

FIRST INFORMATION REPORT (Under Section 154 Cr. P.C.)

756



P.S. Pradhannagar Year 2021 FIR No. 182/21 Date 15.03.21

Sections 411/323/421/406/506/34/16 Sections

Sections (iv) Others Acts & Sections

Occurrence of Offence : Day Date From 24.03.2020 Date To till date

Time Period Time From Time To

(b) Information received at P.S. Date 15.03.21 Time 00.15 hrs

(c) General Diary Reference : Entry No(s) 957 Time 00.15 hrs

4. Type of Information Written / Oral

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

(b) Address Sakshi Lodge Ward No 3, Ps Pradhannagar Dist - Dajepur

(c) In case outside limit of this Police Station, then the

Name of the P.S. District

6. Complainant / Informant :

(a) Name Sri Mohyil Saha

(b) Father's / Husband's Name Sri Nil Saha

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

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

(f) Occupation

(g) Address Bharu Bhalsta Sarani Road, Guring Busty

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

(Attach separate sheet, if necessary) :

① Sri Biswajit Saha s/o. U. Rameshch Saha, ② Sri Alankar Saha s/o. Biswajit Saha, ③ Saranya Saha w/o. Biswajit Saha, ④ Bikash Barua Son of Dulal Barua all of Guring Busty, Ward No. 3, of Sac. Po.

8. Reasons for delay in reporting by the Complainant / Informant & Pradhannagar Dist Dajepur and ⑤ Smt. Bina Rani Mohanta w/o. U. Animesh Mohanta of Salmugy Ps Pradhannagar Dist Dajepur and 10/15 others

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) :

10. Total value of properties stolen / involved

11. Inquest Report / U.D. Case No., if any

12. FIR Contents (Attach separate sheets, if required) : The original written Complaint of the Complainant which is sealed as AB is enclosed herewith.

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 SI Pratap Dasgupta to take up

investigation / refused investigation / transferred to P.S. 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.

Noted in written Complaint.

14. Signature / Thumb impression

of the Complainant / Informant

Signature of the Officer-in-charge

Inspector Pradhannagar Police Station

Name : K. Pradhannagar Commissionerate

Rank : No. 1 of Police Rank B/S/O

dt- 15.03.21

15. Date & Time of despatch to the court :

dt- 16.03.21

Received on 15.03.21 at 00:45 hrs
vide PAN K Case No 957... dt-15.03.21
and started PAN K Case No-153/21
dt-15.03.21 u/c 117/323/427/406/00/34/c
and endorsed to CI Pratan Barua to investigate the
Case

Dated:14/03/2021

To,
The Inspector In - Charge,
Pradhan Nagar Police Station,
Dist -- Darjeeling

15/03/2021
Inspector-In-Charge
Pradhan Nagar Police Station
Darjeeling Commissionerate

Sub: FIR against 1.Sri. Biswajit Saha, Son of Late Ramesh Chandra Saha, 2.Sri. Akash Saha Son of Biswajit Saha, 3. Sangita Saha W/o Biswajit Saha, 4.Bikash Barua Son of Dulal Barua all are resident of Gurung Busty, Ward No. 3 Of SMC, P.O. & P.S. Pradhan Nagar, Dist. Darjeeling, and 5.Smt.Biva Rani Mohanta, W/o.Late Animesh Mohanta resident of Saimarg, Pradhan Nagar, P.O & P.S - Pradhan Nagar, Dist - Darjeeling

Respected Sir,

With due respect I Sri. Abhijit saha in absence of Sri.Pankaj Saha, Son of Sri Ajit Saha of Bhanu Bhakta Sarani Road, Gurung Busty, Ward No. 3 Of SMC, P.O. & P.S. Pradhan Nagar, Dist. Darjeeling, would like to file this written complaint against the above named persons as hereunder:

1. My brother have purchased a total land measuring about 0.0443 Acre together with two storied puchha building measuring about 2733 Sq. Ft. in total fully described in the schedule below by virtue of a registered Deed of Sale from 1.Smt. Biva Rani Mohanta, wife of Animesh Mohanta and 2. Smt. Arpita Mohanta daughter of Animesh Mohanta who jointly sold their said property on 04.03.2020 and the said deed was duly registered before the A.D.S.R. Siliguri - I recorded in Book NO. I, Volume No. 402, Pages from 22245 to 22272 being No. 040200612 for the year 2020 and said Smt. Biva Rani Mohanta, wife of Animesh Mohanta duly executed the said Deed of Sale for self and being the power of attorney holder of her daughter Smt. Arpita Mohanta on 04.03.2020 to and in favour of me and they also handed over and delivered the vacant, khas, actual and physical possession of the said land along with two storied puchha building measuring about 2733 Sq. Ft. to me.
2. That after purchasing the aforesaid property my brother became the absolute owner in possession of the said property and is/was enjoying the same without any interference or obstruction from whom so ever and my brother have also paid all necessary tax or other fees before the concerned authority with respect to the said property.
3. That my brother with intent to start a hotel business over the said property have taken a loan from the bank by mortgaging my said property and my brother have invested huge amount for the renovation of the said property and my brother have applied for all the necessary documents and papers for running his hotel business in the said property.
4. That on 26/02/2021 Sri. Biswajit Saha, Son of Late Ramesh Chandra Saha, came to my brother's aforesaid property along with 50/70 muscle men and started to destroy and cause damage to my said property and due to the strong objection and resistance of me

and my staff they fled away but during the resistance and objection my brother have sustained bodily injury for which I was admitted in the Hospital.

