

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

3565



1. P.S. Matigara Year 2022 FIR No. 615/2022 Date 25.05.2022
2. i) Act IPC Sections 447/427/34 ii) Act Sections
(iii) Act Sections (iv) Others Acts & Sections

3. (a) Occurrence of Offence : Day Date From Date To
Time Period After 06:07:2020 Time From Time To

(b) Information received at P.S. Date 25.05.2022 Time 20:45 hrs
(c) General Diary Reference : Entry No(s) 1354 Time 20:45 hrs

4. Type of Information Written / Oral

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

(b) Address LR Plot No- 436, Mouza- Khopaleshi, ps- Matigara, dist- Darjeeling

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

6. Complainant / Informant :

(a) Name Bikash Lama

(b) Father's / Husband's Name Manbir Lama

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

(e) Passport No Date of Issue Place of Issue

(f) Occupation Major, Officer Commanding

(g) Address Line of Actual Control

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

(Attach separate sheet, if necessary) :

[1] Smt. Munni Oraon, C/O- Mrs. Ratia Oraon, [2] Smt. Dipali Oraon, C/O- Mrs. Ratia Oraon, [3] Jagru Oraon, S/O- Lt. Kahu Oraon, [4] Mohan Oraon, S/O- Lt. Kahu Oraon, [5] Bhinsa Oraon, S/O- Lt. Kahu Oraon all of Simul Bari T.E., [6] Smt. Mala Chhetri, W/O- Karan Bahadur Chhetri of Khaprai, [7] Md. Jahid of Shanti Nagar, Jali Basti, [8] Md. Toidul @ Master of Panchkalguri, [9] Krishna Singh of Sainikpuri.

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

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

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 treated as FIR is reproduced overleaf.

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 PS- Sailosh Subba 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.

14. Signature / Thumb impression of the Complainant / Informant
Noted on original complaint

15. Date & Time of despatch to the court :

Signature of the Officer-in-Charge Police Station
Name : Anirban Bhattacharjee
Rank : No. S.I. of Police, MTC PS/SPS.

De
Matigara police station

25 May 2022

TRESPASSING OF PRIVATE PROPERTY

Respected Sir,

1. I am Major Bikash Lama serving in Indian Army and I am posted to High Altitude Area in Line of Actual Control. I have been closely following your official page in facebook i.e. Siliguri Police Commissionerate and appreciate the hard work done by you and your team to curb the crime in Siliguri. With similar hope and faith I am writing you to draw your attention to the trespassing of my brother's (Shri Dorjey Lama, Shri OJ Bahadur Limbu) and my private property i.e. land in plot number RS 264 LR 486, Khopashi, Mouza-21, Police station, Matigara, Distt Darjeeling.

2. It is intimated that we the under mentioned possess plot of land in Khopashi-21, Matigara. The details are given below:-

Ser No	Name	Khatian No	Plot No	Land	Date of Purchase	Purchased From
01	Major Bikash Lama (ST) S/O Manbir Lama (ST)	2595	RS 264 LR 486	0.1acre	20/12/2011	Shri OJ Bahadur Limbu
02	Shri Dorjey Lama S/O Manbir Lama (ST)	2459	RS 264 LR 486	0.07acre	20/12/2011	Shri OJ Bahadur Limbu
03	Shri OJ Bahadur Limbu S/O Late Maherman Limbu (ST)	2657	RS 264 LR 486	0.06acre	28/12/2007	Jagru Oraon (Power of Attorney holder) s/o late Kahu Oraon

3. Since, the purchase of the plot of land, we the land owners have constructed/demarcated our land by concrete boundary with legible name of owner engraved on the concrete boundary so that no one trespasses into our land. However, on 28 Dec 2019 at around 11.45 a.m, when my wife visited my land, she discovered that our plot of land was forcibly occupied by local goons namely Mrs Mala Chhetri (General by caste), her associates and Oraon Family, my wife was further, threatened, abused, racially discriminated and forced to leave the site by Broker (land) Mala Chhetri and the local goons brought by her. They have trespassed our land, vandalized the concrete boundary and erected pillars in our land forming a new demarcation with the intention to grab it.

4. On this, my wife had lodged an F.I.R in Matigara Police Station (F.I.R No 112/19 dt 29 Dec 2019 and GDE No 1319 Dt 22 June 2020, copy enclosed as appx 01) also, filed a petition in The court Of The LD, S.D.M at Siliguri, Dist. Darjeeling against Mrs Mala Chhetri and her associates for forcibly grabbing my, Mr Dorjey Lama's (brother) and OJ Bahadur Limbu's land.

