



FIRST INFORMATION REPORT
(Under Section 154 Cr. P.C.) 173/BRSS

712

West Bengal Form No. 27
P.S. Siliguri Year 2025 FIR No. 753/25 Date 18/11/25
Sections (318(2)/318(4)/319(2)/316(2)/338/338/341/118/3(2)

iii) Act
3. (a) Occurrence of offence : Day Wednesday Date From 14/5/25 Date To
Time Period Time From NOT noted Time To
(b) Information received at P.S. Date 18/11/25 Time 14.25 hrs
(c) General Diary Reference : Entry No (s) 819 Time 14.25 hrs
4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 01 K.M North Beat No.
(b) Address M.G. Road, Uhalpara, Ward No-9 P.S- Siliguri Dist- Darjeeling
(c) In case outside limit of this Police Station, then the Name of the P.S. District

6. Complainant / Informant :
(a) Name Bimal Kumar Mitraka
(b) Father's / Husband's Name Gora Brij Mohan Mitraka
(c) Date / Year of Birth (d) Nationality Indian
(e) Passport No. Date of Issue : Place of Issue
(f) Occupation
(g) Address 146, M.G Road, Uhalpara, W. No-9, P.S- Siliguri Dist- Darjeeling.

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary) :
① Anil Kumar Mitraka Gora Brij Mohan Mitraka, ② Prem Prakash Mitraka Gora Brij Mohan Mitraka both of 146, M.G Road, Uhalpara, Ward No-9, P.S- Siliguri Dist- Darjeeling.

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 of the complainant duly forwarded by W. A.C.M (S) Court vide memo. 2179/25 dt 15/11/25 which is treated 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 SI Newton Biswas of KHP T.O.P. Siliguri P.S. 3 PC 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.

Court Complaint
14. Signature / Thumb impression of the Complainant / Informant
on 19/11/25 at 10.05 hrs.
15. Date & Time of despatch to the court :

Signature of the Officer-in-Charge, Police Station
Name : RARESH TAMANG
Rank : No. S. Insp. Pol. Incharge, Siliguri P.S.
Siliguri Police Station
Siliguri Police Commissioner



Misc. petition 40 /2025
CIS Registration No. 143/2025
WB01092
CNR: WBDJOE-00 3177-2025

Order dtd. 12.11.2025

Petitioner is present by filing hazira.
Received report from I/C Siliguri PS.
Perused the report.

I find that it is a fit case for investigation and accordingly, I direct the I/C Siliguri PS to cause investigation into the allegation by treating the petition of complaint as FIR in terms of section 175 (3) of BNSS.

Let a copy of this order along with the original petition be sent to the I/C Siliguri PS for compliance and necessary action, after retaining a copy of such petition.

Let the Misc. case be dropped.

D & C by me,
sd/-
ACJM, Siliguri

sd/-
ACJM, Siliguri

IN THE COURT OF THE ADDITIONAL CHIEF JUDICIAL MAGISTRATE, SILIGURI

No. 2179/25 Dated: 15/11/2025

Copy forwarded to :- The I/C, Siliguri PS.

SILIGURI PS
R. No: 529/25
DATE: 18/11/25
DR. NO. 4740 Dt. 27.11.25
INSPECTION OFFICE
SLG. COURT-SPC

ACJM, Slg.
ADL. CHIEF JUDICIAL MAGISTRATE
SILIGURI

IN THE COURT OF LEARNED ADDITIONAL CHIEF JUDICIAL
MAGISTRATE, AT SILIGURI



REF: MISC. PETITION NO. 40 / 2025

IN THE MATTER
OF

: AN APPLICATION U/S - 173(4)
read with Section 175(3) of BNSS.

NAME & ADDRESS
OF THE
COMPLAINANT

: **SRI BIMAL KUMAR MITRUKA**
Son of Late Brij Mohan Mitruka,
Karta of Bimal Kumar Mitruka and
Others (HUF), permanent resident
of 146, M.G. Road, Khalpara, Ward
No. 9 of Siliguri Municipal
Corporation, P.O. & P.S. - Siliguri,
District - Darjeeling, West Bengal -
734005.

*F.No. - 1177/2025
C.N.R. - W.D. J.O.E. 0092782025
R.No. - 140/2025*

NAME & ADDRESS
OF THE ACCUSED
PERSONS

: 1. **SRI ANIL KUMAR MITRUKA**,
Son of Late Brij Mohan Mitruka,
2. **SRI PREM PRAKASH MITRUKA**
Son of Late Brij Mohan Mitruka

Both are residents of 146, M.G.
Road, Khalpara, Ward No. 9 of
Siliguri Municipal Corporation,
P.O. & P.S. - Siliguri, District -
Darjeeling, West Bengal -
734005.

Received today 18/11/25 at 14:25 hrs vide G.D. No. 819 and started SLIP-S case no- 753/25 dt 18/11/25 u/s 318(a)/318(b)/319(2)/316(2)/336/338/341/118/3(b) BNSS and endorsed to SI. Nanton Biswas

*Inspector in Charge
Siliguri Police Station
Police Commissionerate*

09.06.25
SIBANI CHAKRABORTY
Notary, Siliguri
Appointed by Govt. of India
Siliguri, Dist.-Darjeeling

NAME & ADDRESS
OF THE
WITNESSES

: 1. **SMT. SHALINI MITRUKA**,
Wife of Sri Bimal Kumar
Mitruka,



Resident of 146, M.G. Road,
Khalpara, Ward No. 9 of Siliguri
Municipal Corporation, P.O. &
P.S. - Siliguri, District -
Darjeeling, West Bengal, Pin -
734005;

**2. SRI SANDIP KUMAR
MITRUKA,**
Son of Late Champa Lal
Mitruka,
Resident of 146, M.G. Road,
Khalpara, Ward No. 9 of Siliguri
Municipal Corporation, P.O. &
P.S. - Siliguri, District -
Darjeeling, West Bengal, Pin -
734005.

