



1457

1. Dist. Darjeeling P.S. Siliguri. Year 2020. FIR No. 58/20. Date 31.01.20

2) Act B.N.S. Sections 318(C3)/335/338/339/340 Sections 314/61(C2)

3. (a) Occurrence of offence : Day Date From 01.01.20 Date To 05.02.20

Time Period Not Mentioned Time From Time To

(b) Information received at P.S. Date 31.01.20 Time at 13.55h

(c) General Diary Reference : Entry No (s) 1447 Time at 13.55h

4. Type of Information written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. Beat No.

(b) Address M.R. S.C. Ghosh, M.R. Road, 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 Shri. Sukumar Ghosh

(b) Father's / Husband's Name Lt. Sudhir Chandra Ghosh

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

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

(f) Occupation Director of M.R. Dalporguri Food products Pvt. Ltd

(g) Address 88 Rash Behari Sarani, Hakim Para, P.S. - Siliguri, Dist. Darjeeling

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

(Attach separate sheet, if necessary) : 1) Sanchayita Ghosh W/O- Lt Shamik Ghosh, 2) Swadhin Ghosh S/O Lt Sudhir Chandra Ghosh, 3) Subrata Ghosh S/O- Lt Sudhir Chandra Ghosh, 4) Rahul Ghosh S/O Swadhin Ghosh, 5) Palatak Ghosh S/O Lt Sudhir Chandra Ghosh all are of Rashbehari Sarani, Khelaghore more, Hakim Para, PS-Siliguri, Dist. Darjeeling, 6) Dulal Chandra Ghosh S/O Not Noted of Ghosh Villa, Jyotinagar, Champasari, PS- Pradhan Nagar, Dist. Darjeeling, 7) Manish Modi S/O Not Noted of Jyotsnamay Babupara, PS- Siliguri, Dist. Darjeeling and Others



10. Total value of properties stolen / involved Rs. 14,40,00,000/-

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 herewith

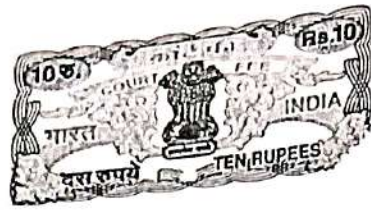
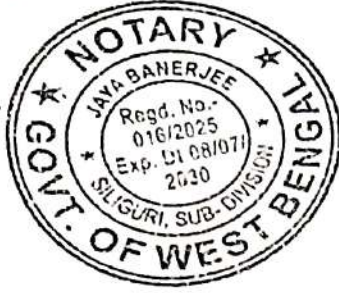
13. Action Taken : Since the above report reveals commission of offence(s) as mentioned at item No. 2., Registered the case and took up the investigation / directed S.I. Nepal Mondal of Siliguri P.S. S.P.C. to take up investigation / refused investigation / transferred to P.S. on point of jurisdiction. 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 on the original written complaint

Signature of the Officer-in-Charge, Police Station Name: Prasanta Anand Sarker Rank: No. 52 of police Commissionerate

15. Date & Time of despatch to the court : on 01/02/20 at 10-00h.

Call to  
28/11/25  
handwritten



Sukumar Ghosh

Filed by

Sandip Mandal  
Advocate

IN THE COURT OF LEARNED ADDITIONAL CHIEF JUDICIAL  
MAGISTRATE AT SILIGURI

REF: MISC. PETITION NO. 92 / 2025

IN THER MATTER OF :

AN APPLICATION U/S - 173(4)  
READ WITH SECTION 175(3) of  
B.N.S.S, 2023.

NAME & ADDRESS OF  
THE COMPLAINANT :

F.No. - 372915/25, dt. - 12/11/2025  
CNR No - WBDJOEOD58252025  
R.No. - 86/2025.

**SRI SUKUMAR GHOSH**

Son of Late Sudhir Chandra Ghosh,  
Resident of 88, Rashbehari Sarani,  
Khelaghar More, Hakim Para, Post  
Office and Police Station - Siliguri,  
District - Darjeeling, Pin - 734001.

NAME & ADDRESS OF  
THE ACCUSED  
PERSONS :

**1. SMT. SANCHAYITA GHOSH,**  
Wife of Late Shamik Ghosh,  
residing at Rashbehari Sarani,  
Khelaghar More, Hakim Para,  
Siliguri; Post Office and Police  
Station - Siliguri, District -  
Darjeeling, West Bengal, Pin -  
734001;

**2. SRI SVADHIN GHOSH,**

Son of Late Sudhir Chandra Ghosh,  
residing at Rashbehari Sarani,  
Khelaghar More, Hakim Para,  
Siliguri, Post Office and Police  
Station - Siliguri, District -  
Darjeeling, West Bengal, Pin -  
734001;

Solemnly Affirmed & Declared  
before me on identification

JAYA BANERJEE  
Notary (Govt. Of West Bengal)  
Siliguri,  
Regd. No. 016/2025

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Received on 31/10/26 at 13-55h  
vide (1) DENO 1447 and started  
SLU PS case No- 58/26 at 31/10/26  
U/S - 318C3/335/338/339/340/344/  
31C2) BNS and Enderised to SI  
Gopal Mondal of SLU PS for its  
Investigation.

