

# FIRST INFORMATION REPORT

(Under Section 154 Cr.P.C.)

1. **District:** Guwahati **PS:** ACB Guwahati  
**Year:** 2023  
**FIR No:** RC0172023A0006 **Date:** 04/05/2023

2. **Acts & Sections:**

Acts	Sections	R/W Section
PC Act-1988 (As amended in 2018)	13(2) r/w (13)(1)(a)	
IPC	120-B r/w 420, 468, 471	
IPC	467	

3. **Suspected offences:** ACD Others  
(a) **Occurrence of offence:**  
**Day:** **Time Period:**  
**From Date:** 2019 **To Date:** 2022  
(b) **Information Received at PS:** CBI ACB Guwahati  
**Date:** 04/05/2023 11:06:45 AM  
(c) **General Diary Reference:**  
**Entry No.:** 11  
**Date:** 04/05/2023 **Time:** 18:28:42

4. **Type of Information:** Written

5. **Place of Occurrence:** JORHAT, ASSAM  
(a) **Direction & distance from PS:** 335 Kms towards East from Guwahati  
**Beat No.:**  
(b) **Address:**  
**Plot No.:** Central Bureau of Investigation, Anti Corruption B **Area:**  
**City:** GUWAHATI **Pin:** 781035  
**State:** Assam **District:** Kamrup Metropolitan  
(c) **In case, outside the limit of this Police Station, then**  
**Name of PS:** **District:**

6. **Complainant / Informant:**  
**Complainant 1**

(a) **Name:** Mr. Nirupam Banerjee  
(b) **Father's/Husband's Name:**  
(c) **Date/Year of Birth:**  
(d) **Nationality:** INDIAN  
(e) **Passport:**

Passport No.	Date Of Issue	Place Of Issue
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(f) **Occupation:** CGM-Head Corporate Vigilance  
(g) **Address:**

Plot No	Area	City	State	District	Pin
CGM-Head Corporate Vigilance	ONGC, Vasant Kunj, Nelson Mandela Marg	New Delhi	NCT Of Delhi		110070

7. **Details of known/suspected/unknown accused with full particulars:**

**Accused 1****Name:** Dr.Bijoy Kumar Shaw(1)**Address:**

DGM (MS) Orthopedic, ONGC, Jorhat, Jorhat, Assam

**Accused 2****Name:** Dr.Eashitva Tamuly(2)**Address:**

Medical Officer, MBBS, ONGC, Jorhat, Jorhat, Assam

**Accused 3****Name:** M/s. Kiran Physiotherapy Clinic, Cinnamara, Jorhat**Address:****8. Reasons for delay in reporting by the complainant/informant:**

No Delay

**9. Particulars of properties stolen:**

Item Name	Age of Property	Estimated Value (in INR)
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**10. Total value of property stolen:****11. Inquest Report/U.D. Case No., if any:****12. First information contents:**

It is alleged in the complaint No. VIG/HCV901798/CBI/22-JOR dated 01.05.2023 received from Shri Nirupam Banerjee, Group General Manager, ONGC, Head Corporate Vigilance, New Delhi that during the period 2019-2022, Dr Bijoy Kumar Shaw, then Dy. General Manager (MS), ONGC, Jorhat, Assam entered into a criminal conspiracy with Dr. Eashitva Tamuly, Contractual Medical Officer (Occupational Health), ONGC, Jorhat, Assam and Shri Jadhumi Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic, Cinnamara, Jorhat, Assam as well as unknown others and in pursuance thereof Dr. Bijoy Kumar Shaw and Dr. Eashitva Tamuly abused their official positions by fraudulently generating requisition slips for physiotherapy treatment at M/s. Kiran Physiotherapy clinic without the knowledge of retired beneficiaries of ONGC health facilities and their dependents. In furtherance of criminal conspiracy Shri Jadhumi Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic, Jorhat, Assam had claimed false and bogus bills duly verified and certified by said Dr. Bijoy Kumar Shaw. Dr. Bijoy Kumar Shaw and Dr. Eashitva Tamuly issued requisition slips in the names of ONGC beneficiaries and their dependents for similar type of physiotherapy treatment for 14 days with two sittings on each day resulting in huge fraudulent payment to M/s. Kiran Physiotherapy Clinic by ONGC. Requisition slips for physiotherapy treatment were even issued in the name of beneficiaries who had expired. The said acts of accused persons caused wrongful loss to the ONGC to the extent of Rs. 19,15,080/- paid to M/s Kiran Physiotherapy Clinic. The original complaint No. VIG/HCV901798/CBI/22-JOR dated 01.05.2023 alongwith requisite permission U/s. 17-A of PC Act, 1988 ( as amended in 2018) in respect of Dr. Bijoy Kumar Shaw and Dr. Eashitva Tamuly is enclosed as part and parcel of the FIR.

