

FIRST INFORMATION REPORT
(Under Section 154 Cr. P.C.)

2943



1. Dist. PC P.S. Bhaktinagar Year 2022 FIR No. 509/22 Date 17/05/2022
2. i) Act - Sections - ii) Act IPC Sections 341/323/325/
(iii) Act - Sections - (iv) Others Acts & Sections 354/380/384/477
3. (a) Occurrence of Offence : Day - Date From 30/01/2022 Date To 1202/34

Time Period at 18:00 hr. Time From - Time To -

(b) Information received at P.S. Date 17/05/2022 Time 00:45 hr.
(c) General Diary Reference : Entry No(s) 956 Time 00:45 hr.

4. Type of Information : Written / Oral

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

(b) Address Prakash Nagar, Sevoke Road, PS Bhaktinagar.
Dist: Jalpaiguri

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

6. Complainant / Informant :

(a) Name Smt Laxmi Sharma

(b) Father's / Husband's Name W/O Surendra Sharma

(c) Date / Year of Birth 42 Years (d) Nationality Indian

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

(f) Occupation -

(g) Address Prakash Nagar, Sevoke Road, PS Bhaktinagar, Jalpaiguri

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

(Attach separate sheet, if necessary) :

- ① Rajash Sharma S/O Sri Sudhir Sharma
- ② Sudhir Sharma S/O
- ③ Nirsulal Sharma
- ④ Smt Sasoykala Sharma w/o Sudhir Sharma
- ⑤ Smt Leena Sharma w/o Rajash Sharma
- ⑥ Sri Mukesh Sharma
- ⑦ S/O Sudhir Sharma
- ⑧ Pooja Sharma S/O Sudhir Sharma all the

8. Reasons for delay in reporting by the Complainant / Informant Sohan Bury, Prakash Nagar, PS Bhaktinagar, JPC.

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

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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
typed 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 SI RAMANATH KARJEE to take up
investigation / refused investigation / transferred to P.S. - 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.

Noted in Original Complaint

14. Signature / Thumb impression
of the Complainant / Informant

Inspector-
Bhaktinagar Police Station
Signature of the Officer-in-Charge, Police Station
Siliguri Police Station
Commissionerate

Name : DAWA TSHERING SHERPA

Rank : No. S/O F. POLICE
BKN PSISPI

15. Date & Time of despatch to the court :



Laxmi Sharma



By Debnati Nandi

IN THE COURT OF THE LD. CHIEF JUDICIAL MAGISTRATE AT JALPAIGURI, DIST. JALPAIGURI.

Ref: - Misc. Petition Case No. 178/F/N 1674/22 Of 2022

In the matter of:

An Application Under Section 156(3) of Cr.P.C.

Name and address of the Complainant:- SMT. LAXMI SHARMA, Aged about 42 years, Wife of Sri Surendra Sharma, residing at Sahani Busty, Prakash Nagar, P.O. Sevoke Road, P.S. Bhaktinagar, Dist. Jalpaiguri.

Name and address of the Accused Person:-

- 1. RAJESH SHARMA Son of Sri Sudhir Sharma,
2. SUDHIR SHARMA, Son of Late Nirsulal Sharma,
3. SMT. SAROJKALA SHARMA, Wife of Sudhir Sharma,
4. SMT. KUNTI SHARMA, Wife of Rajesh Sharma,
5. SRI MUKESH SHARMA, Son of Sudhir Sharma,
6. POOJA SAHRMA D/O of Sudhir Sharma, All are resident of Sahani Busty, Prakash Nagar, P.O. Sevoke Road, P.S. Bhaktinagar, Dist. Jalpaiguri

Received on 17/05/22 at 00.45 hr vide not no 950 dt 17/05/2022 and started Bk/PJ case no 509/22 dt 2.17/05/22 O/S 341/323/325/354/380/384/427/120B/34 IPC and endorsed the same to SI Ramnath kanya for its investigation

17/05/22

Offence Committed: U/S 341 / 323 / 325 / 354 / 380 / 384 / 427 / 120B / 34 of I.P.C.