5. That the above named 1. Sri. Biswajit Saha, Son of Late Ramesh Chandra Saha, 2. Sri. Akash Saha, son of Biswajit Saha, 3. Sangita Saha, Wife of Biswajit Saha and 4. Bikash Barua Son of Dulal Barua harassing me by several means and trying to extort money from me and they are demanding gunda tax from me for the running of my establishment otherwise they will not let me run my business peacefully in the locality and also threatened to encroach my said property forcefully fully described in the schedule below.

6. That my brother have filed a civil suit being Tile Suit no. 50/2021 against them before the Ld. Civil Judge Junior Division at Siliguri and the Ld. Court was pleased to allow the ad – interim petition and pass the following order:-

“That, the interim prayer of the plaintiff be and the same is allowed exparte thereby asking the defendants not to disturb the plaintiff in any manner whatsoever till 05.05.2021 in occupying the suit property.”

7. That now the aforesaid **Smt. Biva Rani Mohanto**, wife of Late Animesh Mohanta in connivance with the said 1. Sri. Biswajit Saha, Son of Late Ramesh Chandra Saha, 2. Sri. Akash Saha, Son of Sri Biswajit Saha, 3. Smt. Sangita Saha, Wife of Biswajit Saha and 4. Sri Bikash Barua, Son of Dulal Barua also by several illegal acts and conducts just to extort more money from me, they all are trying to encroach my said property by ousting me forcefully from the below schedule property though there is a specific court order.

8. Sir, my brother have purchased the below scheduled property after submitting and paying all the necessary registration fee and stamp duly to the Government of West Bengal and the said **Smt. Biva Rani Mohanto**, wife of Late Animesh Mohanta after taking the total consideration amount she have executed the said sale deed to and in favour of me but now she inconnivance with them to extort more money from me harassing me by several illegal means and threatening to encroach my property by ousting me forcibly from my said property.

9. That the above named persons are again on 14/03/2021 came to my said property along with 10 to 15 antisocial elements and again tried to encroach my property but due to my strong resistance and objection they left but they again threatened me that they will come again and will not allow me to run his business and they will oust me forcibly from my property.

Sir I under this circumstance my brother is under constant fear for my life and security of my property as they may go to any extent to take the forceful possession of my below schedule property by ousting me forcefully inspite of the court order not to disturb me in any manner whatsoever till 05.05.2021 in occupying the said property and they are very dangerous in nature and have no regard with the law of the land and they can go any extent to fulfill their illegal.

Sir, it is my humble request to you to take necessary action against the above named persons and their antisocial associates and do the needful.

SCHEDULE
(Description of the land along with the structure)

All that piece of parcel of land measuring about 0.0443 Acre or 1932 Sq. Ft. of which the land measuring 0.0343 Acre is in plot No.331, recorded in Revisional Settlement Survey's and a finally published Record of Rights bearing Khatian No.429/4 and land measuring about 0.0100 Acre in Plot No.333 recorded in Revisional Settlement Survey's Finally Published Record of Rights bearing Khatian No.429/5, together with a two storied puchha building measuring about 2733 Sq. Ft. in total, i.e. the Ground floor measuring about 1346 Sq. Ft. and the First Floor measuring about 1387 Sq. Ft., situated at Mouza - Siliguri, J.L.No.110, Revised J.L.No.88, Pargana - Baikunthapur, being identified as holding No. N/146/4 of Ward No.3 of Siliguri Municipal Corporation, P.S. - Pradhan Nagar, Dist - Darjeeling.

The above property is butted and bounded as follows:

| | | |
|-------|---|---|
| North | : | 14'- 6' fit wide SMC road |
| South | : | land and building of Sri. GourCharan Singh |
| East | : | land and building of Sri. GourCharan Singh |
| West | : | land and building of Kartick Paul Choudhury |

Thanking you

Yours faithfully


Abhijit Saha

ENCLO:
Photocopy of the information slip Title Suit no. 50/2021

HIGH COURT FORM NO. (M) 55 CIVIL (M) (CRIMINAL)

Application for information

| D No. | Subject (and) description of the application | Statement of information | Date of receipt of information to the court | Signature of Judge receiving of application | Remarks |
|----------|---|--|---|--|--|
| | <p>Chandrasekhar vs State</p> | <p>In the year 1970 the said Chandrasekhar was arrested on 10.10.70 on the charge of murder. He was brought to the court on 10.10.70 and remained in custody. He was produced before the court on 10.10.70 and was found guilty of the charge. He was sentenced to death. He was executed on 10.10.70.</p> | <p>6/10/2021</p> | <p>X</p> | <p>No. from which any order was passed on 05/10/2021 6/10/2021</p> |