**13. Action taken : Since the above information reveals commission of offence(s) u/s as mentioned at Item No.2:****(1) Registered the case and took up the investigation:** Yes

OR

**(2) Directed****Name of IO:**

Ramesh Kumar

**Rank:**

INSPECTOR (ACB Guwahati)

**No:**

68001

to take the investigation

OR

**(3) Refused investigation due to:**

OR

**(4) Transferred To PS:****District:**

on point of jurisdiction.

**Attached documents:****Document name**

COMPLAINT

**FIR read over to the complainant/informant, admitted to be correctly recorded and a copy given to the complainant / informant, free of cost.**

**R.O.A.C.**




14. Signature/Thumb Impression of  
the complainant/informant

Signature of Officer  
in-charge Police  
Station

Name: Anil Kumar Yadav  
ADDL SUPERINTENDENT  
Rank: OF POLICE (ACB  
Guwahati)

15. Date and time of dispatch to the Court:

  
04/5/2023

ANIL KUMAR YADAV  
Head of Branch  
CBI, ACB, Guwahati



निरुपम बनर्जी

प्रमुख निमित्त सतर्कता

Nirupam Banerjee

Head Corporate Vigilance

ऑयल एण्ड नेचुरल गैस कॉर्पोरेशन लि.  
Oil and Natural Gas Corporation Ltd.



No: VIG/HCV/901798/CBI/22-JOR

Dated: 1<sup>st</sup> May, 2023

To,

The Head of Branch  
Central Bureau of Investigation  
Anti Corruption Branch  
Opposite Balaji Temple  
Betkuchi, Guwahati.

Sub:- Complaint against Dr. Bijoy Kumar Shaw, then Dy. General Manager (Medical Services), Dr. Eashitva Tamuly, then Contractual Medical Officer (Occupational Health), both of ONGC, Jorhat, Assam; Shri Jadumoni Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic, Cinnamara, Jorhat, Assam and unknown others for defrauding ONGC (Oil and Natural Gas Corporation Limited ) to the tune of Rs. 19,15,080/-.

Sir,

I, Shri Nirupam Banerjee, Group General Manager, ONGC, Head Corporate Vigilance, New Delhi, being conversant with the facts of the subject matter and authorized by the ONGC, request you to lodge a complaint regarding abuse of official position and perpetrating fraud on ONGC and thereby causing loss and damage to Public Money by Dr. Bijoy Kumar Shaw, then Dy. General Manager (Medical Services); Dr. Eashitva Tamuly, Contractual Medical Officer (Occupational Health); Shri Jadumoni Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic and unknown others.

During the period of 2019-2022, Dr Bijoy Kumar Shaw was working as Dy. General Manager (Medical Services), ONGC, Jorhat, Assam whereas Dr Eashitva Tamuly was then working as Contractual Medical Officer (Occupational Health) of ONGC Jorhat during the said period.

