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1. Dist. SPC P.S. Pradhang Year 2023 FIR No. 580/23 Date 03/08/2023.

2. i) Act MTY of 1860 Sections 405, 420, 120B ii) Act IPC Sections _____

iii) Act _____ Sections _____ iv) Others Acts & Sections _____

3. (a) Occurrence of offence : Day _____ Date From 02-03-2023 Date To _____

Time Period _____ Time From _____ Time To _____

(b) Information received at P.S. Date 03/08/23 Time 17:15 WTS

(c) General Diary Reference : Entry No (s) 167 Time 17:15 WTS

4. Type of Information Written Written / Oral _____

5. Place of Occurrence : (a) Direction and Distance from P.S. South, 2km Beat No. _____

(b) Address 1068/1 Patel Road by lane PO-PS Pradhang, Dayelling

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

Name of the P.S. _____ District _____

6. Complainant / Informant :

(a) Name Samrat Bhowmick

(b) Father's / Husband's Name U Rana Bhowmick

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

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

(f) Occupation Business

(g) Address 1068/1, Patel Road by lane PO-PS Pradhang, Dayelling

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

(Attach separate sheet, if necessary) :

Hemkumar Kalikotay and his wife

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

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

500000/-

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 complain of the complainant which is treated as FIR 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 ASI Minja Hossain 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.

14. Signature / Thumb impression of the Complainant / Informant

15. Date & Time of despatch to the court : 02 04/08/23

Signature of the Officer-in-Charge, Police Station

Name : Anil Kumar Bhatnagar

Rank : No. Inspector-In-Charge

Pradhan Nagar Police Station

Siliguri Police Commissionerate

To,
THE INSPECTOR-IN-CHARGE,
PRADHAN NAGAR POLICE STATION,
SILIGURI, DARJEELING.

Date : 03.08.2023
Received on 02/03/08/23 vide PDNPS
WDE NO 167 Dt 03/08/23 at 17:15:00
and started PDNPS Case NO
580/23 dt 03/08/23 U/S 406, 420, 120B
IPC and endorsed to ASI Mitya
Hossain for investigation.
[SUB : F.I.R.]

Respected Sir,

I, **SAMRAT BHOWMICK**, Son of Late Rana Bhowmick, Resident of 162/D/281, Lake Gardens, Police Station - Lake, Kolkata - 700045, one of the Partner of **THE MYSTIC HOTELS**, Having its Office at 43B lake Place Kolkata 700029, presently Office at holding premises no. 1068/1. P. Road by lane, P.O. & P.S. Pradhan Nagar, Dist. Darjeeling, do hereby want to inform you as follows :-

1. That I am one of the Partner of the aforesaid Hotels and is presently carrying on the business at holding premises no. 1068/1. P. Road by lane, P.O. & P.S. Pradhan Nagar, Dist. Darjeeling.
2. That I had lodged this FIR with effect that one **HEMKUMAR KALIKOTAY**, Owner of Hotel Green Park, situated at DRC Parking Lot Darjeeling, Near Smart Reliance Shopping Complex, railway Station Road, P.O. & P.S. Sadar Police Station Dist. Darjeeling, and his wife had offered me to give lease of his Hotel Green Park to me.
3. That thereafter I upon his offer had accepted the proposal of the said **HEMKUMAR KALIKOTAY** and his wife assured me that he will handover the said Hotel Green Park on lease on 31.03.2023 and also told me that he is in need of money for an amount of **Rs. 13,00,000/- (Rupees Thirteen lakh only)**.
4. That subsequently upon the assurances of the said **HEMKUMAR KALIKOTAY** and his wife to give his hotel on lease to me and I trusting upon the said **HEMKUMAR KALIKOTAY** and his wife, his assurances, had made the payment for an amount of **Rs. 13,00,000/- (Rupees Thirteen lakh only)** into his account through various transactions on different dates to the said **HEMKUMAR KALIKOTAY**.

