

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

2959

Dist. SRC PS Matigara Year 2023 FIR No. 308/23 Date 22/04/23

1. Ad. IPC Sections 485/468/471/420/120B Sections

(iv) Others Acts & Sections

3. (a) Occurrence of Offence Day 18/04/23 Date From 11:00 hr. Time To 16:25 hr.

(b) Information received at P.S. Date 22/04/23 Time 16:25 hr.

(c) General Diary Reference Entry No(s) 1201 Time 16:25 hr.

4. Type of Information Written Written / Oral

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

(b) Address Mouza - Baroghoria PS - Matigara Dist. Dangeeling

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

6. Complainant / Informant

(a) Name Basanta Singh @ Tinku Singh

(b) Father's / Husband's Name U. Dilip Kr. Singh @ Nathu Singh

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

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

(f) Occupation

(g) Address Matigara bazar PS - Matigara Dist. Dangeeling

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

(Attach separate sheet, if necessary):

1. Director of Sushani Sales Pvt. Ltd. named Kantu Agarwal and others.

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

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

Land measuring 1.29 acre

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/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 SI Sumit Sarkar Officer-in-Charge Matigara Police Station to take up investigation / refused investigation / transferred to P.S. SIliguri Police Commission 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 Noted in Original Complaint Signature of the Officer-in-Charge, Police Station OPUL TALUKDAR Matigara Police Station Name Rank No. SI OF POLICE

15. Date & Time of despatch to the court on 20/04/23 at 11:00 hr. Rank : No.

Received on 22/04/22 at 16:25 hrs vide M7-4 PS 406 RD-
1201 and started M7-4 PS Case No. 308/23 dt. 22/04/23
U/L 965/968/471/420/1208 JPC and endorsed to SI Smit
Smit for its investigation

Date: 22/04/23

22/04/23

Officer-in-Charge

Matigara Police Station

Siliguri Police Commissionerate

To,
The Officer in Charge,
Matigara Police Station,
Matigara, District- Darjeeling.

SUB: Complaint against SUHANI SALES PRIVATE LIMITED, a Private Limited Company registered under the Companies Act, 1956 having registered office at Sefali Sadan, Ground Floor, Station Feeder Road, Siliguri, P.O. Siliguri Bazar, P.S. Siliguri, District Darjeeling represented by its Directors, and its/ their men, agents and associates in respect of unlawful assembly, trespassing, attempt to grab the land of the complainant, forcible repairing of existing boundary wall of the Complainant, conspiracy of preparing false/forged documents of title by registration, preparation of false electronic records with the false/ forged documents of title and having possession of the said forged documents, using the same as genuine for the purpose of cheating with the intent to cause damage, injury to the Complainant.

Sir,

I, Shri Basanta Singha @Tinku Singha, Son of Late Dilip Kumar Singh @Nathu Singh, Resident of Matigara Bazar, Matigara, P.O. & P.S. Matigara, District -Darjeeling do hereby state as follows:

1. That I have purchased a plot of land measuring 1.71 Acres vide a registered Deed of Sale being no. 754 for the year 1985 registered in the Office of Sub Registrar, Siliguri appertaining to R.S Plots Nos. 401, 404, 405, 409, 410, 411, 412 in 7(seven) Plots land measuring 1.42 Acres recorded in R.S. Khatian No. 3/2 corresponding to L.R Plot No. 601, 602 and 603 and 29 Decimals in R.S Plots Nos. 269, 272 & 273 recorded in R.S Khatian No. 16, Mouza Barogharia, J.L No. 82, P.S. Matigara, District Darjeeling.

Basanta Singha

2. That I have also purchased a plot of land measuring 3.37 Acres vide a registered Deed of Sale being no. 756 for the year 1985 registered in the Office of Sub Registrar, Siliguri appertaining to R.S Plots Nos. 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412 in 12 (Twelve) Plots' land measuring 2.67 Acres recorded in R.S. Khatian No. 3/2 corresponding to L.R Plot No. 601, 602 and 603 and 69 Decimals in R.S Plot Nos. 269, 272, 273 & 274 recorded in R.S Khatian No. 16, Mouza Barogharia, J.L No. 82, P.S. Matigara, District Darjeeling.
3. That I have purchased 1.71 Acres vide a registered Deed of Sale being no. 754 for the year 1985 and 3.37 Acres vide a registered Deed of Sale being no. 756 for the year 1985 in total 5.08 Acres of land and I am making this complaint in respect of land in R.S Plot Nos. 401 to 412 area measuring 4.09 Acres (1.42 Acres + 2.67 Acres) recorded in R.S Khatian No. 3/2 corresponding to L.R Plot No. 601, 602 and 603.
4. That out of my purchased land measuring 4.09 Acres (pertaining to R.S Plot Nos. 401 to 412) I have sold land measuring 0.62 Acres vide a registered Deed of Sale being No.4184 for the year 1990 registered in the office of the S.R.Siliguri in favour of Zafar Iqbal, in respect of R.S.Plot Nos. 405, 406, 407, 408 & 410 corresponding to L.R Plot No.601 and 602 recorded in R.S.Khatian No.3/2 in Mouza Barogharia, J.L No. 82, P.S. Matigara, District Darjeeling.
5. That out of the purchased land measuring 4.09 acres (pertaining to R.S Plot Nos. 401 to 412) I have also sold land measuring 2.39 Acres vide a registered Deed of Sale being No.4185 for the year 1990 registered in the office of the S.R.Siliguri in favour of Md. Nadeem, in respect of R.S. Plot Nos. 401 to 407 corresponding L.R Plot No. 601 recorded in R.S. Khatian No.3/2 in Mouza Baragharia, J.L.No.82, P.S. Matigara, Dist. Darjeeling.

