

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

0860

1. Dist. Darjeeling P.S. Siliguri Year 2022 FIR No. 310/22 Date 23/03/22
2. (i) Act. IPC Sections 406/420/120 B (ii) Act. _____ Sections _____
 (iii) Act. _____ Sections _____ (iv) Other Acts & Sections _____
3. [a] Occurrence of Offence : Day _____ Date From 2015 Date To _____
 Time Period _____ Time From Not mention Time To _____
 [b] Information received at P.S. Date on 23/03/22 Time 17.55 hrs
 [c] General Diary Reference : Entry No. (s) 1657 Time 17.55 hrs
4. Type of Information : _____ Written / Oral : _____
5. Place of Occurrence : (a) Direction and Distance from P.S. _____ Beat No. _____
 [b] Address Ashraampara, Siliguri
PS - 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. Sourav Kumar Sharma
 [B] Father's / Husband's Name Shri. Sukdeo Lal Sharma
 [c] Date / Year of Birth _____ [d] Nationality _____
 [e] Passport No. _____ Date of Issue _____ Place of Issue _____
 [f] Occupation Asst. Genl. Manager & CIO-1, SBI
 [g] Address Jeevandeep Building (8th floor), 1 Middleton Street, Kolkata

7. Details of known / suspected / unknown accused with full particulars
 (Attach separate sheet, if necessary):
(i) Shri. Roshanlal Agarrala (ii) Smt. Sushila Devi Agarrala and
(iii) Shri. Sayal Agarrala and others of M/s. Bidash Plywood
factory Pvt. Ltd.

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary)
Rs. 22.52 Crores only.

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 is treated as FIR which 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 SI Sudip Dutta to take up investigation / refuse investigation / transferred to P.S. _____ Stg. 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.

14. Signature / Thumb impression of the Complainant / Informant

23/03/2022
Signature of the Officer-in-Charge, Police Station

Date & Time of despatch to the court
on 24/03/2022 at 10.30 hrs

Name Rajan Chhetri
Rank SI of Police No. _____

SBI

ভাৰতীয় ষ্টেট ব্যাঙ্ক
भारतीय स्टेट बैंक
STATE BANK OF INDIA

The Officer-in-Charge
Police Station –Siliguri
Station Feeder Road
Ward No 27, Babupara, Siliguri
West Bengal-734001

SAMB-II/BR/CLO-1/FIR/1211

Date: 14/03/2022

23/03/2022

First Information Report
M/s. Bidesh Plywood Factory Pvt. Ltd.

We bring to your kind notice that one M/s. Bidesh Plywood Factory Pvt. Ltd. has availed credit facilities from time to time since year 2000. Last such sanction / review was granted in the year 2015 vide sanction dated 12.05.2015 whereby credit facilities worth Rs.22.52 Crore were sanctioned/renewed to the borrower on terms and conditions stipulated in the said sanction dated 12.05.2015, which is enclosed herewith as **Annexure A**.

Shri Roshanlal Agarwala, Smt. Sushila Devi Agarwala and Shri Dayal Agarwala stood as guarantors for the said credit facilities to the borrower. The said guarantors also executed mortgage documents in favour of Bank from time to time. One of such mortgage created by the above guarantors was in respect of their following property:-

"Equitable Mortgage over about 5 Kathas 4 Chatak of land with building there on situated at Ashrampara Siliguri West Bengal, in the Name of Shri Roshanlal Agrawala and Smt. Sushila Devi Agarwala. Deed No. I-1570 and I-1571 of 1995".

