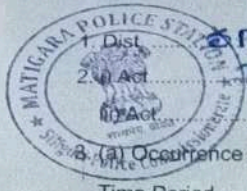


INFORMATION REPORT
(Under Section 154 Cr. P.C.)

1215



1. Dist. PC P.S. Matigara Year 2024 FIR No. 15/24 Date 07/01/24
 2. Act TPC Sections 447/188/34 ii) Act. Sections
 Sections iv) Others Acts & Sections
 3. (a) Occurrence of offence : Day Date From 20/12/23 Date To 20/12/23
 Time Period Time From Time To
 (b) Information received at P.S. Date 07/01/24 Time 19:35 hrs
 (c) General Diary Reference : Entry No (s) 351 Time 19:35 hrs
 4. Type of Information Written Written / Oral
 5. Place of Occurrence : (a) Direction and Distance from P.S. Beat No.
 (b) Address Monza-Kawakheri PS-Matigara Dist-Darjeeling.
 (c) In case outside limit of this Police Station, then the N/A
 Name of the P.S. District
 6. Complainant / Informant :
 (a) Name Sr. Basudob Ghosh
 (b) Father's / Husband's Name 21. Debendra Nath Ghosh
 (c) Date / Year of Birth (d) Nationality Indian
 (e) Passport No. Date of Issue : Place of Issue
 (f) Occupation
 (g) Address Thikrikata PS-Matigara Dist-Darjeeling.
 7. Details of known / suspected / unknown accused with full particulars
 (Attach separate sheet, if necessary) :
① Aajun Roy ② Homant Roy ③ Kishor Roy ④ Haru Roy
⑤ Kharmeni Roy ⑥ Diposh Roy ⑦ Madhavi Roy
 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/reproduced overleaf.
 13. Action Taken : Since the above report reveals commission of offence(s) as mentioned at item No. 2., Registered the case and look up the investigation / directed ASI Krishnendu Roy at Matigara Police Station to take up investigation / refused investigation / transferred to PS. jurisdiction. FIR read over to the Complaint / 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.
 15. Date & Time of despatch to the court : On 08/01/24 at 11:00 hrs.

07/01/24
 Officer-in-Charge
 Signature of the Officer-in-Charge, Police Station
 Name SAMIR DEBHA
 Rank : No. Inspector of Police MTG 13.

To
The Officer-in-Charge,
North Bengal Medical College Police Out Post
Under Matigara Police Station,
Dist. Darjeeling.

Date: 30/12/2023

Sub: Complaint against (1) Sri Arjun Roy, son of Fatak Roy, (2) Smt. Hemanti Roy, wife of Sri Arjun Roy, (3) Sri Kishor Roy @ Hari Roy, son of Sri Arjun Roy, (4) Smt. Kharmoni Roy, wife of Sri Kishor Roy, (5) Sri Dipesh Roy, son of Arjun Roy and (6) Smt. Madhavi Roy, wife of Sri Dipesh Roy, all are residents of Kawakhari, P.S. Matigara, District Darjeeling.

Respected Sir,

I, Sri Basudeb Ghosh, Son of Late Debendra Nath Ghosh, resident of Thiknikata, P.S. Matigara, District Darjeeling, do hereby like to inform you as follows:-

1. That I am the owner of land measuring 1.72 Acres, by virtue of a registered Deed of Sale bearing Document No. 2792 for the year 1998, registered at the office of the ADSR Siliguri and after purchasing the said land I have recorded my name in the Record of Right vide L.R. Khatian No. 259 having absolute right, title and interest therein and the said land is more fully and particularly described in the Schedule herein below.
2. That since 22.12.2017, the above named persons had been trying to grab my below scheduled land most illegally and unlawfully claiming themselves to be the caretaker under erstwhile owner of the below scheduled land, which is not correct at all. Apprehending dispossession from my below scheduled land I instituted a suit before the Ld. Civil Judge, Junior Division, Siliguri being Title Suit No. 2/2018 and in the said suit, the Ld. Court was pleased to pass an interim order of injunction restraining them from disturbing my peaceful possession over the below scheduled land and later on, the said order was made absolute till disposal of the suit by an order

wide MTG
fed MTG
447/182/
Rog for

dated 18.05.2018, which is well within the knowledge of the above named persons as they are contesting the said suit.