Inspected in charge  
Siliguri Police Station  
Siliguri Police Commissioner

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### 3. SRI SUBRATA GHOSH

Son of Late Sudhir Chandra Ghosh,  
residing at Rashbehari Sarani,  
Khelaghar More, Hakim Para,  
Siliguri, Post Office and Police  
Station - Siliguri, District -  
Darjeeling, West Bengal, Pin -  
734001;

### 4. SRI RAHUL GHOSH

Son of Sri Swadhin Ghosh,  
residing at Rashbehari Sarani,  
Khelaghar More, Hakim Para,  
Siliguri, Post Office and Police  
Station - Siliguri, District -  
Darjeeling, West Bengal, Pin -  
734001;

### 5. SRI PALATAK GHOSH

Son of Late Sudhir Chandra Ghosh,  
residing at Rashbehari Sarani,  
Khelaghar More, Hakim Para,  
Siliguri, Post Office and Police  
Station - Siliguri, District -  
Darjeeling, West Bengal, Pin -  
734001;

### 6. SRI DULAL CHANDRA GHOSH

Father's name Not Known,  
Residing at Ghosh Villa, Jyotinagar,  
Near Gopal Bhawan, Champasari,  
Siliguri, P.O. & P.S. - Pradhan  
Nagar, District - Darjeeling, Pin -  
734003;

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**7. SRI MANISH MODI,**

Father's Name Not Known,  
Residing at Near Jyotsnamoyi  
School, Babupara, P.O. & P.S. -  
Siliguri, District - Darjeeling, Pin -  
734001.

**NAME OF WITNESSES :**

**1. SRI GOURAV GHOSH**

Son of Sri Sukumar Ghosh,  
Resident of 88, Rashbehari Sarani,  
Khelaghar More, Hakim Para, Post  
Office and Police Station - Siliguri,  
District - Darjeeling, Pin - 734001.

**2. SMT. MANJU GHOSH,**

Wife of Sri Sukumar Ghosh,  
Resident of 88, Rashbehari Sarani,  
Khelaghar More, Hakim Para, Post  
Office and Police Station - Siliguri,  
District - Darjeeling, Pin - 734001.

&

**OTHERS**

**OFFENCES COMMITTED :**

**U/S - 318(3), 335, 338, 339, 340,  
344, 61(2) of the Bharatiya Nyaya  
Sanhita, 2023.**

The complainant above named begs to state as follows:-

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1. That the Complainant is a senior citizen and a law abiding citizen of  
the country having deep roots in the society.

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2. That the complainant alongwith the accused no. 1 are the Directors of M/S Jalpaiguri Food Products Private Limited, a private limited company having its registered office at C/o M/S S.C. Ghosh, M.R. Road, Siliguri, District - Darjeeling.
3. That the accused no. 1 in collusion with the accused no. 2 & 3 have prepared a document under the heading 'Resignation from Directorship' dated 25.11.2021 and forged the signature of the complainant therein and most illegally said document has been furnished before the Registrar of Companies and apart from that before the various authorities including the banking and financial institution(s) in relation with the said company and withdrawn the funds from there and have siphoned money most illegally and for their ulterior motive and illegal gain.
4. That against the said illegal act and the refusal to receive the complaint of the complainant by the police authority, due to the intervention of the Hon'ble High Court in respect of W.P.A. 768 of 2022 the said complaint has been registered by the police station being Siliguri P.S. Case No. 364 of 2022 under Section 420, 465, 467, 468, 471 and 120B of I.P.C., 1860 against the accused no. 1, 2 & 3 and after its investigation the charge sheet has been submitted being Charge Sheet No. 1110 of 2022 dated 25.12.2022 under Section 420, 465, 467, 468, 471 and 120B of I.P.C., 1860 by the Siliguri Police Station.
5. That during the tenure of the directorship of the complainant and even also on and from the date of the purported removal of the complainant from the directorship of the said company, the above noted accused persons had/ have frequently taken the financial assistance of a sum of Rs. 35 Crores (approx.) from State Bank of India, Shanti Square Building, 3rd Mile, Sevoke Road, Siliguri in the name of the company on various occasions and apart from that the

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said persons have also taken the loan from other private banks namely, HDFC Bank, Siliguri Branch and Sundaram Finance, Siliguri.

6. That getting such information the complainant has repeatedly requested the Branch Manager of the State Bank of India and other private financial institutions requesting for furnishing the detailed bank statement and details of the securities both movable and immovable for the purpose of securing the said financial assistance and creation of mortgage.
7. That inspite of said request, the same has been refused and the complainant was compelled to file a writ application before the Hon'ble High Court being W.P.A. No. 2632 of 2024 but inspite of the direction of the Hon'ble High Court, Mr. Tuhin Kumar Bandhopadhyay, Assistant General Manager of State Bank of India of the said branch has refused to furnish the said details taking the plea that neither there was any Board Resolution from the company nor the complainant is the authorized signatory of the company by a letter dated 05.02.2025.
8. That during the tenure of the directorship of the complainant alongwith the said another director Sanchayita Ghosh, i.e., the accused no. 1 the said company had been granted a loan (cash credit) to the tune of a sum of Rs. 4,80,00,000/- (Rupees Four Crores Eighty Lacs only) on 14.05.2019 by State Bank of India, SME Branch, 3rd Floor, Shanti Square Building, Sevoke Road, Siliguri.

