

FIRST INFORMATION REPORT

1036

(Under Section 154 Cr. P.C.)



1. P.S. Dayeeling Matigara Year 2022 FIR No. 936/22 Date 07/09/22
(i) Act IPC Sections 417/427/ (ii) Act Sections
(iii) Act Sections 354/508/34 (iv) Other Acts & Sections Rw sec 3(1)(g) / 150
SC & ST (POA) Act

3. [a] Occurrence of Offence : Day 25/09/22 Date From 25/09/22 Date To 25/09/22
Time Period not mentioned Time From not mentioned Time To not mentioned

[b] Information received at P.S. Date 07/09/2022 Time 22:20 hrs
[c] General Diary Reference : Entry No. (s) 404 Time 22:20 hrs

4. Type of Information : written Written/Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. Approx. 8 km North Beat No. not mentioned

[b] Address Moroga - Khopalashi, I.L. No. 21, P.S. Matigara, Dist. Dayeeling

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

6. Complainant / Informant:

[a] Name Major Bikash Lama

[B] Father's / Husband's Name Mansir Lama

[c] Date / Year of Birth not mentioned [d] Nationality Indian

[e] Passport No. Date of Issue Place of Issue

[f] Occupation Army

[g] Address Rungamate T. F (N.F.S), PO-Mal P.S. Mal Dist. Jalpaiguri

7. Details of known / suspected / unknown accused with full particulars (Attach separate sheet, if necessary):

(1) Smt. Mala Chhetri w/o. Karan Bahadur Chhetri of Khaprait Bazar, P.S. Matigara Dist. Dayeeling, (2) Md. Jahid w/o. Md. Jamiluddin of Shanti Nagar, Tali Bati, P.S. Matigara, Dist. Dayeeling (3) Md. Toidul & Master of Mid. Buzi, Pachkatguri.

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

(4) Smt. Rabo Oraon w/o. Lt. Kahu Oraon, (5) Jagur Oraon w/o. Lt. Kahu Oraon (6) Mohan Oraon w/o. Lt. Kahu Oraon (7) Bhurua Oraon w/o. Lt. Kahu Oraon (8) Suman Oraon w/o. Lt. Kahu Oraon (9) Mumai Oraon w/o. Bhurua Oraon all at no. 4, 9, 22, Circuitbali, P.S. Gaidihura, Dist. D.

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

10. Total value of properties stolen / involved N/A

11. Inquest Report / U.D. Case No. If any N/A

12. FIR Contents (Attach separate sheets, if required) The original written complaint which is treated as FIR is enclosed here with. 07.9.22

Officer In-charge
Matigara Police Station
Siliguri Police Commissionerate

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 not yet assigned. Top Jay Singh to take up investigation / refuse investigation / transferred to P.S. not mentioned 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.

14. Signature / Thumb impression of the complainant / Informant Noted in original complaint

Date & Time of despatch to the court on 07/09/2022

Signature of the Officer-in-Charge Police Station 07.9.22
Matigara Police Station
Siliguri Police Commissionerate
Name Maresh Singh
Rank SI of Police



Maj Lama Bikash
Officer Commanding
Mob No - 7762924213

১১৩৬ কোম্পানী সেনা স্টেশন কোর (কোম্পো)
5136 Coy ASC (Comp)
পিন কোড - ৬০১১৩৬
PIN - 905136
মারফত ১৬ সেনা ডাকঘর
C/o 56 APO

72247X/Pers

Sep 2022

To,
Officer-in-Charge (OC),
Matigara Police Station
West Bengal - 734010

Sub:- F.I.R against land Grabbers namely 1) Smt. Mala Chhetri, Wife of Karan Bahadur Chhetri of Khaprail Bazar, P.S. – Matigara, Dist Darjeeling, 2) Md. Jahid, son of Md. Jamaluddin, r/o Shanti Nagar, Jali Basti, P.S. – Matigara, Dist. – Darjeeling, 3) Md Toidul (Nick Name Master) r/o Mia Busti, Pachkalguri, 4) Smt. Ratio Oraon, Wife of Late Kahu Oraon, 5) Sri Jagru Oraon, s/o – Son of Late Kahu Oraon, 6) Sri Mohan Oraon, Son of Late Kahu Oraon, 7) Sri Bhinsa Oraon, Son of Late Kahu Oraon, 8) Smt. Dipali Oraon, Wife of Late Sohan Oraon, 8) Smt. Munni Oraon, w/o Bhinsa Oraon all are resident of Simulbari Tea Estate, P.O.- Simulbari, P.S. – Garidhura, Dist- Darjeeling.

