

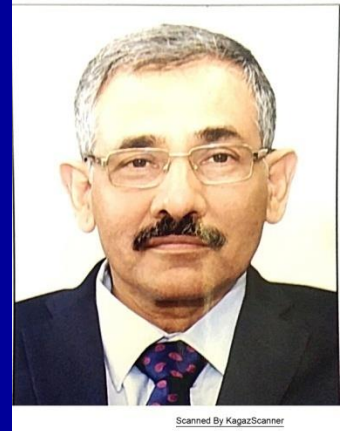
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WELCOME



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Presentation ON

Fighting Corruption – An Overall Perspective

01-04-2022

**SANTOSH MEHRA, IPS,
Director General (Investigation),
National Human Rights Commission
(Former Director, A.C.B, A.P.)**



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“The society can progress only when it upholds, nurtures and enriches eternal values in which honesty and integrity assume a primary position. Dishonesty and corruption cancerously eat out the life of the Society”.

-- Ex-President Sri A.P.J.Abdul Kalam



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(India is ranked 85/180)

Rank	LEAST CORRUPT COUNTRIES - 2021 (OUT OF 180 COUNTRIES)	Points	Rank	MOST CORRUPT COUNTRIES - 2021 (OUT OF 180 COUNTRIES)	Points
1	Denmark	8.8	174	Yemen	1.6
1	Finland	8.8	177	Venezuela	1.4
1	New Zealand	8.8	178	Somalia	1.3
4	Norway	8.5	178	Syria	1.3
4	Singapore	8.5	180	South Sudan	1.1

Source : Transparency International : Corruption Perception Index 2021



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Where do we stand in the eyes of our neighborhood

Country	2017 Out of 180 con	2018 Out of 180 con	2019 Out of 180 con	2020 Out of 180 con	2021 Out of 180 con
India	81 (4.0)	78 (4.1)	80(4.1)	86(4.0)	85(4.0)
Nepal	122 (3.1)	124 (3.1)	113(3.4)	117(3.3)	117(3.3)
Bhutan	26 (6.7)	25 (6.8)	25(6.8)	24(6.8)	25(6.8)
Pakistan	117(3.2)	117(3.3)	120(3.2)	124(3.1)	140(2.8)
Bangladesh	143(2.8)	149(2.6)	146 (2.6)	146(2.6)	147(2.6)

Source : Transparency International : Corruption Perception Index 2021

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BRIBE PAYERS INDEX - 2011

Rank	Least Bribe Paying Countries	Points	Rank	Most Bribe Paying Countries	Points
1	Netherlands/ Switzerland	8.8	23	Argentina/ UAE	7.3
3	Belgium	8.7	25	Indonesia	7.1
4	Germany/Japan	8.6	26	Mexico	7
6	Australia/ Canada	8.5	27	China	6.5
8	Singapore/ UK	8.3	28	Russia	6.1

Note: This study relates to 28 leading international exporting countries of the World. India ranked 19th improved from 6.8 to 7.5

The Foreign Corrupt Practices Act of 1977 :

Illegal for American companies and citizens to make payments to foreign government officials to get business.

Top 04 FCPA Fines in 2021 :

Name of Company	Settlement Amount (\$mn)
Credit Suisse	481
Deutsche Bank	130
Amec Foster Wheeler	40.7
WPP plc	19