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9. That thereafter, during the first lock down period in the year of 2020 the complainant became seriously ill and he was busy with his treatment and for better and advanced treatment he went to Bangalore.

10. That by taking the said advantage the said another director Sanchayita Ghosh (accused no. 1) in collusion with the accused no.

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2 & 3 and purported new director accused no. 4 have frequently received the enhancement of loan on 01.06.2020, on 05.10.2020 and on 19.02.2022 to the tune of a sum of Rs. 5,16,00,000/- (Rupees Five Crores Sixteen Lacs only), Rs. 5,16,00,000/- (Rupees Five Crores Sixteen Lacs only) and Rs. 4,08,00,000/- (Rupees Four Crores Eight Lacs only) respectively on the basis of the supplementary agreement(s) of loan cum hypothecation respectively and in those agreement(s) they have again forged the complainant's signature(s) and submitted the same to the banking authority and without verification of the signature of the complainant the said loan has been enhanced and granted by the Branch Manager of the said Bank.

11. That on the one hand the said manager of the bank in reply of the letter dated 05.02.2025 has negated to furnish the details of the loan and its statements by taking the specific plea that the complainant is not the authorized person of the company and on the other hand the accused persons were granted/ enhanced the crores of public money in the name of the company when the complainant has specifically informed and warned the banking authority in writing that the abovementioned accused persons had/ have been misappropriating, misusing, siphoning huge amount of loan amount which have been granted previously for their personal gain but the said branch manager always tried to save the accused persons and created the shadow in their said illegal act and it is very crystal clear that the said Branch Manager and other Banking Officials are directly involved in the said commission of offence for their common intention and illegal gain.

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10/08/2025  
JAYA BANERJEE  
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Siliguri,  
Regd. No. 016/2025

12. That the complainant has also come to know that the accused no. 5, one Manager of the Company Sri Dulal Chandra Ghosh (accused no. 6) and one Accountant Sri Manish Modi (accused no. 7) they are the masterminds/conspirators for such commission of offence and they have also subscribed their respective hands to the part of the said

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commission of offence also for their common intention and for their illegal gain.

13. That the complainant tried to lodge the written complaint on 25.10.2025 with the Siliguri Police Station but the same has been refused by the concerned police station for the reasons best known to them.
14. That thereafter, the complainant has lodged a complaint to the Siliguri Police Commissionerate on 25.10.2025 but till this day no action has been taken by the concerned authority.
15. That the present complaint is bona-fide one and for the ends of justice.

Under the above circumstances it is prayed that your Honour may taking into consideration the afore-mentioned situation and circumstances may graciously be pleased to send this complaint to the Inspector In-Charge, Matigara Police Station with a direction to investigate the matter after treating this complaint as FIR as per the provision of section 175 (3) of B.N.S.S., 2023 and may pass any other order(s) as Your Honor may deem fit and proper for the ends of justice.

And for this act of kindness your petitioner as in duty bound shall ever pray.

Solemnly Affirmed & Declared  
before me on identification

*Jaya Banerjee*  
08.11.2025  
**JAYA BANERJEE**  
Notary (Govt. Of West Bengal)  
Siliguri,

Regd. No. 016/2025

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AFFIDAVIT

I, **SUKUMAR GHOSH**, S/o. Late Sudhir Chandra Ghosh, aged about 67 years, Indian by Nationality, Hindu by Faith, Business by Occupation, resident of 88, Rashbehari Sarani, Khelaghar More, Hakim Para, Siliguri, Post Office and Police Station - Siliguri, District - Darjeeling, West Bengal, Pin - 734001, do hereby solemnly affirm and declare as follows:

1. That I am the complainant of this present case.
2. That the statements made in paragraph no. 1 to 15 are true to the best of my knowledge and belief and the rest are my humble submissions before this Learned Court.
3. That no case has been started against the complaints dated 25.10.2025 as per my knowledge.

I sign this affidavit on this 8th day of November, 2025.

Sukumar Ghosh

Deponent

Identified by me

Amit Saha

Advocate

E.No-P/723/199/2021

Solemnly Affirmed & Declared  
before me on identification

08-11-2025  
**JAYA BANERJEE**  
Notary (Govt. Of West Bengal)  
Siliguri,  
Regd. No. 016/2025

**08 NOV 2025**

AFFIDAVIT

Solemnly Affirmed before me

by Sukumar Ghosh

of Siliguri

Identified by Amit Saha,

This the 8th day of November 2025

at Siliguri AM/PM. 9:44