Respected Sir,

Please refer the following:-

- Received on 08/09/22
By 22:20 hr vide MS. 6
MS. 9 PS case no- 404 and stated
MS. 07/09/22 case no- 936/22
506/24 IPC of W/ 443/354/427
Act and as per order of
Superior Pappay Bhunia for
to investigation.
- (a) F.I.R No 1112/19 dt 29 Dec 2019, copy enclosed as appx 'A'.
(b) GDE No 1381/20 dt 23 June 2020, copy enclosed as appx 'B'.
(c) Order Sheets of The court Of The LD. S.D.M at Siliguri, Dist. Darjeeling enclosed as appx 'C'
(d) Intimation letter to OC, Matigara Police regarding the construction of boundary wall after the possession verdict from The court Of The LD. S.D.M at Siliguri, Dist Darjeeling is attached as Appx 'D'.
(e) F.I.R No 615/2022 dt 25 May 2022, copy enclosed as Appx 'E'.
(f) Photographs enclosed as Appx 'F'.
(g) Videos (CD).

07.9.22
Officer-in-charge
Matigara Police Station
Siliguri Police Commissionerate

2. I, Major Bikash Lama, Son of Manbir Lama, resident of Rungamutte T.E. (N.F.S.), P.O. – Mal, P.S. – Mal, Dist Jalpaiguri, **Scheduled Tribe by caste** report the following facts:-

That I am an army personal and I am posted in field area in LAC (Line of Actual Control) serving the country and I am being harassed and my families are **threatened with a death threat** by the land grabbers namely:-

- (a) **Smt Mala Chhetri** W/O Karan Bahadur Chhetri, Khaprail, General by caste.
 - (b) **Md. Jahid**, son of Md. Jamaluddin, r/o Shanti Nagar, Jall Basti, P.S. Matigara, Dist. Darjeeling, General by caste.
 - (c) **Md Toidul (Nick Name Master)** r/o Mia Busti, Pachkalguri, General by caste.
 - (d) **Smt Munni Oraon**, w/o Bhinsa Oraon Oraon, Simul Bari, T.E.
 - (e) **Smt Dipali Oraon**, w/o late Sohan Oraon, R/O Simul Bari T.E.
 - (f) **Shri Jagru Oraon**, son of late Kahu Oraon, R/O Simul Bari T.E.
 - (g) **Shri Mohan Oraon**, son of late Kahu Oraon, R/O Simul Bari T.E.
 - (h) **Shri Bhinsa Oraon**, son of late Kahu Oraon, R/O Simul Bari T.E.
- } kingpins

3) That the above mentioned LAND GRABBERS all kingpins, General by caste With their hired goons, vandalized and dismantled my boundary along with a bamboo hut which I had built temporarily after the verdict of the court of **The L.O S.D.M at Siliguri, Dist. Darjeeling, Misc. Petition Case No. 02/2020**, showing their audacity, violating the order of **The Hon'ble Court of sub divisional magistrate of Darjeeling** and have been trying to grab Scheduled Tribe's property (Land), violating S.C and S.T (PAO) act 1989 since November 2019 by fraudulent means (video clip for your kind reference is in the CD).

4) That I have reported the matter many a times to the police but no concrete actions seems to be taken by the police. The criminals are roaming freely creating chaos and instilling fear to the law abiding innocent rightful owner of the land.

5) That on 20-12-2011, I purchased a piece of S.T land measuring **0.1Acre or 06 Kathas**, R.S Plot No.- 264, L.R Plot No.- 436, Mouza- Khopalashi, J.L. NO.- 21 under P.S. – Matigara from Shri OJ Bahadur Limbu R/O Khaprail, Sainikpuri Dist.- Darjeeling by virtue of Registered Deed of Sale being No.- I- 10199 of year 2011 (Serial No. 09871 of 2011) in the Office of ADSR Siliguri II at Bagdogra and thereafter I applied for mutation of