Dr Bijoy Kumar Shaw and Dr Eashitva Tamuly entered into criminal conspiracy with Shri Jadumoni Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic, Cinnamara, Jorhat, Assam and in pursuance of the same, Dr. Bijoy Kumar Shaw & Dr. Eashitva Tamuly abused their official position by fraudulently generating requisition slips for physiotherapy treatment at M/s Kiran Physiotherapy Clinic without the knowledge of retired beneficiaries of ONGC and their dependents. In furtherance of the criminal conspiracy, Shri Jadumoni Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic, Cinnamara, Jorhat, Assam had claimed false and bogus bills duly verified and certified by Dr Bijoy Kumar Shaw. Dr Bijoy Kumar Shaw and Dr Eashitva Tamuly issued requisitions slips in the name of ONGC beneficiaries and their dependents for similar types of physiotherapy treatment for 14 days with 02 sittings on each day resulting in huge fraudulent payment to M/s Kiran Physiotherapy Clinic





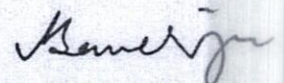
by ONGC. It is worth mentioning here that Dr. Bijoy Kumar Shaw, inspite of being an orthopaedic specialist, not only intentionally prescribed superfluously same extra physiotherapy procedures, for more sittings and longer duration while referring the patients to M/s Kiran Physiotherapy Clinic, he also allowed Dr Eashitva Tamuly to do the same.

During the said period, majority of the requisition slips for physiotherapy treatment at M/s Kiran Clinic were issued by Dr. Eashitva Tamuly which were neither based on prescription by an external consulting doctor/ specialist nor any provisional diagnosis was mentioned. It has been found that 94% of the total requisition slips from December 2020 to January 2021 were issued to M/s Kiran Physiotherapy Clinic against which an amount of Rs. 84,42,020/- was paid to it by ONGC. As Incharge Medical Services, Jorhat, Dr Bijoy Kumar Shaw was authorized to certify the bills for payment and he was well aware of the trend of expenditure making it evident that favour was passed on to M/s Kiran Physiotherapy Clinic. Thus, both Dr Bijoy Kumar Shaw and Dr Eashitva Tamuly facilitated M/s Kiran Physiotherapy Clinic to claim false bills through the requisition slips fraudulently generated by them. It is pertinent to mention here that a requisition slip for physiotherapy treatment was even issued in the name of a beneficiary who had expired. If the entire period of three years i.e. 2019-2022 is taken into account, the defrauded amount would be much higher.

Thus, it is requested that a criminal case may be registered under relevant provisions of law against the accused persons namely Dr. Bijoy Kumar Shaw, then Dy. General Manager(MS), ONGC, Jorhat, Assam [ presently posted at ONGC Hospital, Dehradun]; Dr. Eashitva Tamuly, then Contractual Medical Officer (Occupational Health), ONGC, Jorhat, Assam; Shri Jadumoni Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic, Cinnamara, Jorhat, Assam and unknown others.

As required, prior approvals of competent authority u/s 17A of PC Act 1988 (as amended in 2018) in respect of Dr. Bijoy Kumar Shaw, then Dy. General Manager (Medical Services), ONGC, Jorhat, Assam, Dr. Eashitva Tamuly, then Contractual Medical Officer (Occupational Health), ONGC, Jorhat, Assam are enclosed.

Yours faithfully



[Nirupam Banerjee]  
GGM-Head Corporate Vigilance  
ONGC, Delhi





**Oil and Natural Gas Corporation Limited**

Office of Director (Production)  
NBP Green Heights, 8 th Floor, Bandra Kurla Complex, Mumbai-400051  
Tel: +91 22 26274813 / +91 22 26274803

**Dated: 25.04.2023**

**No. 221/7/BKS/901798/JRT/D&A/2023**

**Sub: Prior approval for investigation against Dr. Bijoy Kumar Shaw, Dy. General Manager (MS)**

Whereas, documents placed before me reveal that Dr. Bijoy Kumar Shaw, Dy. General Manager (MS) and Dr. Eashitva Tamuly, former Contractual Medical Officer (Occupational Health) while being posted at ONGC, Jorhat, abused their official position and perpetrated fraud on ONGC and thereby caused loss and damage to public money in connivance with Shri Jadhmoni Hazarika, proprietor of M/s Kiran Physiotherapy Clinic and unknown others.

