

2298

(Under Section 154 Cr. P.C.)

173 BNSS

94/25

Date 19.03.25

1. Dist. Darjeeling P.S. Bagdogra Year 2025 FIR No. Sections

2. i) Act. BNS Sections 316(2)/318(4) ii) Act. Sections iv) Others Acts &amp; Sections

iii) Act. Thursday Date From Time To 18:05 hrs

3. (a) Occurrence of offence : Day Thursday Date From Time To 18:05 hrs

(b) Information received at P.S. Date 19.03.25 Time 863

(c) General Diary Reference : Entry No (s) Written / Oral

4. Type of Information Written 2 km east Beat No.

5. Place of Occurrence : (a) Direction and Distance from P.S. Bengdubi, P.S. Bagdogra, Dist. Darjeeling

(b) Address

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

6. Complainant / Informant : (a) Name Abhishek Prasad (888 2250984)

(b) Father's / Husband's Name (d) Nationality Indian

(c) Date / Year of Birth Date of Issue Place of Issue

(e) Passport No. CWE Bengdubi, DEWE (contracts)

(f) Occupation Bengdubi, P.S. Bagdogra, Dist. Darjeeling

(g) Address

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

(Attach separate sheet, if necessary) : By Unknown Miscreant

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 Nil

12. FIR Contents (Attach separate sheets, if required) : The original written complaint wh

is treated as FIR is 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

investigation / directed SI Arundam Saha of BDR P.S.

investigation / refused investigation / transferred to P.S.

jurisdiction. FIR read over to the Complaint / Informant, admitted to be correctly recorded and a copy given to the Complai

informant free of cost.

on the original written complaint

14. Signature / Thumb impression of the Complainant / Informant

Signature of the Officer-in-Charge, Police SI Partha Saha

Rank : No. o/c BDR P

15. Date &amp; Time of despatch to the court :



Tele: 0353-2480192  
Fax: 0353-2480225  
e-mail: pengsz3-mes@nic.in

Headquarters  
Commander Works Engineer  
Bengdubi, Post: Bengdubi  
Distt: Darjeeling (WB)  
PIN - 734424

8115/S/ 138 /E8

19 Mar 2025

To,

*The officer-in-charge  
Police Station Bagdogra  
Distt - Darjeeling (WB)*

**CA NO. CWE/S/04 OF 2022-23 : REPAIR / MAINTENANCE OF ELECTRICAL  
DISTRIBUTION SYSTEM, STREET LIGHT FITTINGS AND OTHER CONNECTED  
WORKS AT SUKNA MIL STATION UNDER GE SUKNA  
(M/S MAZUMDER CONSTRUCTION)**

Dear Sir,

1. Reference (s):-

- (a) Tl office letter No 8115/S/41/E8 dated 25 Apr 2022.
- (b) Tl office letter No 8115/S/43/E8 dated 26 Apr 2022.
- (c) M/s Mazumder Construction letter No M/CWE/BEN/01 of 2022-23 dated 20 May 2022.
- (d) This office letter No 8115/S/50/E8 dated 28 May 2022
- (e) This office letter No 8115/S/98/E8 dated 26 Jun 2023.
- (f) GE Sukna letter No 5100/PF/113/E5 dated 08 Mar 2025.
- (g) This office letter No 8115/S/130/E8 dated 11 Mar 2025.

2. The subject contract was concluded with M/s Mazumder Construction on 25 Apr 2022 vide this office letter at Para 1 (a) (**Exhibit-1**) above and the contractor was requested to submit the Performance Security for an amount equivalent to 3% of contract sum, i.e Rs 1,82,300.00 vide this office letter at Para 1 (b) (**Exhibit-2**) above. The contractor accordingly submitted the FDR 8573035890 dated 19 May 2022 issued by State Bank of India, Hasimara Branch in favour of Commander Works Engineer, Bengdubi vide their letter at Para 1 (c) (**Exhibit-3**) above, alongwith an undertaking for enjoying benefit of reduced Performance Security of 3% in lieu of 5% and to submit remaining 2% in case of default on part of the contractor. The FDR submitted by the contractor was accordingly accepted by the Accepting Office vide this office letter at Para 1 (d) (**Exhibit-4**) above.