Date, place and time of offence :- Since on 30.01.2022 at about 06.00 P.M. at Traffic Point Near at Shahid Nagar and since going on at the residential house of the Complainant.

Witnesses:-

- 1. Complainant herself.
2. Sri Surendra Sharma
3. Master Sahil Sharma
4. Others

THE COMPLAINANT BEGS TO STATE AS FOLLOWS:

Debnati Chakraborty

MAY 2022



Laxmi Sharma


By Debnishi

1. That the Complainant is a peace loving and law abiding citizen of India, having permanent residential address as mentioned aforesaid.
2. That on 30.01.2022 at about 06:00 P.M. when the husband of the Complainant Sri Surendra Sharma accompanied with her son namely Master Sahil Sharma, were proceeding towards Lower Bhanu Nagar with a Scooty vehicle and when they stopped and waited at the Traffic Point Near at Shahid Nagar crossing, suddenly one Sri Rajesh Sharma, Son of Sri Sudhir Sharma i.e. the Accused No. 1 attacked upon the son of the Complainant who seated on the back sit of her scooty vehicle and also started to assault him with the help of Helmet and *Iron Rod without any reason* and when the husband of the Complainant realized the said fact that someone is beating his son, he has made protest against his such type of acts and activities and in the meantime, some local people gathered there and also intervene into the matter and due to the intervention of the local people, they left the place and went to their business place.
3. That thereafter, on the very day, as per the instruction of the Accused No. 1, the other Accused Persons started to broke the Window glasses and CCTV Cameras and other valuable household materials with the help of Bamboo and bricks and finding no other alternative, the Complainant informed the matter over phone to her husband and receiving the said information, the husband of the Complainant and his son returned back to the house.
4. That immediately after their returning at their house, the Accused Persons criminally trespassed into the house of the Complainant with some deadly weapons, ransacked the house totally and abused and threatened the Complainant and her family members with dire consequences to destroy their life and property and when the Complainant and her family members have raised their objection, the Accused No. 1 tried to molest the Complainant with ill motive.
5. That the Accused Persons above named have intentionally damaged the valuable properties of the Complainant and when they started shouting, the Accused Persons left the place and at the time of leaving the spot, the Accused Persons have stolen away

Debnishi Chakraborty
Notary Govt. of India
Siliguri, Darjeeling

12 MAY 2022

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some valuable articles from their house. It is to be mentioned here that previously the Accused Persons have attacked upon the Complainant and her family members with ill motive and over the said issue, one specific case has been initiated against the Accused Persons by the I.C. Bhaktinagar P.S. and the said case is still pending before your Honour Court and since last few months, the Accused Persons are threatening and creating pressure upon the Complainant and her family members to withdraw the said case pending against them and when they refused to withdraw the said case as per their direction, the Accused Persons started to torture upon them on regular basis and also abused them with filthy and abusive languages.

6. That it is to be mentioned here that the Accused Persons are involved with so many criminal activities and several cases are pending against them and they always threatened the Complainant and her family members by saying that if they lodge any complaint against the Accused Persons, they will not hesitate to driven out them from their own property forcefully and the Accused Persons also threatened that they come again and attack upon the Complainant and her family members with an intention to destroy their life and property and they have been continuously threatening the Complainant and her family members in order to extort money from them by putting in fear and death and/or grievous hurt.
7. That thereafter on 30.01.2022, the Complainant went to the Bhaktinagar Police Station and lodged a written complaint against the Accused Persons and the concerned duty officer of the concerned P.S. has acknowledged the same as having received but till today, no legal action has been taken and no specific case has been registered against the Accused Persons by the concerned P.S.
8. That thereafter, the Complainant has also lodged a written complaint before the Commissioner of Police, Siliguri Police Commissionerate, Siliguri narrating the aforesaid acts and activities of the Accused Persons but till today, no action has been taken by the concerned P.S though, the offences are cognizable.
9. That the Accused Persons above named are the influential persons of the locality and they are very dangerous and desperate in nature



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and they have been continuously threatening the Complainant and her family members with dire consequences and any untoward incident may occurred if immediate action will not take against the aforesaid persons.