Corruption status of Indian States

1. Kerala – Least Corrupt.

2. Odisha.

3. Haryana.

4. West Bengal.

5. Goa.

6. Delhi.

7. Gujarat.

8. Uttarakhand.

9. Andhra Pradesh.

10. Maharashtra.

11. Madhya Pradesh.

12. Chattisgarh.

13. Tamil Nadu.

14. Punjab.

15. Karnataka.

16. Telangana.

17. Uttar Pradesh.

18. Jharkhand.

19. Bihar.

20. Rajasthan – Most Corrupt.

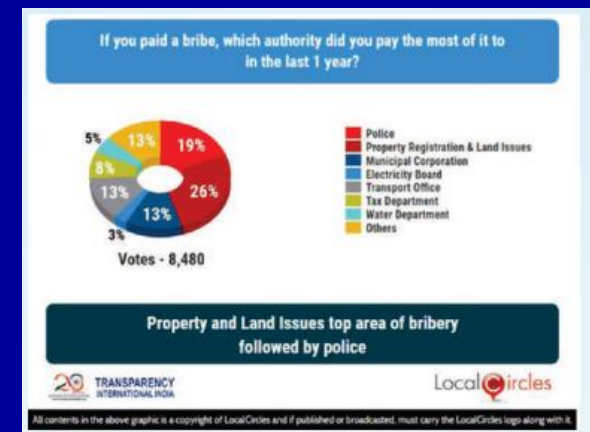
Source : TII – ICS Report 2019

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Corruption Status of some departments



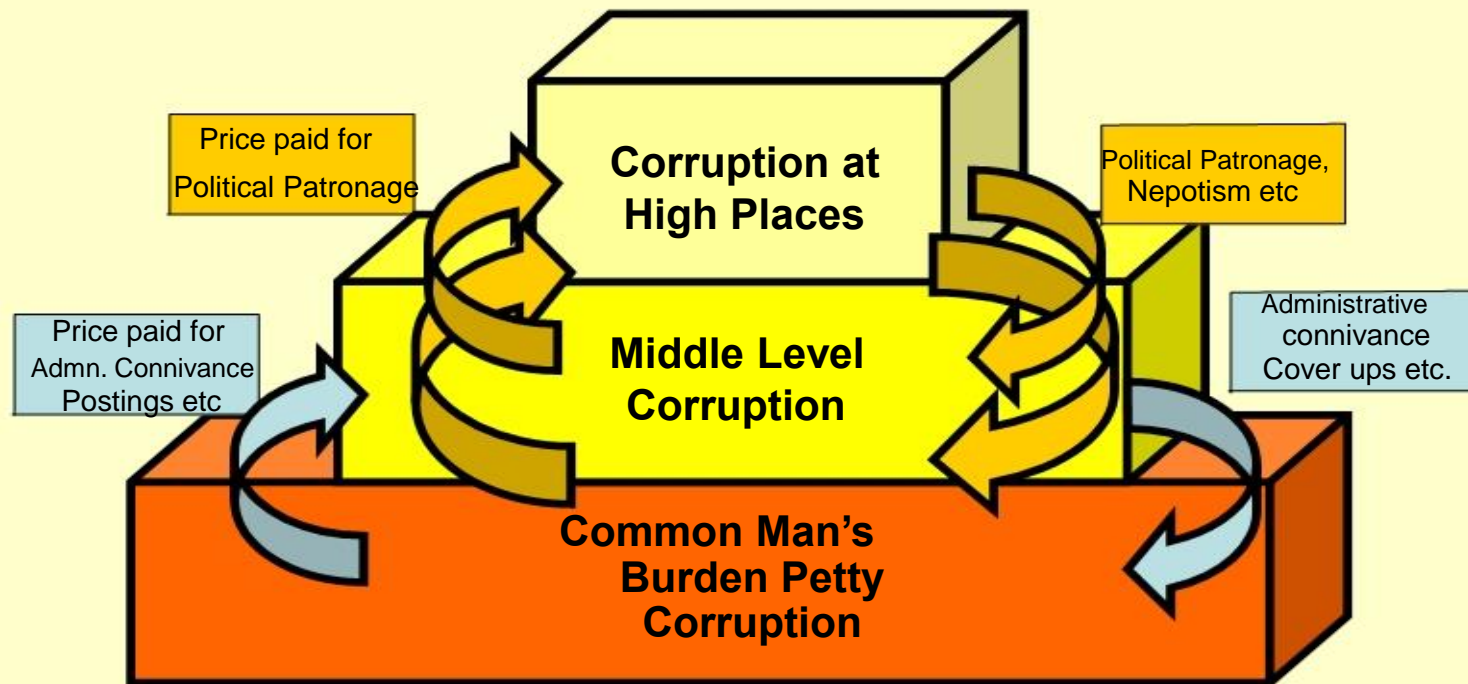
- **Police - Most Corrupt.**
- **Property Registration & Land Issues.**
- **Municipal Corporation.**
- **Electricity Board.**
- **Transport Office.**
- **Tax Department.**
- **Water Department.**



