

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

424

1. Dist. Malikar P.S. Malikar Year 2021 FIR No. 174/2021 Date 13.03.2021

2. i) Act. Sections 420 ii) Act. Sections

(iii) Act. Sections (iv) Others Acts & Sections. R/W 63/85 Copy

3. (a) Occurrence of Offence : Day Saturday Date From 13.03.2021 Date To Right Act

Time Period Time From Time To

(b) Information received at P.S. Date 13.03.2021 Time 17.15 hrs

(c) General Diary Reference : Entry No(s) 759 Time 17.15 hr.

4. Type of Information : Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 7 km North Beat No.

(b) Address Khaprail Bazar P.S. Malikar Dist. Darjeeling

(c) In case outside limit of this Police Station, then the Name of the P.S. N/A District

6. Complainant / Informant :

(a) Name Afaun Chakraborty (Senior Investigator)

(b) Father's / Husband's Name Anil Kumar Chakraborty

(c) Date / Year of Birth : (d) Nationality Indian

(e) Passport No. X Date of Issue : X Place of Issue X

(f) Occupation

(g) Address Khosbas Mahalla Chakrad Nodia West Bengal

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

(Attach separate sheet, if necessary) : 1) Goutam Sutradhar s/o Biren Sutradhar of Khaprail Bazar P.S. Malikar Dist. Darjeeling

2) Nandlal Roy s/o Khagendra Nath Roy of Malikar P.S. near Katabasti and 3) Totu Mohanta s/o Mohanta of Pachkelguri Bazar P.S. Malikar Dist. Darjeeling

8. Reasons for delay in reporting by the Complainant / Informant

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) : 05 NOS Containers of Castrol Active Oil Ltr each marked as Exhibit A and to be counterfeit of NOS container of Castrol Active Oil Ltr taken from S.N.O. of as sample marked as Exhibit A,

10. Total value of properties stolen / involved 05 NOS Containers of Castrol Active Oil Ltr each

11. Inquest Report / U.D. Case No. if any 05 NOS Containers of Castrol Active Oil Ltr Exhibit B

12. FIR Contents (Attach separate sheets, if required) : The original written complaint which is treated as FIR is enclosed here with

13. Action taken : Since the above report reveals commission of offence(s) as mentioned at item No. 2., registered the case and took up the investigation / directed S.I. Pradip Chakraborty of to take up investigation / refused investigation / transferred to P.S. ER/ Siliguri Police Commissionerate on point of jurisdiction. FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

14. Signature / Thumb impression of the Complainant / Informant Noted in original complaint.

Signature of the Officer-in-Charge, Police Station AP 13-3-21
Name : Tapas Kumar
Rank : No. SI of Police
Malikar P.S. / SPC

15. Date & Time of despatch to the court : 14.03.2021 at 11.00 hr

To
The Officer- In charge
Matigara Police Station
Siliguri Police Commissionerate
Siliguri

Date:-13.03.2021

Sir,

With due respect I like to inform you that I Atanu Chakraborty (senior Investigator Officer) S/O Anil Kumar Chakraborty of Khosbas Mahalla, Chakhad Nadia West Bengal working as a senior investigator with Lexnous IP and my company got the power of market survey from Castrol company having its registered office at 23A Royd street 2nd floor Kolkata 700016 to investigate regarding unauthorized sale manufacturing etc, and to take legal action with the help of police against those unscrupulous person for keeping and selling counterfeit products in the market.

After a routine market survey in Matigara Police Station area in Siliguri Police Commissionerate, it could be noticed that some Motor cycle garage selling active Castrol mobile which are counterfeit at Khaprail bazaar area in openly under Matigara PS, Dist Darjeeling.

Accordingly I informed the matter to the Commissionerate of Police SPC as well as Assistant Commissioner of Police of Enforcement Branch Siliguri Police Commissionerate. On received of this information ACP/ EB directed available officer and force to cause an inquiry and take necessary action after due enquiry. Thereafter I accompanied with Shri Pradip Debnath Inspector of Police, SI Goutam Kundu SI Pradip Chakraborty, ASI Ashok Biswas ASI Prasanta Bardhan, C/424 Manik Roy LC 1270 Deeptina Gazmer and CV 873 Kunal Biswakarma all of EB SPC along with our team left for Khaprail Bazar, PS Matigara, Dist Darjeeling via Matigara PS for conducting enquiry also informed the matter and with local police officer and force of Matigara PS we proceeded to the spot. On reaching at Khaprail Bazar, and our raid team conducted search in the Motor cycle Garage styled as "Goutam Bike points" of Goutam Sutradhar S/O Biren Sutradhar but Seeing the Police party the accused. the accused namely Goutam Sutradhar managed to flee away from his shop to avoid police arrest. Further we conducted search the said shop and recovered huge quantity container of Castrol Active said to be counterfeit. Accordingly the said counterfeit Castrol Active seized by police from his shop being prepared proper seizure list. After then we had been to the shop styled as "Kuntoli auto works at Khaprail TCP of Nandalal Roy S/O Khagendra Nath Roy of Matigara Patiramjote near Kalabusty and conducted search the said shop and recovered huge quantity container of Castrol Active said to be counterfeit and the said counterfeit Castrol Active seized by police from his shop being prepared proper seizure list in presence of local witnesses. Further we had been to the shop styled as "Sujoy Bike Garage at Panchkelguri Bazar of Totan Mahanta S/O Joydeb mohanta of Pachkelguri Bazar and conducted search the said shop and found huge quantity container of Castrol Active said to be counterfeit and the said counterfeit Castrol Active seized by police from his shop being prepared proper seizure list in presence of local witnesses. But the owner of shop Totan Mahanta managed to fled away to seing the police party. As the above noted 03 accused were engage in selling manufacturing and storing the counterfeit product of Castrol Active for the purpose of selling in open market for their illegal gain. The whole process of seizure being conducted by identified and shown by me, SI Pradip Chakraborty and his Police team seized all the above noted counterfeit Castrol active and all the above noted counterfeit Castrol active taken custody under proper seizure list in presence of the local independent witnesses.

Under the above fact and circumstance I pray to you that the necessary legal step and case may kindly be initiated against the above noted 03 accused viz (1) Goutam Sutradhar S/O Biren Sutradhar of Khaprail Bazar PS Matigara Dist Darjeeling (2) Nandalal Roy S/O Khagendra Nath Roy Of Matigara Patiramjote near kalabusty and (3) Toton Mohanta S/O joydeb mohanta of Pachkelguri bazaar PS Matigara Dist. Darjeeling for infringing the copy right Act of LEXNOUS. IP company product as castrol and arrange for its investigation.

Yours Faithfully,

Atanu Chakraborty
Atanu Chakraborty (senior investigator)
S/O Anil kumar Chakraborty

Enclosed :- 03 copies original Seizure list

At khosbas mahalla, chakhad, Nadia, west Bengal-741222

13-3-21
Officer in-Charge
Matigara Police Station
Siliguri Police Commissionerate

Received

04.13.03.2021

At 17:15 hr

Vidh. GDE

759 Dt.

13-03-2021

And started

Matigara

PS. Case

No. 174/2021

Dt. 13/03/2021

W/S 42018

R/W 63/65

Copy Right

Act and

Endorsed

to S.I.

Pradip

Chakraborty

OF EB

SPC for

its investigation