

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

1597

P.S. Bhaktinagar Year 2022 FIR No. 236/22 Date 26/02/22
2. (i) Act..... Sections..... (ii) Act..... J.P.C. Sections 447/138/56/34.

(iii) Act..... Sections..... (iv) Other Acts & Sections.....

3. [a] Occurrence of Offence : Day..... Date From 20/02/22 Date To.....
Time Period..... Time From..... Time To.....

[b] Information received at P.S. Date 26/02/22 Time 20.20 hr

[c] General Diary Reference : Entry No. (s) 1272 Time 20.20 hr

4. Type of Information : Written / Oral :

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

[b] Address. Maygaon, Dahgaon, P.S. Sheet No. 11, bhaban No. 29

LR Khahan No. 195, Plot No. 361/763, LR Plot No. 124, Sheet No. 11

LR No. 100, Plot No. 2, Under Bhaktinagar, P.S. Jalpaiguri

[c] In case outside limit of this Police Station, then the
Name of the P.S. District

6. Complainant / Informant :

[a] Name. Sri. Rajib Ray

[B] Father's / Husband's Name. S/O. Ical Ray

[c] Date / Year of Birth..... [d] Nationality. Indian

[e] Passport No. Date of Issue..... Place of Issue.....

[f] Occupation.....

[g] Address. Maygaon, Dahgaon 2, P.S. Bhaktinagar, Jalpaiguri

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

(Attach separate sheet, if necessary):

① Arjun Ray S/O. Chandra Ray ② Sunit Ray S/O. (Golu) Chandra Ray ③ Abhinav Ray ④ Ajit Ray ⑤ Prasanna Ray S/O. U. Golu C. Ray all of Maygaon. P.S. Bhaktinagar, J.P.C.

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

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 which is treated as FIR is enclosed herewith reproduced over leaf

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. S.W.A.P.A.N. investigation / refuse investigation / transferred to P.S. CHANDRA. A.P. H. on police Station jurisdiction. FIR read over to the Complainant / Informant, admitted to be correctly recorded and copy given to the Complainant / Informant free of cost.

14. Signature / Thumb impression of the Complainant / Informant

Signature of the Officer-in-Charge, Police Station

Date & Time of despatch to the Bhaktinagar Police Station Name. DAWA TOSHERING SHERPA. Rank. S.I. OF POLICE No. 892 27/2/22
Bhaktinagar Police Station
Siliguri Police Commissionerate
BKN PS/SPC


The Officer in Charge
Ashighar Outpost,
Bhaktinagar Police Station,

Date : 26-2-22

Sub: Violating the order of the Ld. Court .
Respected Sir,

This is to inform you that I, **SRI, RAJIB ROY**, Son of Kali Roy ,Resident of Majhabari, Dabgram-2, P.S: Bhaktinagar, District: Jalpaiguri ,PIN: 734006. That I have filed a u/s Civil suit before the Ld. Civil Judge(Junior Division) at Jalpaiguri being T.S No: 258/2021 dated 19-10-2020 against the accused person and the Ld. Court was pleased enough to pass against the present accused person with a Prayer for "The defendants and their associates are hereby restrained from disturbing the peaceful possession of the Plaintiff till 14/06/2022".

That after passing of the said order the accused person 1. **Arjun Roy** ;S/o: Late Bharat Chanda Roy ,2. **Sujit Roy** , S/o Late, Gokul Chandra Roy ,3. **Abhijit Roy**, 4. **Ajit Roy** Serial No. 3&4 both son of sri, Arjun Roy, 5. **Prasanjit Roy** , S/o: Late, Gokul Chandra Roy all residents of :Majhabari , German Academy Road , P.O: Ghogomali , P.S: Bhaktinagar, District: Jalpaiguri , PIN: 734006 , willfully violated the order of the Ld. Court and on 20/02/2022 to till today disturb the peaceful possession in my below schedule land and subsequently I resisted it but all in vain .This accused person also threatened me and my family members to end our life.

Received on 26/02/2022 at 20.20 hr vide G.O. NO 1272 dt 26/02/22 and started Bk. N Case NO 236/22 dt 26/02/22 u/s 447/188/566/347PC and ordered the same to SI Swapan Bar Ghorh of Ashighar OP for its investigation /

1

26/02/2022
Officer in Charge
Bhaktinagar Police Station
Siliguri Metropolitan Police

I request you to kindly register a case and initiate the necessary investigation to stop illegal work done by the accused person. Being at that situation finding no other alternative, I file this written complaint before your good self for investigating the matter, arrest the accused persons and punish them in accordance with law.

Thanking You,

Rajib Roy
Yours faithfully

9832330633

SCHEDULE 'A'

District: Jalpaiguri, P.S. Bhaktinagar, Mouza: Dabgram, land measuring 3 Kathas within Mouza: Dabgram, R.S Sheet no.11, R.S Khatian no. 229 corresponding to L.R Khatian No:195, in R.S plot no. 361/763 corresponding to L.R Plot No:124 and R.S Sheet no.11 corresponding to L.R Sheet No.100, J.L No. 02

Being bounded by:

North: Land of Anima Roy;
South: 12' feet Wide Kachha Road;
East: Land of Tilak Roy;
West: Land of Plaintiff;

Enclosures: 1. A photocopy of Petition Case order along with the Petition.