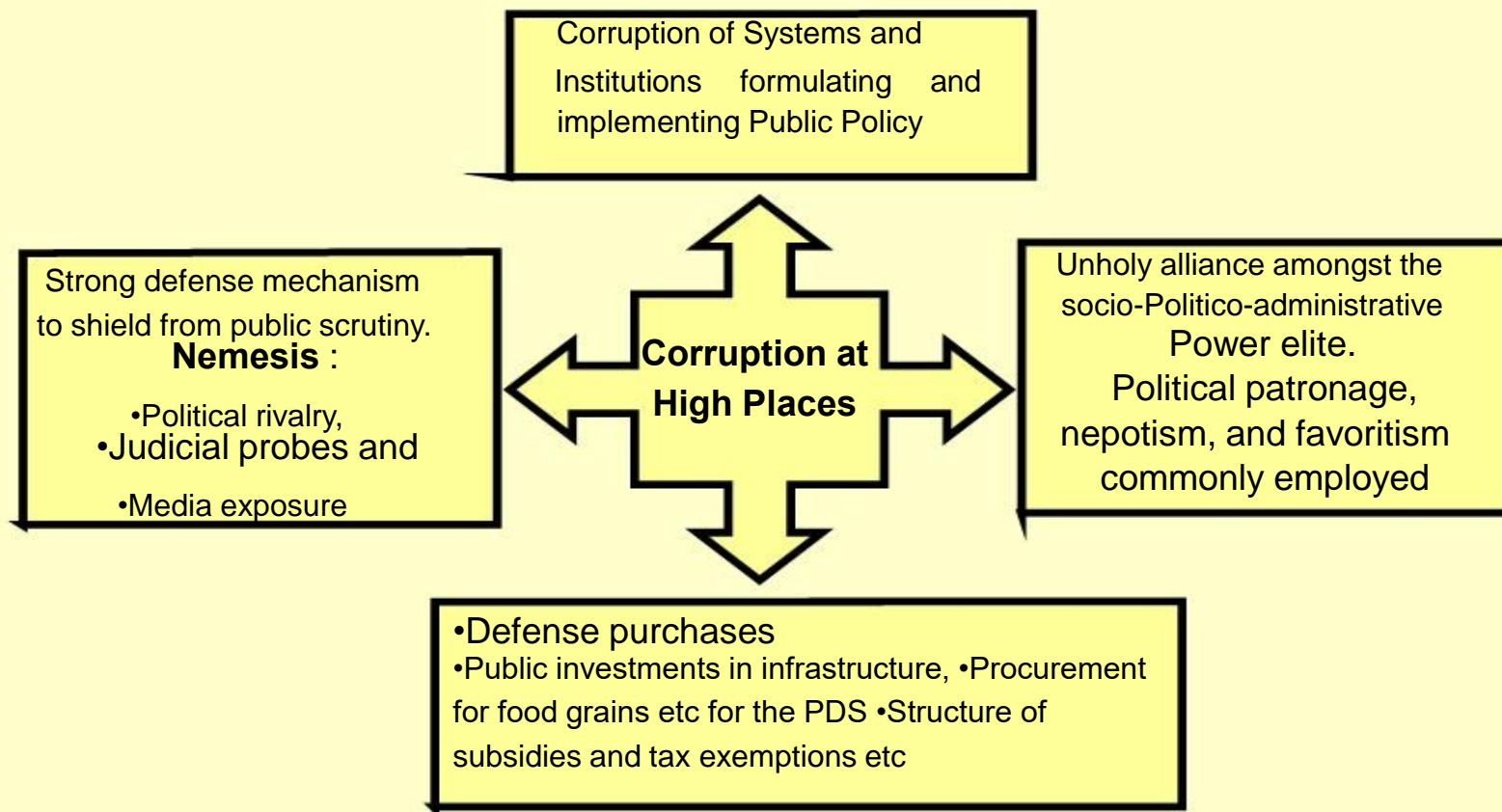
TII- India Corruption Survey 2019 Report