Basant Singh

6. That I have only sold 0.62 Acres (to Jafar Iqbal vide registered Deed of Sale being No.4184 for the year 1990) and 2.39 Acres (to Md. Nadeem vide registered Deed of Sale being No.4185 for the year 1990) both the sales corresponding to R.S. Plot Nos. 401 to 408 and 410 (all corresponding to L.R. Plot Nos.601 and 602).
7. That in view of the aforesaid sale and purchase I have not sold land measuring 1.08 Acres in R.S Plot Nos. 401 to 412 (Corresponding to L.R Plot Nos 601 and 602) to any person whatsoever and further out of which 0.54 Acres is unlawfully recorded in the L.R Khatian No. 1635 in L.R Plot No. 601, Mouza Barogharia, J.L No. 82, P.S. Matigara, District Darjeeling in the name of SUHANI SALES PRIVATE LIMITED the present accused person which reflects 1.29 Acres of land in the said Khatian. My unsold land measuring 1.08 Acres out of which 0.54 Acres is unlawfully and illegally recorded in the said L.R Khatian of SUHANI SALES PRIVATE LIMITED which I have not sold to either SUHANI SALES PRIVATE LIMITED or its pre-deceassors in interest.
8. That on causing searching of title Deeds in the office of the A.D.S.R Siliguri-II, Bagdogra I have come across 3(Three) purported fabricated, false and forged registered Deeds of Sale being nos. 7257, 7258 & 7259 all for the year 2014 registered in the office of the A.D.S.R Siliguri-II, Bagdogra executed by one SRI SUJIT KUMAR RAHA in favor of SUHANI SALES PRIVATE LIMITED, wherein it is shown as the purchaser represented by one of its Director SMT KANTA AGARWAL, Wife of Sri Suresh Kumar Agarwal. In the said Deeds it is shown that SUHANI SALES PRIVATE LIMITED has purchased 1.29 Acres of land in L.R Plot No. 601 unlawfully tracing title to my purchases but out of which I have not sold 0.54 Acres of land. . My unsold land has been made a part of the total land transferred by the said registered Deeds with malafide intention of cheating me and causing monetary loss to me and by recording my unsold land in their name in an unlawful

Basant Singh

2
manner they have intended to show that I have parted possession of my land to them.

9. That the said SUHANI SALES PRIVATE LIMITED has prepared the aforesaid false and forged registered documents fraudulently incorporating 1.29 Acres of land fraudulently including my land measuring 0.54 Acres and on the basis of such forged documents has caused false electronic records by way of land Reforms Khatian being no. 1635 issued by the office of the Block Land and Land Reforms officer, Matigara at Shivmandir in order to claim title on the land measuring 1.29 Acres so as to cause me to part with my property and thus fraud has been committed upon me by SUHANI SALES PRIVATE LIMITED taking recourse to the forged documents.
10. That the said SUHANI SALES PRIVATE LIMITED through its Directors, men, agents and associates has committed the forgery and has knowingly and intentionally used the forged, fabricated and fraudulent registered deeds as genuine for the purpose of cheating me and the said SUHANI SALES PRIVATE LIMITED is in possession of the said documents. It has also come to my knowledge that the said SUHANI SALES PRIVATE LIMITED have got a plan sanctioned for the purpose of constructing a multi-storied building on the entire land measuring 1.29 Acres which includes my land measuring 0.54 Acres.
11. That since the date of Purchase in the year 1985 I am in absolute possession of my 0.54 Acres of land and I have constructed pucca boundary wall on a portion of my said land. Being in unfettered possession and absolute ownership over my said land and exercising various rights of possession I have been peacefully enjoying my said land since the past 37 years.
12. That since the last 9 to 10 days the Directors, men, agents and associates of SUHANI SALES PRIVATE LIMITED have started repairing the broken portions of my constructed boundary wall with the intention of dispossessing me and grabbing my 0.54 Acres of land.

Basant Singh

On 13.04.2023 at about 11AM I went to my land and requested the accused persons to stop construction/repairing of boundary wall, I was physically assaulted, manhandled and forcefully restrained from entering into my land by the accused persons and they even used filthy and abusive language against me. In order to protect my dignity I left the place.

13. That the said SUHANI SALES PRIVATE LIMITED and its men and agents are still constructing/ repairing the boundary wall specially in those times when I am not present at my land and they are continuing with their illegal activities. My land is situated in the neighbourhood of the Law College at Barogharia.
14. That being a aged person I have become very fearful and I have become apprehensive that SUHANI SALES PRIVATE LIMITED and its associates at the instructions of its Directors may at any moment grab my land forcefully and also cause bodily injury to me personally.

In the aforesaid circumstances, it is my humble request to you to kindly enquire into the matter and take proper action against SUHANI SALES PRIVATE LIMITED, its Directors, men, agents and associates so that I am protected against their atrocities and at the same time the conspiracy of SUHANI SALES PRIVATE LIMITED, its Directors, men, agents and associates in attempting to grab my land measuring 0.54 Acres as detailed above and for having committed the aforesaid offences is lawfully investigated.

Thanking You,

Your Faithfully

Basanta Singha

Basanta Singha,

Ph: 82507-57973