



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

P.S. Bhaktinagar Year 2025 FIR No. 582/25 Date 19/06/25  
2. 2023 Sections 329(B)/223 Act 11 Sections 1694  
Sections Not Mentioned Date From 19/06/25 Date To 19/06/25

3. (a) Occurrence of offence : Day Not Mentioned Date From 19/06/25 Date To 19/06/25  
Time Period 10:25 hrs Time From 10:25 hrs Time To 10:25 hrs

(b) Information received at P.S. Date 19/06/25 Time 10:25 hrs

(c) General Diary Reference : Entry No (s) 1017 Time 10:25 hrs

4. Type of Information Written (Typed) Written / Oral Written

5. Place of Occurrence : (a) Direction and Distance from P.S. Land measuring 1-62 acres, RS Kotham NO. 90/1, LR Plot NO. 103 & 111 derived from RS Plot M-66 & 65/784, LR Sheet NO. 22, Mouza Dabysam, P. Bhaktinagar Beat No. 103 & 111

(b) Address 103 & 111 Name of the P.S. Bhaktinagar District Jalpaiguri

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

6. Complainant / Informant :

(a) Name Sanyu Sharma

(b) Father's / Husband's Name U. Jagdish Prasad Sharma

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

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

(f) Occupation Shastri Nagan, PO Seowu Road, P. Bhaktinagar, Dist. Jalpaiguri

(g) Address Shastri Nagan, PO Seowu Road, P. Bhaktinagar, Dist. Jalpaiguri

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

(Attach separate sheet, if necessary) :

①. Jhamantlal Aganwal S/o Bibul Das Aganwal. ②. Pawan

Koman Aganwal S/o Jhamantlal Aganwal ③. Smt. Nclom

Behura w/o Jhamantlal Aganwal ④. Anwar Ghanprize

⑤. Jyoti Prakash Kamodha - both sons of U. Sambosh Kamodha

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

handed its office at Seowu Road, P. Bhaktinagar, Dist. Jalpaiguri

⑤. Jyoti Prakash Kamodha - both sons of U. Sambosh Kamodha

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 typed complaint which is

typed as FIR is attached 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 SZ Lalsang Bhutia to take up

investigation / refused investigation / transferred to P.S. - on point of

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 is on the complaint

DR No. 4814 Date 20/6/25

Bhaktinagar Police Station SPC

Signature of the Complainant / Informant Sh. Jyoti Prakash Kamodha

Name Sh. Jyoti Prakash Kamodha

Rank : No. 20/6/25

15. Date & Time of despatch to the court : 20/6/25



To  
The Inspector-In-Charge  
Bhaktinagar Police Station

Date 17.06.25

Subject:-Intimation regarding violation of Injunction order passed by the Ld. Civil Judge, Junior Division at Jalpaiguri in Title suit no. 130 of 2024 filed by Sri Alok Chhetri=Vs= Sri Jhamanlal Agarwal & 4 others by directing Both the parties are directed to maintain Status Quo over the suit property and not to change the nature and character over the suit property of the same as on day till 08.07.2025."

Dear Sir,

I, Sarju Sharma Son of Late Jagdish Prasad Sharma residing at Shastri Nagar under P.O-Sevioke road,P.S-Bhakti nagar,Dist.-Jalpaiguri Constituent Attorney of Sri Alok Chhetri this is to inform you that my Client has filed one Suit before the Ld. Civil Judge, Junior Division at Jalpaiguri vide Title Suit No. 130 of 2024 against 1.Sri Jhamanlal AgarwalS/O Birbal Das Agarwal 2.Sri Pawan Kumar Agarwal S/O Sri Jhamanlal Agarwal 3.Smt. Nelam Behura W/O Sri Jhamanlal Agarwal 4.Sri Santosh Kanoriya W/O Lt. Om Prakash Kanoriya 5. Ancor Enterprise A Partnership Firm ,having its office at Sevoke Road,P.O-Sevoke Road,P.S-Bhaktinagar ,Dist.-Jalpaiguri and after hearing the Ld. Court has pleased to grant ad-interim Injunction against the above noted person which is as under:-"..... Both the parties are directed to maintain Status Quo over the suit property and not to change the nature and character over the suit property of the same as on day till 01.04.2024." That said Order of Injunction has been extended till 08.07.2025.

That subsequently the above noted defendant no. 4 Santosh Kanodia was died leaving behind her two son viz. Shashi Prakash Kanodia and Jyoti Prakash Kanodia .That I have already filed application before the Ld. Court for impleading their name instead of Santosh Kanodia.

That in the mean time the men of the defendants have started illegal construction over the suit land by violating the order of Injunction illegally.That I have objected their illegal work but they have openly violated the order of Injunction before the Public at Large of the locality.