DYNAMICS OF CORRUPTION

'Staircase' Model of Corruption

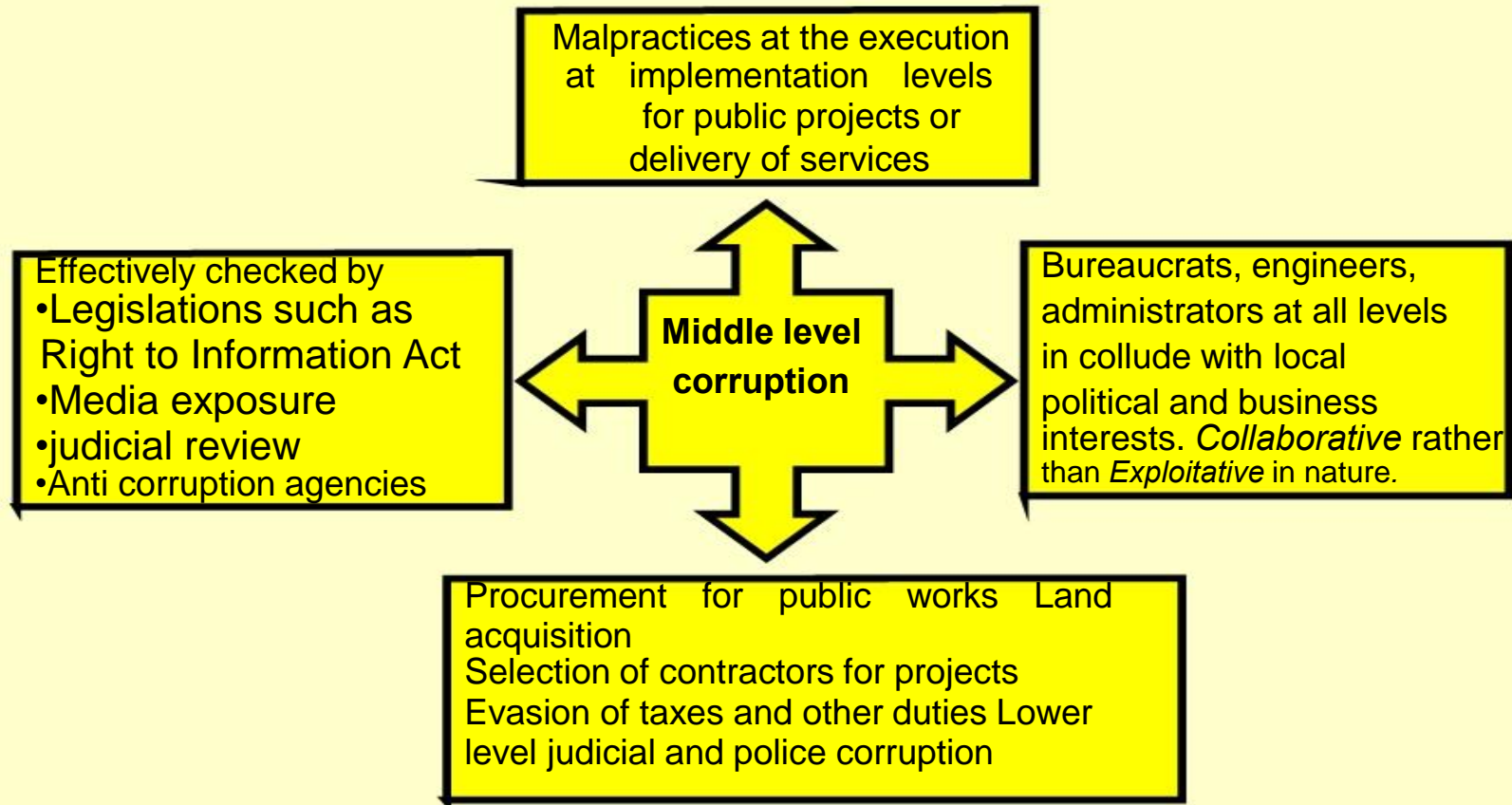


Corruption at High Places



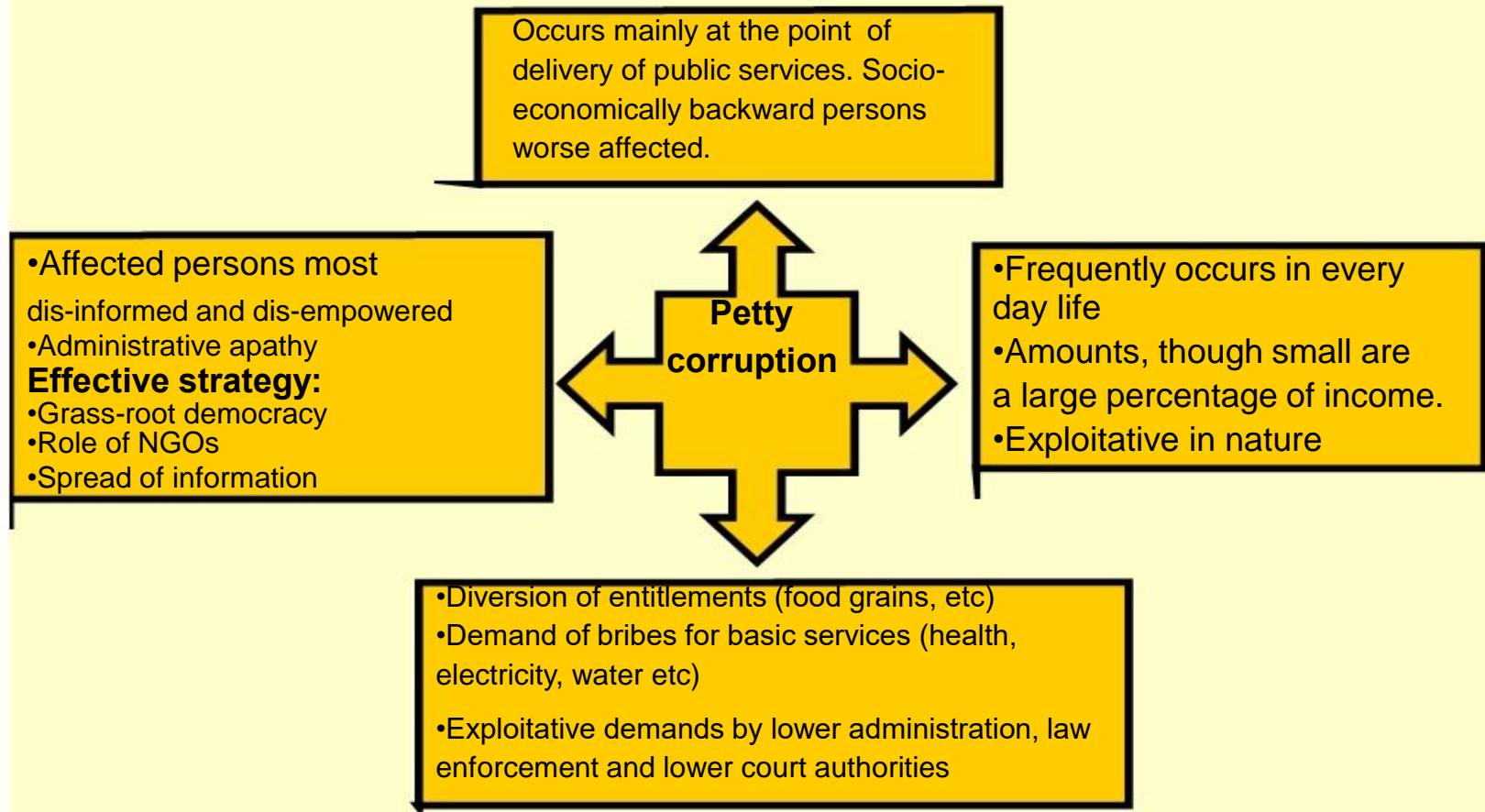
DYNAMICS OF CORRUPTION

Middle level corruption



DYNAMICS OF CORRUPTION

Petty corruption





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Facts on Corruption in India

- Corruption is part of Indian Democracy..
- Expenditure Assembly – Rs. 2.5 - 5 Crs (EC Cap Rs. 40 Lakhs); Lok Sabha – Rs. 5 - 20 Crs(EC cap Rs. 95 Lakhs)

Black Eco : App. 14% of India's GDP (Rs. 23, 849 Bn (2017))

Wealth of India's richest: India's richest 1 % hold more than four-times the wealth held by 953 million people who make up for the bottom 70% of country's population.

