

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



9535

1. Dist. S.P.C. P.S. Bhaktinagar Year 2022 FIR No. 440/22 Date 01/05/2022
 (i) Act. — Sections — (ii) Act. IPC Sections 406/420/34
 (iii) Act. — Sections — (iv) Others Acts & Sections —

3. (a) Occurrence of Offence : Day — Date From 10/09/2022 Date To —
 Time Period — Time From — Time To —

(b) Information received at P.S. Date 01/05/2022 Time 00.05 hr.

(c) General Diary Reference : Entry No(s) 02 Time 00.05 hr.

4. Type of Information : — Written / Oral

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

(b) Address Ekhatal Eastern Bypass Road, PS Bhaktinagar, Jalpaiguri

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

6. Complainant / Informant :

(a) Name Sri Ritesh mandlyani

(b) Father's / Husband's Name S/O Sri Ashok mandlyani

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

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

(f) Occupation —

(g) Address Burdwan Road, PS Siliguri, Dist. Darjeeling.

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

(Attach separate sheet, if necessary) :

① Arbin Tewary ② Dipak Tewary both of MIS Shanti Enterprise of Berhampore 17/18 kalapur, Calcutta Dist. Murshidabad.

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

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

Rs 1,77,071/-

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 which is located as FIR is enclosed herewith reproduced over leaf

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 ASI AMIT MALICK to take up

investigation / refused investigation / transferred to P.S. ASHISHAR OP 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.

Noted - original complaint.

14. Signature / Thumb impression

of the Complainant / Informant DR NO- 2175/22
dt- 02/05/2022

Signature of the Officer-in-Charge, Police Station

INSPECTOR IN CHARGE
Bhaktinagar P.S.
Siliguri Police Commissionerate

Name : DAWA TSHERING SHERPA

Rank : No. SI OF POLICE
PS/SPE

15. Date & Time of despatch to the court :

Received on 01/05/22 at 00.05 hr vide No. NO
02 dt 01/05/22 and started Bknpj case NO
440/22 dt 01/05/22 via 606/428/34 IPF and
addressed the same to Asst. Amil- Date:- 25-04-2022
related for its investigation.

To,

The Officer-In-Charge,

Ashigarh Police Out-Post

(Under Bhaktinagar P.S.)

Ashigarh, District Jalpaiguri

INSPECTOR IN CHARGE
Bhaktinagar P.S.,
Siliguri Police Commissionerate

Sub: First Information Report (F.I.R.)

Respected Sir,

I, **Sri Ritesh Mandhyani**, son of Sri Ashok Mandhyani resident of "Siddhi Vatika", Burdwan Raod, P.O. & P.S. Siliguri, District Darjeeling, West Bengal, India would like to bring to your kind notice to the following matters:

1. That I am one of the Partner of a Partnership Firm namely "Durong Infra LLP" having its business office at Ektiasal, Eastern Bye pass Road, P.S. Bhaktinagar, District Darjeeling. I along with others Partners of the said Partnership Firm are carrying on the business of different types of Plywood business. I am the active and working partner of the said Partnership business and I use to look after the whole affairs of said business physically and actively attending in the works of the said partnership business.
2. That on 10.09.2021 two persons namely Mr. Arbind Tiwary and Dipak Tiwary Partners of a Partnership Firm namely M/S Shanti Enterprise" of Berhampore, 17/18 Kalikpur, Cossimbazar, P.O. & P.S. Berhampore, District Murshidabad came to our business place and purchased different types of plywood on credit in the name of their said partnership firm namely "Shanti Enterprise" assuring and promising me that they would pay the whole credit purchase price within 25.11.2021 positively without any fail. The total bill of the purchased Plywood was **Rs. 5,77,071- (Rupees Five Lakhs Seventy Seven Thousand & Seventy One)**. It is mentioned here that on their repeated inducement, I sold such goods total worth **Rs. 5,77,071- (Rupees Five Lakhs Seventy Seven Thousand & Seventy One)** to them in the name of their said partnership business on credit. They took the plywood from our business Godown on the same date i.e. on 10.09.2021 by loading in a truck being no. WB-76A-4607 with proper purchase Bill, Invoice papers and e-way Bill Date 10.09.2021.
3. That out of the aforesaid credit purchase of **Rs. 5,77,071- (Rupees Five Lakhs Seventy Seven Thousand & Seventy One)**, Mr. Arbind Tiwary paid total **Rs. 4,00,000/- (Rupees Four Lakhs only)** by three (3) account payee cheque of HDFC Bank being cheque dated 11.10.2021 amounting to **Rs. 2,00,000/-** cheque dated 11.11.2021 amounting to

Rs.1,00,000/- and cheque dated 25.11.2021 amounting to Rs.1,00,000/-). All the three (3) cheque were encashed.

4. That after paying **Rs.4,00,000/- (Rupees Four Lakhs only)** Mr. Arbind Tiwary promised to pay the remaining balance amount of **Rs.1,77,071- (Rupees One Lakh Seventy Seven Thousand & Seventy One)** within one month. Later after repeated request on 07-02-2022 Mr. Arbind Tiwary issued a cheque in favour of our Firm namely "Durong Infra LLP" vide No. 000021 dated 07-02-2022 of UCO Bank, Berahampur Branch.
5. That believing on Mr. Arbind Tiwary I took the cheque and deposited the said cheque on 07-02-2022 at Soveko Road, Siliguri Branch in the account of our partnership firm namely "Durong Infra LLP" for encashment but it has come back with the endorsement "**Account Closed**" vide return memo dated 10.02.2022.
6. That it is evident from the above that Arbind Tiwary and Dipak Tiwary have no intention of paying the said credit amount and have intentionally cheated me by giving the said cheque of an account which could not be honoured due to reasons best known to them. Arbind Tiwary and Dipak Tiwary deceive me and our Partnership Firm and cheated **Rs.1,77,071- (Rupees One Lakh Seventy Seven Thousand & Seventy One)** of our partnership firm.
7. That I repeatedly requested Mr. Arbind Tiwary and Dipak Tiwary to pay the amount but now it has been more than four months they have failed to pay the same.
8. That said Arbind Tiwary and Dipak Tiwary willfully cheated me and committed criminal breach of trust and at present I am suffering from great pain, agony and insecurity.

In such a situation I request you to look into the matter and to take serious appropriate action against Arbind Tiwary and Dipak Tiwary so that they can be punished and I can get back the amount of **Rs.1,77,071- (Rupees One Lakh Seventy Seven Thousand & Seventy One)**. enclosed documents Bounce cheque, Invoice copy, GSTIN, Trade licence, Bank statements etc.

Thanking you,

Received on 30.04.2022 at 22.30 hr vide
ASG.OP. GDE 20-1004 dt 30.04.22 and
forwarded to SE BCRPS for starting
a specific case. Endorsed to ASI
Anif mallick for its investigation

30/04/2022
OFFICER IN CHARGE
ASHOKAR OUT POST
Under Bhaktinagar P.
Police Com. 145/2022

Yours faithfully
DURONG INFRA LLP



Designated Partner

Sri Ritesh Mandhyani

Mobile No. 7763916140