<u>ANNEX</u>

<u>FMR – 1</u>

Report on Actual or Suspected Frauds in Banks

(Vide Paragraph 3)

Part A: Fraud Report

1.	Name of the bank	
2.	Fraud number ¹	
3.	Details of the branch ² (a) Name of the branch (b) Branch type	
	(c) Place	
	(d) District	
	(e) State	
4.	Name of the Principal party/account ³	
5.a	Area of operation where the fraud has occurred ⁴	
5.b	Whether fraud has occurred in a borrowal account?	Yes/No
6.	Nature of fraud ⁵	
7.	Total amount involved ⁶ (Rs. in lakh)	
8.a	Date of occurrence ⁷	
b	Date of detection ⁸	

- Reasons for delay, if any, in С detecting the fraud
- d Date on which reported to RBI⁹
- Reasons for delay, if any, in е reporting the fraud to RBI
- 9.a **Brief history**
- b modus operandi (be precise, clear in description)
- 10. Fraud committed by
- Staff а
- b Customers
- С Outsiders
- 11.a Whether the controlling office (Regional/Zonal) could detect the fraud by a scrutiny of control returns submitted by the branch
- b Whether there is need to improve the information system
- 12.a Whether internal inspection/ audit (including concurrent audit) was conducted at the branch(es) during the period between the date of first occurrence of the fraud and its detection.
- b If yes, why the fraud could not have been detected during such inspection/audit.
- С What action has been taken for non-detection of the fraud during such inspection/audit
- 13. Action taken/proposed to be taken

Yes/No

Yes/No

Yes/No

Yes/No

Yes/No

Yes/No *

а	Complaint	with	Police/
	Investigative	agency	

i)Whether any complaint has been lodged with the Police/ Investigative agency

ii) If yes, name of office/ branch of Investigative agency

- 1 Date of reference
- 2 Present position of the case
- 3 Date of completion of investigation
- i) Date of submission of 4 a investigation report by Police/Investigative agency

ii) If not reported to Police/ Investigative agency, reasons therefor

b Recovery suit with Co-op. Court/Court

i) Date of filing

ii) Present position

Insurance claim С

i) Whether any claim has lodged been with the insurance company

ii) If not, reasons therefor

d Details of staff-side action

> Whether internal i) any investigation has been/is proposed to be conducted

Yes/No

Yes/No

Yes/No

ii) If yes, date of completion

iii) Whether any departmental enquiry has been/is proposed to be conducted

iv) If yes, give details as per format given below:

v) If not, reasons therefor

No.	Name	aea	issue of charge sheet	commen- cement of domestic	of compl e-tion	issue	h- ment	Details of prosecution / conviction/ acquittal, etc.

- e Steps taken/proposed to be taken to avoid such incidents
- 14. (a) Total amount recovered
 - i) Amount recovered from party/parties concerned
 - ii) From insurance
 - iii) From other sources
 - (b) Extent of loss to the bank
 - (c) Provision held
 - (d) Amount written off
- 15. Suggestions for consideration of RBI

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* Banks have to categorically mention the nature of audit the branch is subjected to viz. concurrent audit, statutory audit, internal inspection, etc.

Part B: Additional Information on Frauds in Borrowal Accounts

(This part is required to be completed in respect of frauds in all borrowal accounts)

1.	(a)		addre	ss of
		the party	in y	whose
		account	fraud	has
		taken place		

(b)	Nar	d addresses	
	of	the	proprietors/
	partners/ d		lirectors

No	Name of proprietor/ partner/ director	Address

2. Details of account/s

No		Sanctione d Limit	Balance outstandin g

3. Details of associate concerns

No.	Name and address of associate concern	Name of proprietor/ partner/ director	Address of proprietor/ partner/ director

Instructions for compiling the Fraud Report (FMR 1):

¹ <u>Fraud number</u>: This has been introduced with a view to facilitate computerisation and crossreference. The number will be an alphanumeric field consisting of the following: four alphabets (to indicate name of bank), two digits for the year (02, 03, etc.), two digits for the quarter (01 for January – March quarter, etc.) and the final four digits being a distinctive running number for the fraud reported during the quarter 4.

² <u>Name of the branch</u>: In case the fraud relates to more than one branch, indicate the name of only one branch where the amount involved has been the highest and/or which is mainly involved in following up the fraud. The names of the other branches may be given in the brief history/modus operandi against item number 9.

³<u>Name of party</u>: A distinctive name may be given to identify the fraud. In the case of frauds in borrowal accounts, name of the borrowers may be given. In the case of frauds committed by employees, the name(s) of the employee(s) could be used to identify the fraud. Where fraud has taken place, say, in clearing account/inter-branch account, and if it is not immediately possible to identify the involvement of any particular employee in the fraud, the same may be identified merely as "Fraud in clearing/inter-branch account".

⁴ <u>Area of operation where the fraud has occurred</u>: Indicate the relevant area out of those given in column 1 of statement FMR 2 (Part A) (Cash; Deposits (Savings/Current/Term); Non-resident accounts; Advances (Cash credit/Term Loans/Bills/Others); Foreign exchange transactions; Interbranch accounts; Cheques/demand drafts, etc.; Clearing, etc. accounts; Off-balance sheet (Letters of credit/Guarantee/Co-acceptance/Others); Others)

⁵ <u>Nature of fraud</u>: Select the number of the relevant category from the following which would best describe the nature of fraud: (1) Misappropriation and criminal breach of trust, (2) Fraudulent encashment through forged instruments/manipulation of books of account or through fictitious accounts and conversion of property, (3) Unauthorised credit facilities extended for reward or for illegal gratification, (4) Negligence and cash shortages, (5) Cheating and forgery, (6) Irregularities in foreign exchange transactions, (7) Others.

 6 <u>Total amount involved</u>: Amounts should, at all places, be indicated in Rs. lakh up to two decimal places.

⁷ <u>Date of occurrence</u>: In case it is difficult to indicate the exact date of occurrence of fraud (for instance, if pilferages have taken place over a period of time, or if the precise date of a borrower's specific action, subsequently deemed to be fraudulent, is not ascertainable), a notional date may be indicated which is the earliest likely date on which the person is likely to have committed the fraud (say, January 1, 2002, for a fraud which may have been committed anytime during the year 2002). The specific details, such as the period over which the fraud has occurred, may be given in the history/modus operandi.

⁸ <u>Date of detection</u>: If a precise date is not available (as in the case of a fraud detected during the course of an inspection/audit or in the case of a fraud being reported such on the directions of the Reserve Bank), a notional date on which the same may be said to have been recognised as fraud may be indicated.

⁹ <u>Date of reporting to RBI</u>: The date of reporting shall uniformly be the date of sending the detailed fraud report in form FMR 1 to the RBI and not any date of fax or DO letter that may have preceded it.

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concurrent audit, statutory audit, internal inspection, etc.