- India has the highest overall bribery rate (39%) and the highest rate of citizens using personal connections (46%). (Source: Global Corruption Barometer – Asia by Transparency International 2020)



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Some facts on Corruption

- More than 50% of Indians bribed government officials in 2019, finds the latest India Corruption Survey conducted by LocalCircles and Transparency International India.
- A massive leak from one of the world's biggest private banks, Credit Suisse, has exposed the hidden wealth of clients involved in torture, drug trafficking, money laundering, corruption and other serious crimes. Details of accounts linked to 30,000 Credit Suisse clients all over the world are contained in the leak, which unmask the beneficiaries of more than 100bn Swiss francs (£80bn) held in one of Switzerland's best-known financial institutions.
- On April 28, 2021, the UK's Serious Fraud Office (SFO) announced that GPT Special Project Management Ltd. (GPT), a former subsidiary of Airbus SE which ceased operations in April 2020, had pleaded guilty to one count of corruption/ violation of Section 1 of the Prevention of Corruption Act 1906. The company was ordered to pay a confiscation order of £20.6 million, a fine of £7.5 million, and the SFO's costs of £2.2 million.

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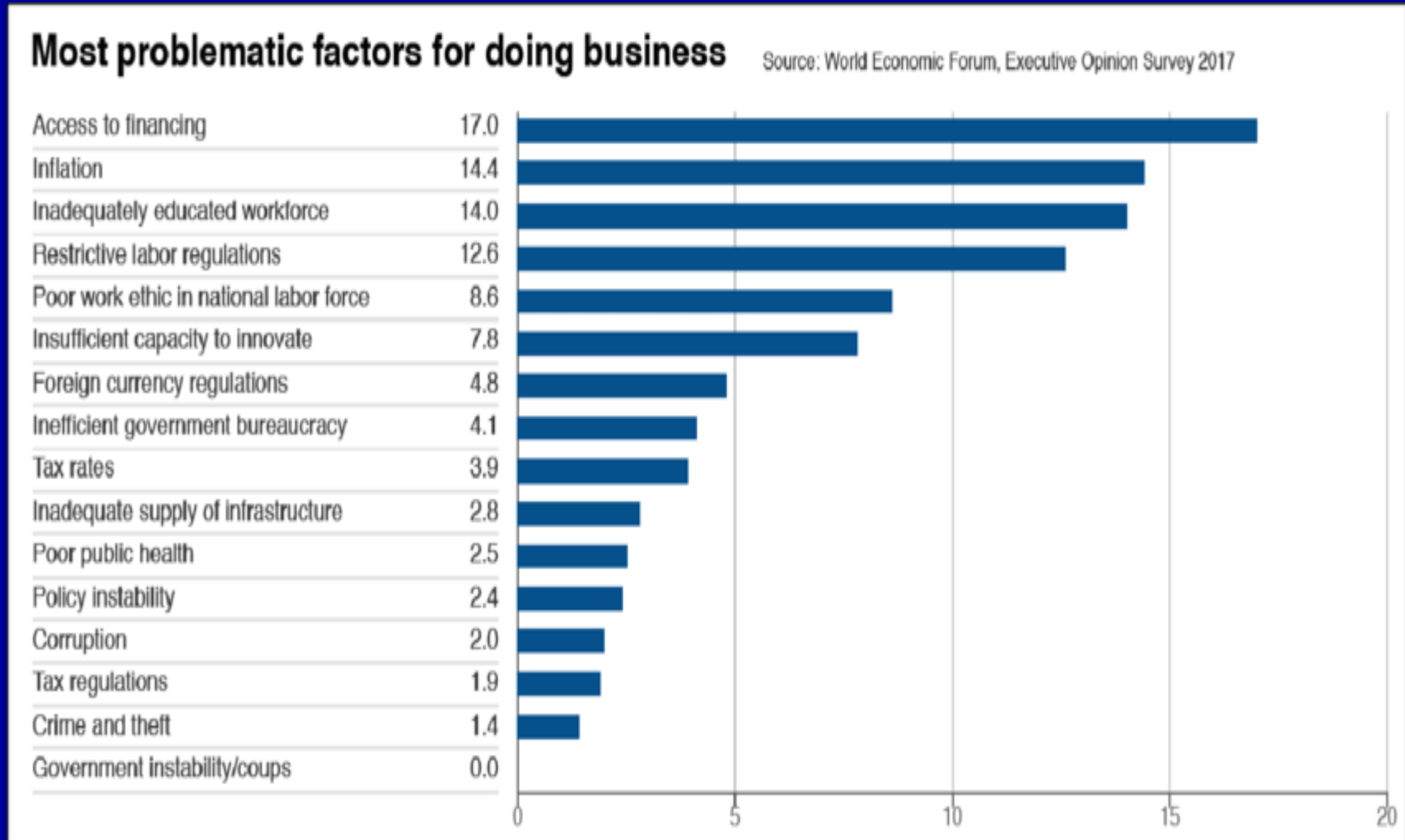
FEW MAJOR CORRUPTION SCAMS IN INDIA