- 10. That the residential house of the Complainant having the facility of the CCTV Camera and the entire incident has been recorded in the CCTV Footage installed in the house of the Complainant and the said footage may be treated as evidence in support of the case of the complainant and from the CCTV footage, it will transpire that how the Accused Persons destroyed the building materials and the valuable articles of the complainant and also assaulted and molested the Complainant and her family members.
- 11. That the Complainant above named, has no other alternative, but to knock your Honour's court to get justice.
- 12. That the present application is made bonafide and in the interest of justice.

It is, therefore, prayed that Your Honour would graciously be pleased to admit this application under Section 156(3) of Cr.P.C and further be pleased to direct the I.C., Bhaktinagar P.S., Jalpaiguri to treat this application as an FIR and also direct the I.C., concern P.S to investigate into the matter properly in accordance with law and pass such any other order/s as Your Honour may deem fit and proper in the interest of justice.


And for this act of kindness, the Complainant, as in duty bound, shall ever pray.

Laxmi Sharma

Signature of the Complainant.

Drafted as per instruction of the Complainant and the contents of the same have been read over and explained to the Complainant by me and after understanding the contents of this petition, the Complainant put her signature in my presence.

Advocate.


Debash Chakraborty
Notary Govt of India
Siliguri, Darjeeling
Regd No. 13792

12 MAY 2022



AFFIDAVIT



I, **SMT. LAXMI SHARMA**, Wife of Sri Surendra Sharma, Aged about 42 years, Hindu by religion, Housewife by occupation, residing at Sahani Busty, Prakash Nagar, P.O. Sevoke Road, P.S. Bhaktinagar, Dist. Jalpaiguri, do hereby solemnly affirms and declare as follows:

1. That I am the Complainant in C/W the above noted case and as such I am well acquainted with the facts and circumstances with this case.
2. That I have lodged a complaint before the I.C. of Bhaktinagar Police Station, Jalpaiguri on 30.01.2022, but till today no case has been initiated against the accused person on the basis of my said complaint.
3. That I have also informed the matter before the Commissioner of Police, Siliguri Police Commissionerate, Siliguri on 30.04.2022 narrating the aforesaid facts, but till today, no case has been initiated against the accused person on the basis of my said complaint.
4. That I swear and sign this affidavit in order to prove and declare the contents of this affidavit.
5. That the statements made above are true to the best of my knowledge and belief and I sign this affidavit on this the 12th day of May, 2022.

Laxmi Sharma
Declarant.
Identified by me.

Debanjali Mondal
Advocate

AFFIDAVIT
Solemnly Affirmed before me
By Laxmi Sharma
of Bhaktinagar
Identified by D. Mondal
This is the 12th Day of May 2022
At _____ am/pm

Debanjali Chakraborty
Notary Govt. of India
Siliguri, Darjeeling
Regd No 13792

12 MAY 2022

Laxmi

By
Date

**IN THE COURT OF THE LD. CHIEF JUDICIAL MAGISTRATE AT
JALPAIGURI, DIST. JALPAIGURI.**

Ref:- Misc Petition Case No. _____ Of 2022

SMT. LAXMI SHARMA

.....Complainant.

Vs

1. RAJESH SHARMA,
2. SUDHIR SHARMA,
3. SMT. SAROKKALA SHARMA,
4. SMT. KUNTI SHARMA,
5. SRI MUKESH SHARMA,
6. POOJA SAHRMA.

.....Accused Persons.

**LIST OF DOCUMENTS FILED ON BEHALF OF THE ABOVE NAMED
COMPLAINANT.**

1. Photocopy of the Written Complaint addressing to the I.C. of Bhaktinagar Police Station, Jalpaiguri on 30.01.2022
2. Photocopy of the Written Complaint addressing to the Commissioner of Police, Siliguri Police Commissionerate, Siliguri on 30.04.2022.
3. Photocopy of the Aadhaar Card of the Complainant.

Dated: