

# FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



S.P.C. P.S. Mahigara Year 2022 FIR No. 46/22 Date 10.01.22

IPC Sections 408, 429, 3A Sections (iv) Others Acts & Sections

(a) Occurrence of Offence : Day Date From 29.01.18 Date To Time Period Time From Time To

(b) Information received at P.S. Date 10.01.22 Time 12.15

(c) General Diary Reference : Entry No.(s) 85 Time 12.15

Type of Information : Written / Oral

Place of Occurrence : (a) Direction and Distance from P.S. 3 km South of P.S. Beat No.

(b) Address C/O Anirban Mitra Satyajit Sarani behind Central Bank Chirmachir P.S. Mahigara D.K.

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

Complainant / Informant : (a) Name Sibshankar Majumdar

(b) Father's / Husband's Name

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

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

(f) Occupation Branch Manager Shriram Transport Finance Co. Ltd

(g) Address C/O Anirban Mitra Satyajit Sarani behind Central Bank Chirmachir

Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary) :

Accd. 1) Sujit Choudhury (Borrower) 90 Madan Mohan Choudhury of AI Jansa School Road Kamachal PO - Suchitra Nagar P.S. Mahigara (D.K. II) and 2) Anant (Guarantor) Suchitra Nagar P.S. Mahigara D.K.

Reasons for delay in reporting by the Complainant / Informant

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

Amount outstanding as on 10/1/22 Rs. 44,712/-

Total value of properties stolen / involved

Inquest Report / U.D. Case No. if any

FIR Contents (Attach separate sheets, if required) :

Which is treated as FIR is enclosed herewith

Action taken : Since the above report reveals commissions of offence(s) as maintained at item No. 2, registered the case and took up to the investigation / directed S.I. Md. Sohail Khan Officer in-charge

investigation / refused investigation / transferred to P.S. O.P. Mahigara P.S. Mahigara Police Station

jurisdiction. FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

Signature / Thumb impression of the Complainant / Informant

Noted in original Complainant

Date & Time of despatch to the court : 11.01.22 at 11.00 AM

Signature of the Officer-in-Charge Station Siliguri Police Commissionerate  
Name : Anirban Bhattacharya  
Rank : S.I. of Police No. Mahigara P.S./SP

To,  
The I/C Matigara Police Station,  
PO- Matigara,  
Darjeeling, PIN - 734012.

Date: 10/01/2022

Sub: Complaint/FIR against accused persons:-

Complainant:-

**Shriram Transport Finance Company Ltd.** Siliguri 1 Branch  
C/o Anirban Mitra, Satyajit Sarani, behind Central Bank, Shiv Mandir, P.S  
Matigara, Dist Darjeeling, 734011,  
Having its registered Office at 3<sup>rd</sup> Floor, Mookambika Complex No-4,  
Lady Desika Road, Mylapore, Chennai-600004, Tamilnadu.

Accused persons:-

**1. Sujit Choudhury (Borrower)**  
C/O Madan Mohan Choudhury,  
Alfansa School Road Kauakhali,  
Po- Sushrata Nagar, Ps- Matigara Kauakhali,  
Sushrut Nagar, Darjiling  
West Bengal.734012  
Mobile No: 8918261343

**2. Md Jamarul (Guarantor)**  
Po- Sushtra Nagar Ps Matigara. Siliguri  
Matigara. Siliguri,  
West Bengal.734010  
Mobile No: 7365955496

Sir,

This is to bring into your kind knowledge that our borrowers and guarantor **Sujit Choudhury and Md Jamarul respectively**, who had taken financial assistance for the purchase of **Description: TATA LPK 1618 FBT, Model: 2011** of which Registration Number **WB73D 8350**, Engine No. **SLT3AA147787**, Chassis no. **MBUWEL4XAA0154074** under a Loan cum hypothecation Agreement No. **SILGRO801280002 Dated 29/01/2018**, from our branch office situated at C/o Anirban Mitra, Satyajit Sarani, behind Central Bank, Shiv Mandir, P.S Matigara, Dist Darjeeling, 734011,

The details of the Agreement are here under for your reference:-

Make and Model	TATA LPK 1618 FBT
Vehicle Registration No.	WB73D 8350
Loan Amount	₹ 1468000.00
Total Agreement Value	₹ 2132541.00
Amount outstanding as on 10/01/2022	₹ 4417121.22

Shriram Transport Finance Company Limited  
Head Office : 101-105 Shiv Chambers, 1<sup>st</sup> Floor, B Wing, Sector - 11, C.B.D. Belapur, Navi Mumbai - 400 614. Tel: +91 22 40957575  
Registered Office : 14A, South Phase, Industrial Estate, Guindy, Chennai - 600 032. Landline : 044 485 24 666 Fax : 044 485 25 666  
Website : www.stfc.in | Corporate Identity Number (CIN) - L65191TN1979PLC007874.



The Borrowers and guarantor had an ample knowledge that they owe the Company the total agreement value of **Rs. 2132541.00/-** {Rupees Twenty One lacks Thirty Two Thousand Five Hundred Forty One} only which will be paid by 35 monthly installments accordingly. Upon their faith and constant approaches and request, the said **borrower and guarantor** had entered into Loan Cum Hypothecation Agreement with our company and committed to us that they will make payment regularly and punctually and until they make full and final payment they will hold the said vehicle as a mere bailee of our company and they will not have any proprietary right.

Total outstanding amount is **Rs. 4417121.22/- as on 10/01/2022** excluding other charges. Despite our repeated request and reminders, he did not made payment to the huge outstanding dues, when our company's representatives met with the said borrowers and guarantor and their family to make payment of their huge dues for the said vehicle being No- **WB73D 8350** and also requested them for physical inventory of the said vehicle, the said accused persons (**borrower and guarantor**) who threatened us with dire consequences and denied to repay the due loan amount. The accused persons are very desperate and dangerous in nature having no respect in the law of land.

That on enquiry our representatives, have come to know that the said Accused persons (**borrower and guarantor**) along with other unknown person in collusion with each sold **TATA LPK 1618 FBT** to unknown persons. The said borrowers and guarantor had fraudulently with a dishonest intention to cause wrongful gain to them and wrongful loss to us and removed, concealed, transferred or delivered the hypothecated vehicle without our consent which is endorsed in the name of M/s Shriram Transport Finance Company Ltd.

The Borrower and guarantor have also committed criminal breach of trust, wrongful loss to us because the vehicle was a security of the Company and it was their responsibility to take proper precaution to safe guard the interest of the Company until the loan is paid back. It is moreover alleged that the said Borrower and guarantor have deceived and cheated us fraudulently and dishonestly and eventually induced us to grant loan for the delivery of the vehicle to them and such act had caused damages and harm to the business interest of the company.

Therefore, as a lawful owner and also as a financier of the said vehicle, it is pleaded before you to take proper action against the guilty persons. So, that the law may prevail and the justice may take due course.

So, our humble request to you forthwith to take proper action against the accused persons and to take appropriate steps to treat the FIR against the above named persons otherwise our company will suffer irreparable loss and injury.

Thanking you in anticipation of a favourable and immediate action,

**For Shriram Transport Finance Company Limited**

Thanking You,

Yours faithfully for and On behalf of

**SHRIRAM TRANSPORT FINANCE Co. LTD.**

~~Shriram Transport Finance Co. Ltd.~~

Authorized Signatory

**SIBSHANKAR MAJUMDAR**

Branch Manager

**MOB. NO. +91 9800894060**

Place: **Shriram Transport Finance Co. Ltd**

C/o Anirban Mitra, Satyajit Sarani, behind Central Bank,

Shiv Mandir, P.S Matigara, Dist Darjeeling, 734001, **Shriram Transport Finance Company Limited**

(West Bengal) Shiv Chambers, 1<sup>st</sup> Floor, B Wing, Sector - 11, C.B.D. Belapur, Navi Mumbai - 400 614. Tel: +91 22 40937975

Registered Office : 14A, South Phase, Industrial Estate, Guindy, Chennai - 600 032. Landline : 044 485 24 666 Fax : 044-48524666

Website : [www.stfc.in](http://www.stfc.in) | Corporate Identity Number (CIN) - L65191TN1979PLC007874.

*Received on 10.01.22 at 12.54  
vide C.D.E No 87 of 10/1/22 and  
started Mahigan PS case  
No 46/22 dt 10/1/22 with 406/20)  
341P and endorsed to  
S.I Md. Saikulha of Mahigan  
PS) case for its investigation.*

*2  
10/1/22*  
Officer In-charge  
Matigara Police Station  
Matigara Police Commissionerate