- 1) **Bofors Scandal:** 1980s - Rs.64 Cr.
- 2) **Fodder Scam:** 92-96 – Rs.1000 Cr
- 3) **Tehelka Scam:** 2001 – 4% of purchase order for Barak Missile Systems & ARVs
- 4) **Taj Corridor Case :**2002/3 – Rs.175 crores
- 5) **Forged Stamp Paper Scam (Telgi):**
2003 – Rs.30, 000 Crores
- 6) **Spectrum Allocation Scam 2010 :** Rs.1.5 Lakh Crores
- 7) **Coal Scam 2012 :** Rs. 1.80 Lakh Crs ? (CAG Report)



Impact of corruption

The most problematic factors for doing business



Impact of corruption

States	Risk 1	Risk 2	Risk 3	Risk 4	Risk 5
Denmark	Fiscal Crises	Asset bubble Data fraud or theft	Cyber attacks Interstate conflicts
India	Water Crisis	Manmade environmental catastrophes	Terrorist attacks	Deflation	State collapse or crisis
United States	Cyber attacks	Data fraud or theft	Terrorist attacks	Critical information infrastructure breakdown	Failure of critical infrastructure
Yemen	Interstate conflict	State collapse or crisis	Fiscal crisis	Food crisis	Failure of critical infrastructure
Venezuela	Unmanageable inflation	State collapse or crisis	Profound social instability	Large scale involuntary migration	Failure of critical infrastructure Water crisis



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Prevention of Corruption Act, 1988

