

FIRST INFORMATION REPORT
(Under Section 157 of P.C.)

3883

1. Dist Darjeeling PS Siliguri Year 2021 FIR No 1233/21 Date 11.10.2021
 2. (i) IPC Section 447/420/465/467/471/120B Sections
 (ii) Act R/W (iv) Others Acts & Sections 3(1)(f) of SCST
 (Prohibition of Discriminatory Act 1989.)
 Date From _____ Date To _____



3. Name of Offence Day Time From _____ Time To _____
 Date on 11.10.2021 Time 14:15 hrs
729 Time 16:15 hrs

4. Type of Information _____
 5. Place of Occurrence (a) Direction and Distance from PS _____ Beat No _____
 (b) Address Nabin Sen Road & Church Road, P.S. Siliguri,
Dist. Darjeeling.
 (c) In case number filed at this Police Station, then the
 Name of the PS _____ District _____

6. Complainant / Informant
 (a) Name Nirmala Ekka (minj)
 (b) Father's / Husband's Name S/o Ram Prakash Ojawa
 (c) Date / Year of Birth _____ (d) Nationality _____
 (e) Passport No _____ Date of Issue _____ Place of Issue _____
 (f) Occupation _____
 (g) Address Nabin Sen Road, P.S. Siliguri, Dist. Darjeeling

7. Details of known / suspected / unknown accused with full particulars
 (Attach separate sheet, if necessary)
 (i) Ganga Prasad s/o not known of Nabin Sen Road, Siliguri (ii)
Mukesh Sharma and other namely Sumit Sharma and Ankit Sharma
 (iii) Ajay Singh Aggarwal, Rajesh Aggarwal and Rajendra Aggarwal s/o
Sudesh Aggarwal

8. Particulars of properties stolen / involved (Attach separate sheet, if necessary)

10. Total value of properties stolen / involved _____
 11. Inquest Report P.U.D. Case No. if any _____

12. FIR Contents (Attach separate sheets, if required) The original written Complaint of
the Complainant is treated as FIR treated as FIR
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 As per kind order of superiors Shri Mansudata Bahaman, ACP, IGT
-Fulbari- on pd/r 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.

14. Signature / Thumb impression _____
 of the Complainant / Informant
 Signature of the Officer-in-Charge, Police Station
 Name Judip Chakraborty
 Rank No. 2nd PC - Inspector in Charge
Siliguri Police Station
Siliguri Police Commissionerate
 15. Date & Time of receipt to the court 12/10/2021 at 10.30h

Dated : 11.10.2021

To,
The O.C. Panchanki OP,
Under PS Siliguri,
Dist. - Darjeeling

Sub: FIR on alienation of Tribal land by way of forgery/deception using false Khatian and Deed of conveyance as genuine.

Respected Sir,

I, Nirmala Ekka(Minor), D/O Ram Bilash Oraon of Nabin Sen Road, P.S. Siliguri, Dist. Darjeeling would like to draw your kind attention on the following facts for necessary lawful action as under -

- i) That there were in total all Three(3) Bighas of tribal land beside Nabin Sen and Church Road in Mouza Siliguri, JL No. 110, Khatian No. 5349/2,5349/3 vide plot No. 8496 in the name of my father (Late Ram Bilash Oraon@Ekka) and uncle Late Teju Oraon under Ward No 10, Siliguri.
- ii) That we are a member of the Schedule Tribe and with the passage of time, one cunning person namely Ganga Prasad Sha (non-Schedule Tribe member) of that locality could manage to alienate some plots of our land from my father and uncle illegally taking advantage of our simplicity and economic poverty. Thereafter, he (Ganga Prasad Sha) could manage to incorporate his name in BLRO record by way of fraud and having no locus standi or right to sell/purchase a tribal land to any person he sold the plot of tribal land to Mala Sharma and Others(Sumit Sharma & Amit Sharma).
- iii) That the said Mala Sharma and Ots are also non-Scheduled Tribe member and they also do not have any right to sell the tribal land to any other person. Still, they managed to sell the tribal land on 6th March-2012 to Sri. Ayush Agarwal, son of Sri Suresh Agarwal and Divyanti Agarwal, daughter of Sri Suresh Agarwal, who at present are the illegal occupants of the tribal land.
- iv) That the present occupants do not have any LR Record to prove their occupancy.
- v) That by way of family inheritance, I and my sister inherited Four(4) Katlia (approx.) of the said Three Bighas(3) tribal land from my father (Late Ram Bilash Oraon@Ekka) and uncle (Late Teju Oraon).
- vi) That the Indian Constitution under Article 46 clearly states that it is the duty of the State to safeguard the interest of the members of Scheduled Caste and Scheduled Tribe along with other oppressed sections of the society from any sort of injustice and exploitation.
- vii) That the entire episode is found to be fraud and a series of forgery by way of deception and inducement to the tribal member.
- viii) That the offender/s have done forgery for the purpose of cheating by way of using false documents for transferring the said tribal land having possession of documents described in Sec 467 of the Indian Penal Code by way of fraud, forgery, inducement, deception coupled with the fact of criminal conspiracy.

knowing it to be forged and intending to use it as genuine by way of criminal conspiracy to each other both purchaser and seller as mentioned above.

- (c) That the law of the land and the Act provides that a non-Scheduled Caste and non-Scheduled Tribe member cannot purchase/sell a tribal land under any way. This along with the Constitutional provisions seeks to ensure that the members of the Scheduled Caste and Scheduled Tribe community are not being exploited by the members of the Non-Scheduled Caste and Non-Scheduled Tribe community.

Under the above-mentioned facts and circumstances, your good-self would be kind enough to investigate the matter in urgent basis so that the tribal persons may not be deprived in any way or at all and justice may be rendered to the Tribal persons as guaranteed under Article 16 of the Indian Constitution and putting the provisions of the Indian Penal Code, SC/ST Act and as well as the Atrocities Act.

Please treat the matter as an urgent and investigate immediately for rendering justice to the oppressed section of the society.

Thanking you,

Yours faithfully,

Nirmala Ekka
Nirmala Ekka (Oran),
D/o Lt. Ram Bilash Oran,
Nabin Sen Road, adjacent to Church Road,
P.S. Siliguri,
Under Panitanki Out Post,
Dist. Darjeeling.

8617038133

Content of FIR read over and explained to the complainant by me and being well understood by the complainant in Hindi, she put her signature in the F.I.R.
Scribe- Pradeep Kumar

Pradeep Kumar

Received on 11/10/21 at 13:45 hrs vide Panitanki TOR S.D.E NO-234 dt 11/10/21 and forwarded to J.P.C. Siliguri to start a specific case under proper Secy. Code.

Received on 11/10/2021 at 14:15 hrs vide P.O. No. 729 dt 11/10/21 (Staffed P.O. No. 1231) By P.O. No. 1231 dt 11/10/21 vide Secy. Code 3(a)(b) of SC/ST (Prevention of Atrocities) Act 1989 and as per kind order of Superintendent of Police to the Police Station, Panitanki of P.O. No. 1231 dt 11/10/21 for its investigation.

[Signature]
11/10/21
Office of the District
MANTANKI TOP
P.S. Siliguri
Dist. Darjeeling

[Signature]
Inspector Incharge
Siliguri Police Station
Siliguri Police Commissioner's Office