It may be mentioned here that as per records the said Shri Roshanlal Agrawala and Smt. Sushila Devi Agarwala deposited the title deeds No. I-1570 and I-1571 of 1995 with Bank on 23.02.2001 with intention to create mortgage in favour of Bank. A copy of letter dated 05.10.2002 whereby the said mortgagors have confirmed deposit of title deeds on 23.02.2001 is enclosed herewith as **Annexure B**.

bank.sbi
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✉ : sbi.18192@sbi.co.in

প্রতিবন্ধ পরিসম্পদ ব্যবস্থাপন শাখা-২
জীবনদীপ বিল্ডিং (প্রথম তল)
১, মিডলটন স্ট্রীট
কোলকাতা-৭০০ ০৭১

तनावग्रस्त आस्ति प्रबंधन शाखा-II
जीवनदीप बिल्डिंग, (प्रथम तल)
1 मिडिलटन स्ट्रीट,
कोलकाता - 700071

Stressed Assets Management Br. - II
Jeevandeep Building, (1st Floor),
1 Middleton Street,
Kolkata - 700 071

It is submitted that the said guarantors / mortgagors extended their mortgage interests in favour of Bank also on 23.06.2008 and 13.06.2015 in respect of the property described herein above. The copies of letters dated 23.06.2008 and 13.06.2015 whereby the said mortgagors have confirmed deposit of title deeds on 23.02.2001 and extended the mortgage interests over the said properties for the renewed credit facilities are enclosed herewith and marked collectively as **Annexure C**.

It is submitted that subsequently the captioned account became NPA on 29/10/2016, due to non-payment of the credit facilities by the borrowers/ guarantors and the account was transferred to the present Branch being SBI SAMB-II, Kolkata for taking recovery measures.

That Original Application (IO.A.) No.49/2018 has been filed by the Bank before the Ld. Debts Recovery Tribunal, Siliguri against the borrower and its guarantors for recovery of its outstanding dues. That, during routine exercise the Bank appointed advocates for conducting title investigation report in respect of the mortgaged properties. The report of advocate Shri Abir Chakrabarty and Shri Rajnish Tripathy revealed that said properties at Ashrampara Silliguri West Bengal have since been alienated by the mortgagors between year 2008 to 2021 without the knowledge of the Bank and third party interest have been created. The copies of report dated 29.09.2021 of Shri Abir Chakrabarty and Shri Rajnish Tripathy dated 18.12.2021 are enclosed and marked collectively as **Annexure D**.

Further during our recent visit / inspection make by Bank officials on 16/02/2022 it was found that properties covered under the nature of the property under the said mortgages have been totally changed and it has been developed as residential complex and several unknown persons are occupying the different flats in the said complex. As stated above that the said residents have entered the premises during 2008-2021.

From the above facts it is evident that the mortgagors / guarantors have not only fraudulently and dishonestly persuaded the Bank, after 2008, to grant extension/review of the credit facilities to the borrower on the properties which were already alienated but also dispossessed of the said properties in contravention of the contract/undertaking given to the Bank while creating/extending the mortgages.

It is submitted that the said guarantors/ mortgagors namely Shri Roshanlal Agarwala, Smt. Sushila Devi Agarwala and Shri Dayal Agarwala have defrauded the Bank and induced the Bank advance credit facilities on security of properties which were sold when the mortgage was extended in the years 2008 to 2015.

In view of the above we request you to register a First Information Report against Borrower Company and Shri Roshanlal Agarwala, Smt. Sushila Devi



Agarwala, Shri Dayal Agarwala and other unknown person and carry out investigations in the matter. We undertake to furnish any other document as and when required.

Kindly acknowledgement receipt and advise us the case number in the matter.

Encl: As above


Yours faithfully,


Assistant General Manager & CLO-I

(Shri Saurav Kumar Sharma)
(Sd/- Shri Sukhdeo Lal Sharma)
MOB: 9674712071

23/03/2022

Received on 23/03/2022 at 17.55 hrs.
vide Siliguri P.S. GDE no. 1657 Dt. 23/03/22
Started Siliguri P.S. Case no. 310/22 Dt. 23/3/22
W/S 406/420/220 B.S.P.C. and endorsed to
SI Sudip Satta of Laintanki T.P. for its
investigation.


23/03/2022
Inspector
Siliguri Police Station
SPC