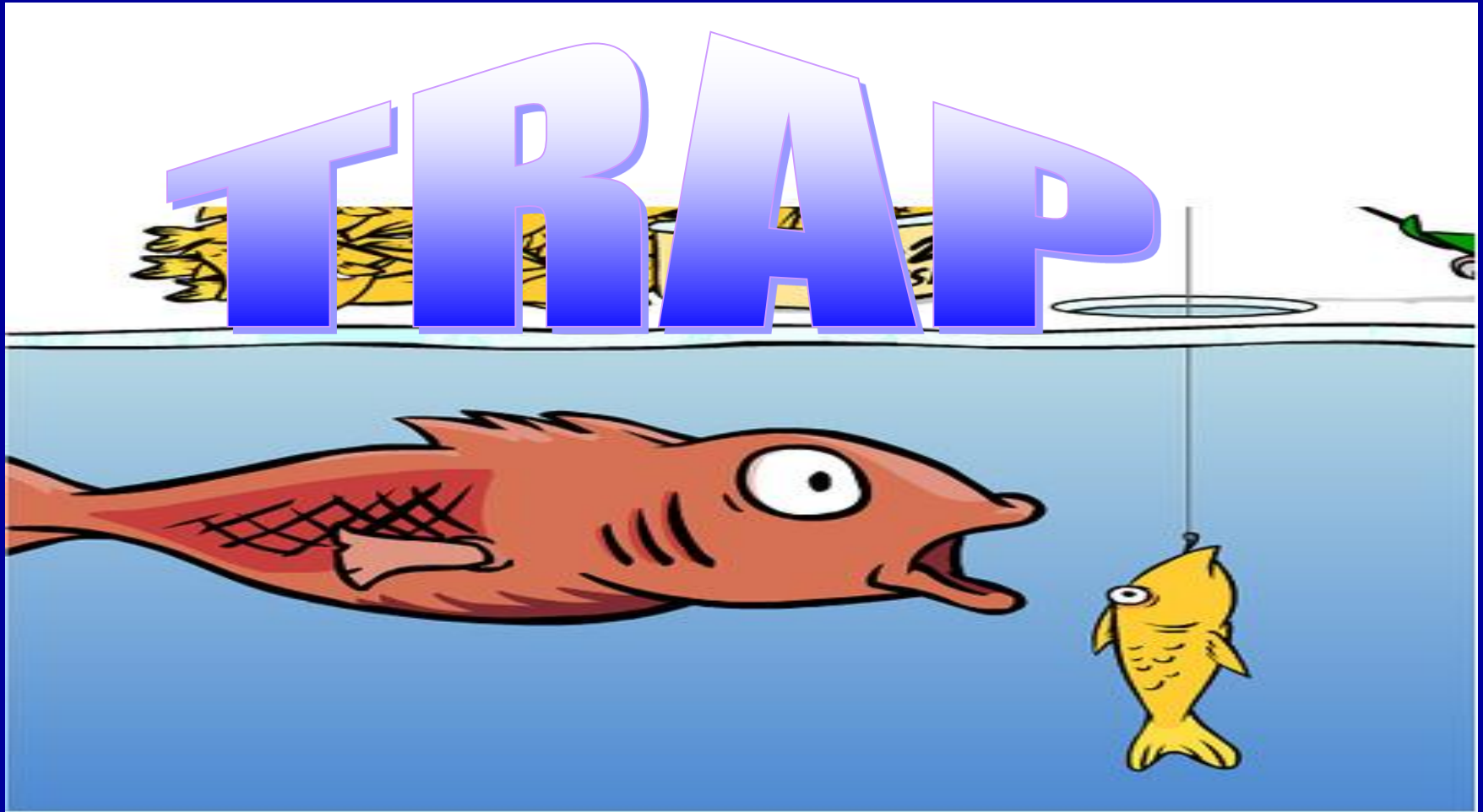
The offences under the P.C. Act 1988 can be broadly divided in THREE groups:-

- **TRAP** (Secs. 7, 8, 9, 10, 11, 12, 13(1)(a) and (b) and Sec.14),
- **ABUSE OF OFFICIAL POSITION & CRIMINAL MISAPPROPRIATION** – (Sec. 13(1)(c), (d) and Sec. 15)
- **DISPROPORTIONATE ASSETS** – (Sec. 13(1)(e).



Amendment of Section 12

- Whoever abets any **offence punishable under this Act.....**
- **Implication on DA Cases:** Now abettor of DA Cases are to be prosecuted U/s 12 of PC Act 1988 and not U/s 109 of IPC





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Meaning

In layman's language, Trap means, catching someone unaware while doing objectionable act. But from anti-corruption point of view, Trap means catching a public servant, as defined in Section 2(c) of the PC Act, 1988, accepting bribe for showing favour or for the favour already shown or forbearing to do so.

Kinds of Trap

Traps are laid on

- Corrupt public servant
- The bribe giver (also called Reverse Trap) and
- Tout or middlemen, employed either by the accused public servant or the favour seeker to act on their behalf.





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The Right to Information Act 2005:



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**information - means
any material in any form,
including**

- records
- documents
- memos
- e-mails
- opinions
- advices
- press releases.



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Build Corruption Free Society



THANK YOU