A-1 was issued with FCRA No. 010230123, dated: 24.4.1985 to receive Foreign contributions. She gave children for Inter-country Adoptions through (1) Adoption Service Information Agency, USA, (2) Adoption Centre, Denmark and (3) Infants Dumonde, Canada, placement agencies by accepting huge amounts. She opened JAMB Home S.B. A/c. vide No. 01100005407 in S.B.I., Secunderabad. She organized a Primary Health Center for a short time at Tandur over which she had shown expenditure Rs.92,000/- in the Income Tax returns for the year ending 31st March, 2000. There were continuous transfer of amounts from S.B.I. A/c No. 01100005407 of Secunderabad belonging to JAMB Home in to the accounts of (1) JAMBH Current A/C No. 01000005408, (2) JAMBH Green View Cottage, A/C No. 01100005398, (3) JAMB LANPASAS Home, A/C No. 01100005399 from where the amounts were siphoned-out. A-1 employed Smt. Clara, W/o N.E. Samson (A-2) as Treasurer to facilitate her to siphon out the funds at her convenience.

CARA, New Delhi permitted escorting of children by private persons in case the proposed adoptive parents cannot take delivery of child from the Placement Agencies. List of persons who escorted children for the period from 26-7-99 to 22-12-99 from India to foreign countries, were retrieved from the Hard Disc seized from the office of A-1 on 7.8.2001 in the presence of LWs 121 V. Manohar Rao and LW-122 K. Narayana and the print outs were taken. The extracts of escorts reveals that A-1 herself escorted children on two occasions and sent her son Mr. Anoop Kumar (LW-110) and her daughter-in-law (LW-111) to USA and Denmark. She also facilitated her Advocate Smt. Zam Zam Qureshi to visit USA on one occasions. A-1 also sent A-10 to escort a Baby to U.S.A.

As per the information retrieved from the Hard Disc and other records collected, the following number of persons have been received by A-1.

Sl. No.	Year	No. of Children	In-Country	Inter-Country
1.	1992	2	-	-
2.	1993	10	-	-
3.	1994	22	-	7
4.	1995	24	9	10
5.	1996	21	19	22
6.	1997	49	11	20
7.	1998	44	15	28
8.	2000	53	11	36

The Family Court while permitting to take the minor as Guardian by Inter-country foster parents directed that the guardian shall send to the sponsoring placement agency, progress reports of the minor child quarterly during first two years and half yearly for the next three years. The J.A.M.B. Home did not obtain such progress reports and A-1 was unaware of the Welfare of the children sent in Inter-country adoption.

On the requisition filed by the I.O., the Hon'ble XVII M.M. (LW-123) recorded the statements of LWs 93 to 96, 98, 100 and 101 U/s 164 Cr.P.C.

A-1 surrendered in the Hon'ble IX MM Court on 26-7-2001. A3 was arrested on 5-7-2001. A4 and A5 were brought on P.T. Warrants from Central Prison, Gulbarga on 18-7-2001, produced before this Court and were remanded to judicial custody. A6 and A7 were brought on P.T. Warrant on 29-8-2001 and were remanded by this Hon'ble Court. A-8 was arrested on 23-6-2001. A-9 and A10 were arrested on 3-9-2001. A2 is absconding.

During the course of investigation it is conclusively proved that A-1, A-3 to A10 have committed offences punishable U/Ss 420, 468, 471, 365, 372, 188, 344, 201, 317 and 120 (B) IPC.

Hence the charge.

(M. VASUNDAR RAO)
INVESTIGATING OFFICER,
DY.SUPDT. OF POLICE,
C.I.D., R.R. DISTRICT.