5. That thereafter the said **HEMKUMAR KALIKOTAY** after receiving the said amount of **Rs. 13,00,000/- (Rupees Thirteen lakh only)** did not gave me the lease of the said being Hotel Green Park to me as per his assurance by breaching my trust for his malafide gain.
6. That after that realizing the fraud upon me I requested the said **HEMKUMAR KALIKOTAY** and his wife to refund the payment for an amount **Rs. 13,00,000/- (Rupees Thirteen lakh only)** but he did not pay any heed to it.
7. That subsequently upon my various request the said **HEMKUMAR KALIKOTAY** for discharging his illegally enforceable debt had issued 3 (Three) A/C Payee Cheques being No. **"000016"** for amount of Rs. 4,00,000/- (Rupees Four lakh only), dated 25.03.2023; being No. **"000017"** for amount of Rs. 4,00,000/- (Rupees Four lakh only) dated 08.04.2023; being No. **"000018"** for amount of **Rs. 5,00,000/- (Rupees Five lakh only)** dated 08.05.2023.
8. That subsequently when I deposited the Cheque being No. **"000016"** for amount of **Rs. 4,00,000/- (Rupees Four lakh only)**, dated **25.03.2023**, it was encashment and after that when I deposited the Cheque being No. **"000017"** for amount of Rs. 4,00,000/- (Rupees Four lakh only) dated 08.04.2023, then the said Cheque was dishonoured and when I informed the same and requested the said **HEMKUMAR KALIKOTAY** then he had paid the said amount through RTGS on 20.04.2023, vide RTGS No. HDFCR5202304050191301.
9. That thereafter when I deposited the last cheque being No. **"000018"** for amount of Rs. 5,00,000/- (Rupees Five lakh only) dated 08.05.2023, on 11.05.2023, the said cheque was dishonoured on 12.05.2023 for "Funds insufficient".

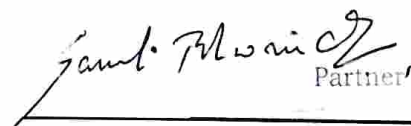
10. That the said matter was duly informed to the said **HEMKUMAR KALIKOTAY** then he requested me to again deposit the said cheque being No. **"000018"** for amount of Rs. 5,00,000/- (Rupees Five lakh only) dated 08.05.2023, I upon his request again deposited the cheque on 24.05.2023 which was again dishonoured on 29.05.2023 for "Funds insufficient", it was duly informed to the said **HEMKUMAR KALIKOTAY**, but the said **HEMKUMAR KALIKOTAY** again asked me to deposit the said Cheque on the last week of July 2023, I trusting upon the assurances of the said **HEMKUMAR KALIKOTAY**, deposited the said Cheque on 31.07.21023 but the said Cheque again got dishonored on 01.08.2023 for "Funds insufficient"
11. That after that I made several requests the said **HEMKUMAR KALICOTAY** and his wife for paying the sum of Rs. 5,00,000/- (Rupees Five lakh only) but the said **HEMKUMAR KALICOTAY** on every occasions breaching my trust assured me to repay the said amount but with malafide intention to cheat me by way of misappropriating my money the said **HEMKUMAR KALICOTAY** didn't repay the said amount.
12. That subsequently when I went to his house, the said **HEMKUMAR KALICOTAY** started to threat and blackmail me that if I ever dare to come to their house then accused persons will commit suicide by written suicide note in my name and will implicate me in false cases
13. That in this way I had been cheated by the said the said **HEMKUMAR KALIKOTAY** and his wife by way of misappropriating my money which they have received from me the total amount of **Rs. 5,00,000/- (Rupees Five lakh only)**, by way of breaching my trust with an intention to cheat me by acknowledging the payment of money from me.
14. That now the said **HEMKUMAR KALIKOTAY** and his wife is in conspiracy to extort money from me and are also blackmailing and extorting me and constantly threatening me that they will lodged various false criminal cases incorporating false story and thereby they are trying to create pressure upon me in order to extort money putting me in fear illegally.

15. That the above named persons have therefore committed the offence of cheating, forgery and criminal breach of trust in hatching up a deep rooted conspiracy with the ulterior motive of defrauding me and causing wrongful loss to me in every aspect.
16. That under such circumstances, I pray before you to take serious legal action against the said **HEMKUMAR KALIKOTAY and his wife for misappropriating my money for an amount of Rs. 5,00,000/- (Rupees Five lakh only)**, by way of breaching my trust with an intention to cheat me and put me in a condition where I have no financial capacity to secure and is in such helpless situation where I am passing my days with tremendous hardships and the above named person by taking advantage of my distresses, succeed to cheat me.

I therefore request before your good self to kindly look into the matter and take necessary strong action against the above named persons namely the said **HEMKUMAR KALIKOTAY and his wife** as per the provision of law and for this act of kindness I shall remain extremely great full to you.

Thanking You,

THE MYSTIC HOTELS


Partner

Enclosed:-

1. Xerox Copy of the cheque being No. "000018" for amount of Rs. 5,00,000/- (Rupees Five lakh only) dated 08.05.2023.
2. Xerox Copy of the return memo dated 12.05.2023.
3. Xerox Copy of the return memo dated 29.05.2023.
4. Xerox Copy of the return memo dated 01.08.2023.

SAMRAT BHOWMICK, Son of Late Rana Bhowmick, one of the Partner of **THE MYSTIC HOTELS**, presently carrying on the extended business at holding premises no. 1068/1. P. Road by lane, P.O. & P.S. Pradhan Nagar, Dist. Darjeeling.
PHONE : 9830760910