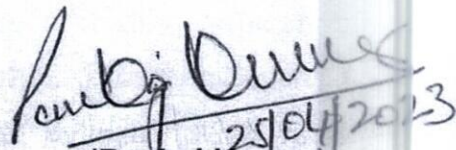
Whereas, during the period of 2019-2022, Dr. Bijoy Kumar Shaw was working as Dy. General Manager (MS) and Dr. Eashitva Tamuly as Contractual Medical Officer (Occupational Health) at ONGC, Jorhat, Assam.

Whereas, Dr. Bijoy Kumar Shaw and Dr. Eashitva Tamuly entered into criminal conspiracy with Shri Jadumoni Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic, Cinnamara, Jorhat, Assam and in pursuance of the same, Dr. Bijoy Kumar Shaw & Dr. Eashitva Tamuly abused their official position by fraudulently generating requisition slips in the name of retired employees of ONGC and their dependents for physiotherapy treatment at M/s Kiran Physiotherapy Clinic without the knowledge of these retired beneficiaries. In furtherance of the criminal conspiracy, Shri Jadumoni Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic, Cinnamara, Jorhat, Assam had claimed false and bogus bills duly verified and certified by Dr. Bijoy Kumar Shaw. Dr. Bijoy Kumar Shaw and Dr. Eashitva Tamuly issued requisitions slips in the name of ONGC beneficiaries and their dependents for similar types of physiotherapy treatment, two sittings each for 14 days resulting into huge fraudulent payment to M/s Kiran Physiotherapy Clinic by ONGC. In none of the requisition slips, any medicine or pathological tests were prescribed by Dr. Bijoy Kumar Shaw and Dr. Eashitva Tamuly. It is worth to mention here that Dr. Bijoy Kumar Shaw, in spite of being an orthopaedic specialist, intentionally prescribed superfluous extra procedures for more sittings and duration while referring patients to M/s Kiran Physiotherapy Clinic.



Whereas, it has been found that an amount of Rs. 84,42,020/- was paid to M/s Kiran Physiotherapy Clinic from December 2020 to January 2021 by ONGC. During this period, most of the requisition slips were issued by Dr Bijoy Kumar Shaw and Dr Eashitva Tamuly in the name of retired beneficiaries facilitating M/s Kiran Physiotherapy Clinic to claim false bills. It is pertinent to mention here that requisition slips for physiotherapy treatment were issued even in the name of a beneficiary who has expired. If the entire period of three years i.e. 2019-2022 is taken into account, the defrauded amount would be much higher.

Now therefore, I Pankaj Kumar, Director (HR), Oil and Natural Gas Corporation Limited, being the Authority competent to remove the said Dr. Bijoy Kumar Shaw, Dy. General Manager (MS), after fully and carefully examining the materials in terms of oral and documentary evidences placed before me with regard to the aforesaid allegations and having applied my mind to the facts and circumstances of the case, hereby accord prior approval under section 17 A of PC Act 1988 (as amended in 2018) to investigate the allegations against Dr. Bijoy Kumar Shaw, Dy. General Manager (MS), ONGC.

  
(Pankaj Kumar)  
25/04/2023

Director (Production) & Director (HR) – Addl. Charge

Date: 25.04.2023

Place: Mumbai





**Oil and Natural Gas Corporation Limited**

Office of Director (Production)  
NBP Green Heights, 8 th Floor, Bandra Kurla Complex, Mumbai-400051  
Tel: +91 22 26274813 / +91 22 26274803

**Dated: 25.04.2023**

**No. 221/7/ET/901798/JRT/D&A/2023**

**Sub:- Prior approval for investigation against Dr. Eashitva Tamuly, former Contractual Medical Officer (Occupational Health).**

Whereas, documents placed before me reveal that Dr. Bijoy Kumar Shaw, Dy. General Manager (MS) and Dr. Eashitva Tamuly, former Contractual Medical Officer (Occupational Health) while being posted at ONGC, Jorhat, abused their official position and perpetrated fraud on ONGC and thereby caused loss and damage to public money in connivance with Shri Jadhmoni Hazarika, proprietor of M/s Kiran Physiotherapy Clinic and unknown others.