5. That sir, after the investigation and analyzing the suit closely, LD S.D.M at Siliguri, Dist. Darjeeling conducted a series of hearings, on finding facts and proof concrete against the land grabbers Mala Chhetri and local goons. The court of LD S.D.M at Siliguri, Dist. Darjeeling passed an order in our favor and provided us with justice that the possession to be restored and given to us in presence of police protection on 02 July 2020 (copies of order sheets enclosed as Appx 'B' for your kind reference).

6. Abiding the orders of the honorable court, on 05 July 2022, I had intimated OC, Matigara Police Station about the construction of the boundary wall. Hence, requested him to send the police representatives, so that the construction of work can be done in presence of the Police. (Copy of intimation letter is attached as appx 'C')

7. On 06 July 2020, we constructed a temporary boundary fence and thatched hut in presence of a Police Representative, permanent construction could not be done due to heavy rainfall and the slushy ground being monsoon season and the same was planned to be done later.

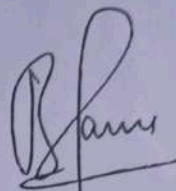
8. Furthermore, it is highlighted that after constructing the boundary fence I was relieved but to my horror, the undermentioned person has the audacity to defy the orders passed by The court Of The LD. S.D.M at Siliguri, Dist. Darjeeling. They have again vandalized my constructed boundary fence and thatched hut. (Photos are attached as appx 'C'). They have been prohibiting my relatives to visit the site and threatening of dire consequences. The land grabbers/miscreants are:-

- (a) Smt Munni Oraon, Daughter- in- law of Mrs Ratia Oraon, Simul Bari, T.E.
- (b) Smt Dipali Oraon, Daughter- in- law of Mrs Ratia Oraon, R/O Simul Bari T.E.
- (c) Smt Daughter- in- law of Mrs Ratia Oraon, R/O Simul Bari T.E.
- (d) Smt Daughter- in- law of Mrs Ratia Oraon, R/O Simul Bari T.E.
- (e) Shri Jagru Oraon, son of late Kahu Oraon, R/O Simul Bari T.E.
- (f) Shri Mohan Oraon, son of late Kahu Oraon, R/O Simul Bari T.E.
- (g) Shri Bhinsa Oraon, son of late Kahu Oraon, R/O Simul Bari T.E.
- (h) Smt Mala Chhetri W/O Karan Bahadur Chhetri, Khaprail.
- (i) Md Jahid, R/O Shanti Nagar(Jali Basti)
- (j) Md Toidul alias Master R/O Panchkalguri
- (k) Shri Krishna Singh, Sainikpuri Block 'C'

9. These land grabbers are backed by local goons who are trying to instill fear on us so that we negotiate with them by paying our hard-earned money. At every unfortunate incident, I tried seeking the help of Matigara police but no positive response were received from Matigara police. It is imperative to mention that there is a nexus, the land mafia is the opportunist who identifies the vacant land whose owner are far away, not in the state to visit regularly. They employ tried and tested tactics of grabbing the land and have easy source of income. The individuals mentioned in para 7 are the perpetual defaulters, scheduled Tribe by caste who are always in forefront of controversy(reclaiming of sold land) directed by mastermind Shri Krishna Singh, Sainikpuri, Block- C, who is behind the scene. The Oraon family, shri Krishna Singh and Mrs Mala Chhetri are party to the crime.

In view of above, with huge leap of hope and faith I request you to look into the matter and break the nexus of these land grabbers Mrs Mala Chhetri, Krishna Singh and Oraon family. They must be arrested at the earliest and booked under suitable Cr PC for the following crime :-

- (a) Fraudulent Act (reclaiming of sold land) and trespassing private property (Scheduled Tribes Land).
- (b) Violation of SC/ST (PAO) Act 1989.
- (c) Defying the orders of the court of the LD. S.D.M at Siliguri, Dist. Darjeeling.
- (d) Threat of lives.
- (e) Unnecessary harassment and disturbing a dutiful serving Officer of Indian Army.
- (f) Breach of peace and tranquility.

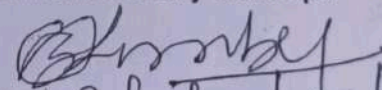

 (Lama Bikash)
 Major
 Officer Commanding 7762924213

Enclosures:- As above.


Copy to :-

- (a) OC Matigara Police Station.
- (b) Superintendent of Police, Siliguri.
- (c) District Magistrate, Darjeeling.
- (d) S.D.M, Siliguri.

- For information and necessary action pl.


 OJ Bahadur Limbu
 8159831894

Received on 25.05.2022 at 20:45 hrs
 vide no. 1354 dt. 25.05.2022 and
 recorded MTC PC Case No. 815/2022 dt.
 25.05.2022, U/c - 447/429/24 PC and
 endorsed to Pst. Seilach Subba for
 its investigation.


 25/05/2022
 Officer In-charge
 Matigara Police Station
 Siliguri Police Commissionerate