&

OTHERS

**OFFENCES
COMMITTED**

**: U/S - 318(2)/ 318(4)/ 319(2)/
316(2)/ 336/ 338/ 341/ 118 and
3(2) of Bharatiya Nyaya Sanhita,
2023.**

SOLEMNLY AFFIRMED & DECLARED
BEFORE ME ON IDENTIFICATION

96/09/06/25

SIBANI CHAKRABORTY
Notary, Siliguri
Appointed by Govt. of India
Siliguri, Dist.-Darjeeling

The complainant above named begs to state as follows:-

1. That the Complainant is a law abiding and peace loving citizen of this country having deep roots in the society.
2. That the complainant alongwith Smt. Suman Mitruka, wife of Sri Sandip Kumar Mitruka, Smt. Yashoda Devi Mitruka, wife of Late

Brij Mohan Mitruka, Sri Anil Kumar Mitruka, son of Late Brij Mohan Mitruka (Accused No. 1), Sandip Kumar Mitruka and sons (HUF) represented by its Karta, Sri Sandip Kumar Mitruka, are the partners of a unregistered partnership firm under the name and style of 'M/s Bhawani Plantation' having its principal place of business situated at 17, M.G. Road, Khalpara, P.O. & P.S. - Siliguri, District - Darjeeling, West Bengal (hereinafter referred to as 'Partnership Firm' for the sake of brevity).

3. That the complainant and the above-mentioned partners and the accused no. 2 all are family members of the same family and the partners of the said partnership firm had/ have been carrying the business of tea plantation in the name of said partnership firm since a considerable period of time.
4. That the complainant has been looking after the day to day business of the said partnership firm since the constitution of the said partnership firm.
5. That one NALSAR Tea Factory, Post Office - Kamala Bagan, Police Station - Bagdogra, District - Darjeeling having its branch office situated at Nayabazar, Khalpara, P.O. & P.S. - Siliguri, District - Darjeeling had purchased green leaves from the said partnership firm.
6. That in the year 2020, the said NALSAR Tea Factory had purchased a consignment of green leaves measuring about 25,405 kgs (Twenty Five Thousand Four Hundred Five Kilograms) worth amounting to Rs. 9,22,933/- (Rupees Nine Lakhs Twenty Two Thousand Nine Hundred and Thirty Three only) on credit. The said consideration of the consignment was outstanding for a long period of time.
7. That on 10.06.2023, the complainant has sent a request letter to the Manager of the said tea factory for making payment of the

said outstanding consideration of the consignment and said NALSAR Tea factory had sent a reply letter on 17.06.2023 alongwith the other testimonials as furnished by the said Tea Factory to the complainant.

That after receiving the said reply letter and other documents, the complainant was quite surprised to find that the accused no. 2 i.e., the younger brother of the complainant had received three number of cheques being no. 005115, 005118, 005116 dated 30.06.2021 to a sum of Rs. 88,415/- (Rupees Eighty Eight Thousand Four Hundred and Fifteen only), Rs. 1,04,183/- (Rupees One Lacs Four Thousand One Hundred and Eighty Three only) and Rs. 7,30,335/- (Rupees Seven Lacs Thirty Thousand Three Hundred and Thirty Five only) respectively drawn on UCO Bank, Hill Cart Road Branch and all those cheques were received by the accused no. 2 by giving proper money receipt(s) issued on behalf of 'Bhawani Plantation' on 30.06.2021 falsely representing him as the authorized person of said partnership firm.

9. That after receiving those cheques, the accused no. 2 in collusion with the accused no. 1 has intentionally blocked the official bank account of the said partnership firm and thereafter the accused persons in connivance with each and another had opened a separate bank account in the name of the said partnership firm 'Bhawani Plantation' by manufacturing the seal of the said partnership firm and using the same for the purpose of opening the said bank account in the name of the said firm and after arranging the said bank account, the accused persons encashed the said cheque(s) total amounting to Rs. 9,22,933/- (Rupees Nine Lakhs Twenty Two thousand Nine Hundred and Thirty Three only) and the said act has been deliberately and intentionally concealed by the accused persons, for their ulterior motive and illegal gain, thus, they have cheated the partnership firm and grabbed the said huge amount.

10. That after getting the knowledge regarding such illegal act of the accused persons, the complainant has requested them to refund the said amount to the official bank account of the said partnership firm and all along they somehow managed to convince the complainant that they will return the same but had deliberately neglected to return the same on different flimsy grounds but for avoiding any unnecessary complication with his own brothers, i.e., the accused persons, the complainant did not take any legal step against them.

11. That on 14.05.2025, when the complainant again requested the accused persons to return the said money but they began to abuse him with filthy language. Upon his protest, they have physically assaulted him with fists and blows and have threatened him with dire consequences, stating they would not hesitate to kill him if he asked for the money again.

12. That on 15.05.2025, at about 3:00 p.m., the complainant had physically visited Khalpara Town Outpost under Siliguri Police Station and tried to lodge a written complaint with the Officer-In-Charge, Khalpara Town Outpost but the said officer without receiving the said complaint asked the complainant to come next day and thereafter on 16.05.2025 at about 7:00 p.m., when the complainant again visited Khalpara Town Outpost physically for lodging his written complaint, the said Officer-In-Charge deliberately refused to receive or register his written complaint for the reasons best known to him.

13. That thereafter the complainant had tried to lodge the written complaint with the Commissioner of Police, Siliguri Police Commissionerate on 19.05.2025 but till this day no action has been taken by the concerned police authority. Hence, this complaint.