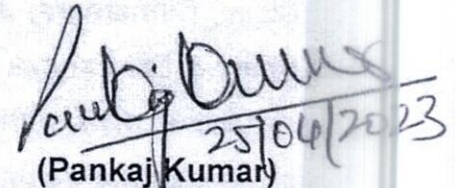
Whereas, during the period of 2019-2022, Dr Bijoy Kumar Shaw was working as Dy. General Manager (MS) and Dr Eashitva Tamuly as Contractual Medical Officer (Occupational Health) at ONGC, Jorhat, Assam.

Whereas, Dr Bijoy Kumar Shaw and Dr Eashitva Tamuly entered into criminal conspiracy with Shri Jadumoni Hazarika, Properietor of M/s Kiran Physiotherapy Clinic, Cinnamara, Jorhat, Assam and in pursuance of the same, Dr. Bijoy Kumar Shaw & Dr. Eshitva Tamuly abused their official position by fraudulently generating requisition slips in the name of retired employees of ONGC and their dependents for physiotherapy treatment at M/s Kiran Physiotherapy Clinic without the knowledge of these retired beneficiaries. In furtherance of the criminal conspiracy, Shri Jadumoni Hazarika, Proprietor of M/s Kiran Physiotherapy Clinic, Cinnamara, Jorhat, Assam had claimed false and bogus bills duly verified and certified by Dr. Bijoy Kumar Shaw. Dr. Bijoy Kumar Shaw and Dr. Eashitva Tamuly issued requisitions slips in the name of ONGC beneficiaries and their dependents for similar types of physiotherapy treatment, two sittings each for 14 days resulting into huge fraudulent payment to M/s Kiran Physiotherapy Clinic by ONGC. In none of the requisition slips, any medicine or pathological tests were prescribed by Dr. Bijoy Kumar Shaw and Dr. Eashitva Tamuly. It is worth to mention here that Dr. Bijoy Kumar Shaw, in spite of being an orthopaedic specialist, intentionally prescribed superfluous extra procedures for more sittings and duration while referring patients to M/s Kiran Physiotherapy Clinic.



Whereas, it has been found that an amount of Rs. 84,42,020/- was paid to M/s Kiran Physiotherapy Clinic from December 2020 to January 2021 by ONGC. During this period, most of the requisition slips were issued by Dr Bijoy Kumar Shaw and Dr Eashitva Tamuly in the name of retired beneficiaries facilitating M/s Kiran Physiotherapy Clinic to claim false bills. It is pertinent to mention here that requisition slips for physiotherapy treatment have been issued even in the name of a beneficiary who has expired. If the entire period of three years i.e. 2019-2022 is taken into account, the defrauded amount would be much higher.

Now therefore, I Pankaj Kumar, Director (HR), Oil and Natural Gas Corporation Limited being the Authority competent to remove the said Dr. Eashitva Tamuly, former Contractual Medical Officer (Occupational Health), had Dr. Tamuly been in service, after fully and carefully examining the materials in terms of oral and documentary evidences placed before me with regard to the aforesaid allegations and having applied my mind to the facts and circumstances of the case, hereby accord prior approval under section 17 A of PC Act 1988 (as amended in 2018) to investigate the allegations against Dr. Eashitva Tamuly, former Contractual Medical Officer (Occupational Health), ONGC, Jorhat, Assam.

  
(Pankaj Kumar)  
25/04/2023

Director (Production) & Director (HR) – Addl. Charge

Date: 25.04.2023

Place: Mumbai