Received on 26.02.22 at 13.25 hr vide ASC op.
C2DE NO. 745/Dt 26.02.22 and forwarded to JCE
BLN ps for starting a specific case. Endorsed
to SI Swapam K. Ghosh for its investigation

[Signature]
OFFICER IN CHARGE
ASHIGHAR OUT POST
Under Bhaktinagar P.S
Siliguri Police Commissioner's

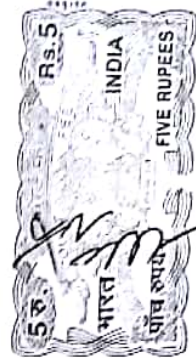
9. Particulars of properties stolen / involved (Attach separate sheet, if necessary)
Electrical property.

IN THE COURT OF CIVIL JUDGE, JUNIOR DIVISION,
JALPAIGURI

Title Suit or Case No. 258 of 2020

Order No. 01

Date. 13.10.20.



10

Plaint filed by the plaintiff in support by an affidavit, V.nama, reg address, duplicate copy of plaint, xerox copy of documents.

The valuation of the instant suit as given in the plaint is provisionally accepted.

Seen, registered the same as Title Suit.

Process fee has not filed. Plaintiff is directed to file process fee and requisits at once.

To _____ for S/R.

Plaintiff also files a petition U/O 39 Rule 1 and 2 read with Sec. 151 of C.P.C in support by an affidavit praying for temporary injunction restraining into or disturbing the peaceful possession over the land.

SL NO. X-74 (CIVIL CRIMINAL)
DATE 01/02/22

[Signature]
Head Comparing Clerk
Copying Department
Jalpaiguri
03/02/22

Later
Dated 19.10.2020

Today the plaintiff filed a petition under Order 39 Rule 1 and 2 along with necessary documents. Heard the plaintiff. Considered. Perused the material on record. No caveat has been filed as per the noting of the Shertistadar.

From a reading of the petition and other documents, it appears that the plaintiff has prayed for an order of ad interim injunction over the suit land. He has filed the necessary L.R. Khatians in the name of the plaintiff to substantiate the fact of possession. He has also filed copy of the Gift Deed by virtue of which the property was donated/gifted to him.

From the aforesaid discussion, it appears that the plaintiff has a prima facie case along with the balance of convenience and inconvenience in their favour. Further, as the defendants have tried to dispossess the plaintiffs on frequent occasions, there exists a threat of irreparable loss and injury being caused to the plaintiff.

Considering all the above, this court allows the prayer for ad-interim injunction as prayed by the plaintiff. The defendants and their associates are hereby restrained from disturbing the peaceful possession of the plaintiff till 19.11.2020.

Further, issue notice upon the defendants within 15 days from the date of the order to show cause as to why the temporary injunction shall not be granted against them. Plaintiff is directed to comply with the provisions of Order 39 Rule 3 (a) and (b). Plaintiff is directed to file requisites at once.

To 19.11.2020 for S/R.

Dictated & Corrected by me,

C.J.Jr. Divn.
JPG

Civil Judge, Junior Division,
Jalpaiguri

2
19/10/20

*Pltff. Jy. Prad. Shomun
Edmon. Prad.
No. 1st ad. excluded till
the next date.
Pltff. Jy. Prad. 157 Prad.
No. 1st be kept with the same
Jy. Prad. by Jy. Prad.
The case is referred to the order
of the Honble High Court
for 17/12/21 for no. 157*

DL NO. X-74 (CIVIL/CRIMINAL)
DATED 01/02/22

Head Comparing Clerk
Copying Department
Jalpaiguri 03/02/22


TRUE COPY
CAO/Head Clerk/Assistant
District Judge's Court, Jalpaiguri
03/02/22

TS-258/20

3
10.12.20

Plaintiff file an affidavit along
with postal receipt.
let it be kept with
the record.

To (17.2.21) date.


CAO, Judge's Court, Jalpaiguri

4
17/2/21

JNO - stops him
Prison order be extended
till the next date
P.O is on leave
The case is adjourned to
the next 14 days local
Bx Amm.

Re 21/2/21 for copy

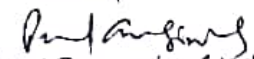
5
21/2/21


PAM - stops him from
Prison from
not to be extended till
the next date
P.O B. On leave
The case is adjourned to
the next 14 days local
Bx Amm.

Re 27/2/21 for copy


CAO, Judge's Court, Jalpaiguri

SL NO. 8-74 (CIVIL CRIMINAL)
DATE 10/02/21


Head Comparing Clerk
Copying Department
Jalpaiguri 03/02/21

TRUE COPY

CAO/Head Clerk Assistant
District Judge's Court, Jalpaiguri
03/02/21

CNR No. WBJP04-000109-2020
T.S. No. 258 of 2020

J.O. Code. WB01402

Order No. 06
Dated 27.08.2021

Plaintiff files Lawyer's hazra and also file an extension petition.
Let it be extended till the next date.
The case is adjourned as per resolution of the local Bar Association.
Fix 31.01.2022 for WO/WS.

Civil Judge, Junior Division,
Jalpaiguri

CNR No. WBJP04-000309-2020
T.S. No. 258 of 2020

J.O. Code. WB01402

Order No. 07
Dated 31.01.2022

Plaintiff files hazra along with extension petition.
Interim order be extended till the next date.
The case is adjourned as per resolution of the Local Bar Association.
Fix 14.06.2022 for WO/WS.

Civil Judge, Junior Division,
Jalpaiguri

EXAMINED

Head Comparing Clerk
03/02/22

SL NO. 74 CIVIL CRIMINAL
DATE 02/22

Head Comparing Clerk
Copying Department
Jalpaiguri 03/02/22

CERTIFIED TO BE TRUE COPY

CAO/Head Clerk Assistant
District Judge's Court, Jalpaiguri
AUTHORIZED U/S 20 A IT of 1835
03/02/22