3. The contractor could not fulfill their contractual obligation emanating from the subject contract as they failed to progress the work as a result the contract was cancelled wef 07 Jul 2023 vide this office letter at Para 1 (e) (**Exhibit-5**) above due to default on part of the contractor in terms of contract provision. The contractor was directed to deposit remaining 2% i.e Rs 1,24,000.00 through MRO in the Consolidated Funds of India in terms of the undertaking submitted at the time of conclusion of contract. However, the contractor failed to deposit the said amount and no response was received at their end. It is submitted that all efforts were made by the department to establish contact with the defaulting contractor, however, the department failed to establish any contact please.

4. On receipt of no response from the contractor even after several correspondences the department proceeded exparte for finalization Board Proceedings to ascertain the quantum of balance work under the subject contract. The Final Bill was accordingly prepared and Technically Checked and a recovery of Rs 90,320.00 in respect of the subject contract was established after the audit of the Final Bill.

*Received on 19-03-25 at 18:05 hrs vide GDE No 863  
started BDR P.S case No 94/25 Dt 19-03-25 U/S 316(2)  
/318(4)/3(5) BNS, endorsed to SI Arindam Saha for its  
investigation.*

Contd....P-2/-

19/03/2025

Police

5. It is pertinent to mention, that after the audit of Final Bill the FDR for 3% in lieu of Performance Security in respect of the subject contract was forwarded to the issuing branch i.e. State Bank of India, Hasimara for deposition in the Public Fund Account maintained by GE Sukna vide their letter at Para 1 (f) (Exhibit-6) above. During the course of encashment it has been revealed vide letter No BM/17/91 dated 11 Mar 2025 (Exhibit-7) issued by Chief Manager, State Bank India, Hasimara that the FDR bearing No 8573035890 dated 19 May 2022 (Exhibit-8) does not have any record in their system and that in search of FDRs linked with the current account of M/s Mazumder Construction bearing A/C No 35260310721 there is only one FDR opened on 06 Apr 2016. Hence, it is established that FDR submitted by M/s Mazumder Construction is fake.

6. On receipt of such confirmation from the Chief Manager, State Bank India, Hasimara, the issuing bank was requested to freeze the current account No 35260310721 of M/s Mazumder Construction forthwith in order to safeguard Govt's interest vide this office letter at Para 1 (g) (Exhibit-9) above and to lodge FIR against the contractor for the criminal offence of submitting fake FDR to Govt authority please. In response the Chief Manager of State Bank of India, Hasimara Branch has communicated vide their mail dated 13 Mar 2025 (Exhibit-10) that they had visited their Head Police Station for lodging the FIR. However their request was rejected stating :-

(a) Crime has been committed at Sukna or Bengdubi, hence FIR to be lodged there.

(b) Crime has been committed with your organization, hence you have to lodge FIR.

It has also been revealed by the Chief Manager that the PAN No bearing BVIPR8316N in the fake FDR is that of the younger brother i.e. Sekh Mojibur Rahaman of one of the partner mentioned in the letter pad. Moreover, the contact number mentioned in the letter pad that of Sekh Mojibur Rahaman younger brother of one of the partner of M/s Mazumder Construction.

7. A legal advice in this connection was sought from the Central Govt Standing Counsel (CGSC) vide e-mail dated 13 Mar 2025 (Exhibit-11), to which it has been advised to lodge FIR against M/s Mazumder Construction immediately in the interest of state.

8. In view of the position explained above, it is requested to lodge an FIR against the partners; Shri Shanti Mazumder and SK Motibul Rehman of M/s Mazumder Construction for submission of fake FDR in favour of a Govt authority i.e. CWE Bengdubi in terms of the legal advice rendered by the counsel please.

8. An early action is solicited please.

Yours, faithfully,



Encls:- (Total - 11 sheets)

Copy to:-

GE Sukna

for info and necessary action please.

(Abhishek Prasad)  
EE (QS&C)  
DCWE (Contracts)  
for CWE Bengdubi

email - bengsz3-mes@nie.in  
Ph - 8882250984