3. That inspite of the order of the temporary injunction the accused person are very desperate in nature and since day of appearing in the said suit there was number of occupations I have filed written complaint against said accused persons to you and there is number criminal cases in regarding to the said land matter has started by you against the said accused persons, Matigara P.S. Case No. 314/2023 under Section 447, 323/379/427/506 /34 of I.P.C. and other Police Case, being Matigara P.S. Case No. 393/2023 dated 21.05.2023 under Section 341/323/506/34 of I.P.C. are still pending in the Court of the Ld. A.C.J.M., Siliguri.
4. That in the above factum, I filed a Writ Petition before the Hon'ble High Court, Calcutta, Circuit Bench at Jalpaiguri being WPA No. 1213 of 2023 and on 13.06.2023, His Lordship, the Hon'ble Justice, Jay Sengupta was pleased pass order directing the Inspector-in-Charge, Matigara P.S. to ensure that the Ld. Civil Court's Order is not violated and no breach of peace taken place at or near the suit property and in connection with said High Court order the contempt proceeding has started against the said accused persons before the Hon'ble High Court which is registered as CPAN/83/2023.
5. That despite the aforesaid contemptuous proceedings filed before the Hon'ble High Court, on 20.12.2023 the above named persons forcefully entered into the suit land and started to plant banana trees with intent to grab my below scheduled land violating the Court's order. It is pertinent to mention herein that as the Ld. P.O./Civil Judge, Jr. Division, is on maternity leave, and knowing that I am unable to file any petition regarding urgent matter and, taking such advantages, the above named persons are still trying to take possession of the said land by unlawful means and still trying to change the nature and character of the suit land and thereby disturbing my rightful enjoyment and lawful possession of the said land.

I like to remind you that the said accused persons are taking the advantage of the winter vacation of all the court of West

Bengal and also absence of the presiding officer of the Civil Judge Junior Division for maternity leave.

In the present circumstances, it is required to comply with the order of the Ld. Civil Judge Junior Division passed as absolute to restrain the accused persons abovenamed from entering into the suit land till disposal of the instant suit and it is further required to implement the order of the Hon'ble High Court passed in the case being No. CPAN/83/2023 for the ends of justice.

I therefore prayed that you would be pleased to take appropriate legal action against the said accused persons to implement the said order of temporary injunction as well as direction of the Hon'ble High Court for the ends of justice.

SCHEDULE OF THE LAND

All that piece or parcel of land measuring 1.72 Acres, recorded in New Khatian No. 126, corresponding to L.R. Khatian No. 259, in L.R. Plot No. 178 & 180, under Mouza Kawakhari, J.L. No. 72, Pargana-Patharghata, P.S. Matigara, District Darjeeling and the said land is butted and bounded as follows:-

North : Land of Rup Narayan Bhandari;
South : Nala;
East : Kutcha Road;
West : Nala.

Thanking you,

Yours faithfully,

Basudeb Ghosh

(BASUDEB GHOSH)

Mob. : 79087-35246

Received on 07/01/24 at 19:35 hrs vide MTG
PS GDE NO-351 dt-07/01/24 & started MTG
PS CASE NO-15/24 dt-07/01/24 u/s-447/188/
34 IPC & endorsed to ASI Krishnendu Roy for
it's investigation.

Page 3 of 3

[Signature]
Officer in Charge
Matigara Police Station
Siliguri Police Commissionerate

[Signature]
Officer in Charge
N.S.M. & Hospital Police Out Post
P.O. Matigara, SPC

1216