Under this Circumstances you are requested to take appropriate steps regarding such deliberate violation of Injunction order by the men of the defendants and to protect the order of the temple of justice.

#### SCHEDULE

All that piece and parcel of land measuring about 1.62 acres comprised in R.S Khatian No.90/1 appertaining to L.R. Plot No.103 & 111 derived from R.S.Plot No. 66 & 65/754 LR Sheet No. 22 derived from R.S.Sheet no. 8,JL No. 02 in Mouza-Dabgram , Police Station-Bhaktinagar, District- Jalpaiguri.That the suit land is butted and bounded as follows:-On the North :: Sold Land of Ramani Ranjan Roy; On the South :: Sold Land of Akal Sing Roy; On the East :: Sevoke Road; On the West :: 100 ft Wide Pucca Road.

Thanking You,

Yours faithfully,

*Sarju Sharma*  
(SARJU SHARMA)

Enclosure:-True Copy of Complaint & Injunction application;

Net copy of injunction order and information slip regarding extension of Injunction order.

M- 9609418363

Received on 19/06/25  
at 10:28 hrs vide  
GDE no- 1017 and  
dated Bhaktinagar  
AS Case no- 582/25  
DD- 19/06/25 v/s  
329 (B)/ 223 BNS,  
2023 and endorsed  
to SI, Lalrang Bhaktinagar  
for its investigation.

17.06.25  
Inspector-In-Charge  
Bhaktinagar Police Station  
Jalpaiguri Police Commissioner

**T.S. 130 of 2024 (R)**  
**CNR No: WBJP-04000158-2024**  
**JO Code: WB 01442**

**Order no. 07 dated 02.04.2025**

Today is fixed for SR and WS, WO

The plaintiff files hazira. The S/R of the remaining defendants have not been received.

The Learned Advocate for the defendant no. 4 orally submits that the defendant no. 4 has died and he cannot accept the copy of the petition for substitution. No intimation of death is filed as is undertaken by the Learned Counsel in accordance with the provision laid down under Order 22 Rule 10A of the C.P.C.

A petition for substitution is filed under Order 22 Rule 3 read with Section 151 by the legal heir of the deceased sole plaintiff, supported by Vakalatnama, along with a petition for extension.

The Learned Advocate for the petitioner and the deceased defendant no. 4 move.

Heard. Perused. Considered. The instant petition for substitution has been filed within the period of limitation of ninety days from the date of death of the sole plaintiff on 22.01.2025. Therefore, it merits to be allowed.

Hence, it is

**ORDERED**

**That the petition under Order 22 Rule 3 read with Section 151 dated 02.04.2025 is allowed.**

Let the petition form part of the plaint. Let the name of the petitioner, being the legal representative of the deceased sole plaintiff be substituted. The petitioner shall file the amended plaint by the next date.

The plaintiff shall also file the requisites for service of summonses on defendants no. 1, 2, 3 and 5.

The petition for extension is **allowed** and the ad interim order is extended till the next date.

Fix **08.07.2025** for amended plaint and requisites on defendants No. 1 to 3 and 5, and steps on death of defendant no. 4.

Typed/Corr. by me

Civil Judge, (Jr. Div.)  
Jalpaiguri

Civil Judge, (Jr. Div.)  
Jalpaiguri



**Order No.2,**

**Dated 27.02.2024**

The date is fixed for hearing of ad interim order of injunction.

Learned Advocate for the plaintiff moves the application for temporary injunction along with a prayer for ad-interim injunction to the same effect against the defendants.

Issue notice upon the defendants/opposite parties asking them to show cause within 10 days from the date of receipt of the same as to why the temporary injunction shall not be granted against them as sought for by the plaintiff/petitioner.

No caveat as reported by the Sheristadar. Perused the plaint, application for temporary injunction, documents, affidavit et cetera.

Having considered the submission of the learned lawyer for the plaintiff and also having considered the materials on record and balance of convenience and/or inconvenience as well as the urgency it seems to me that the plaintiff has a good prima facie case to go into trial and Prima facie he is in possession and accordingly, I think it is a fit case for passing an order in form of status quo over the suit property.

Hence, it is

**ORDERED**

that the prayer for an order of ad-interim injunction is allowed.

that both parties are directed to maintain status quo over the suit property and not to change the nature and character over the suit property of the same as on day till 01.04.2024.

The plaintiff to comply with the provisions of Order 39 Rule 3(a) & (b) of the CPC with promptitude. Plaintiff to file requisites, at once.

To **01.04.2024** for

- i) SR, AD and PR.
- ii) Filing WO, if any.
- iii) Hearing of the application for injunction.
- iv)

Dictated & corrected by me,

**C.J.Jr.Divn.  
JPG**

**Civil Judge, Junior Division,  
Jalpaiguri**