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to shri OJ Bahadur Limbu my wife's brother, after receiving the consideration amount of **Rs. 60,000/-** from him by virtue of **Registered Deed of Sale being No.- I- 05086 in 2010 in the Office of ADSR Siliguri II at Bagdogra and khatian number:- 2857** sale deed and now they again dishonestly induce me to handover the said land and also demanded a huge amount from me to transfer the said land to them on the directions of Land Grabbers namely **1) Smt. Mala Chhetri**, Wife of Karan Bahadur Chhetri of Khaprail Bazar, P.S. – Matigara, Dist Darjeeling, **2) Md. Jahid**, son of Md. Jamaluddin, r/o Shanti Nagar, Jall Basti, P.S. – Matigara, Dist – Darjeeling **3) Md Toidul (Nick Name Master)** r/o Mia Busti, Pachkalguri, and on my refusal they threatened and keep on threatening my family members with dire consequences and also tried to kill my wife (for your kind reference my wife represents my case) on visiting our portion of land, Plot No.436 in December 2019 .

9) That, the above named LAND GRABBERS are demanding money from me (my wife), my brother and some other people who have purchased land in L.R Plot No. 436 by creating fear and threat of life.

10) That, I being an ARMY PERSONNEL it is not possible for me to be always there at the site of my land, hence the above mentioned Land Grabbers have taken advantage of I being out of station and forcibly vandalized my boundary wall. **Further, on visit of the site by my wife and relatives these people come to the site with deadly weapons and threaten them with life** (video clip for your kind reference is in the CD). My family being a law abiding citizen and understanding the consequences does not get into the altercation. These people have no fear of law, they are perpetual defaulters.

11) That on 25-05-2022 the above named persons again entered into my said land, at that time my wife namely Mrs. Sita Limbu Lama tried to restrain them from repeating illegal act but no avail, they started filthy and offensive languages to my wife and also insulted her and **used criminal force** to her with an intention to **outrage her modesty** and to save her life my wife took shelter of law and I lodged a written complain to the local police station.

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said land and recorded in record of right and obtain New L.R. Khatian No.- 2395 in my name and till today I am possessing my said land and paying the dhuree khazaana to the govt of West Bengal. The details of land bought are:-

Sr No	Name of purchaser	Khatian No	Plot No	Land	Date of Purchase	Name of Seller
(a)	Major Bikash Lama S/O Manbir Lama	2385	RS 264 LR 436	0.10acre	20/12/2011	Shri OJ Bahadur Limbu
(b)	Shri Darjei Lama S/O Manbir Lama	2459	RS 264 LR 436	0.07acre	20/12/2011	Shri OJ Bahadur Limbu
(c)	Shri OJ Bahadur Limbu S/O Late Maherman Limbu	2857	RS 264 LR 436	0.08acre	28/12/2007	Jagru Oraon(Power of Attorney holder) s/o late Kahu Oraon

6) That after purchasing the said land I had built boundary wall around the land by concrete pillars and bamboo fencing to protect my land from being encroached.


7) That in the month of November 2019 I came to know from my relatives who looks after my said land that the above mentioned LAND GRABBERS namely, 1) Smt. Mala Chhetri, Wife of Karan Bahadur Chhetri of Khaprail Bazar, P.S. – Matigara, Dist Darjeeling, 2) Md. Jahid, son of Md. Jamaluddin, r/o Shanti Nagar, Jali Basti, P.S. – Matigara, Dist. – Darjeeling, 3) Md Toidul (Nick Name Master) r/o Mia Busti, Pachkalguri, 4) Smt. Ratio Oraon, Wife of Late Kahu Oraon, 5) Sri Jagru Oraon, s/o – Son of Late Kahu Oraon, 6) Sri Mohan Oraon, Son of Late Kahu Oraon, 7) Sri Bhinsa Oraon, Son of Late Kahu Oraon, 8) Smt. Dipali Oraon, Wife of Late Sohan Oraon, 9) Smt. Munnii Oraon, w/o Bhinsa Oraon all are resident of Simulbari Tea Estate, P.O.- Simulbari, P.S. – Garidhura, Dist.- Darjeeling, along with their hired goons entered my land with deadly weapons and started to dismantle the boundary wall of my land with intention to grab/capture my land and try to build illegal construction over it.

8) That the above named persons namely 1) Smt. Ratio Oraon Wife of Late Kahu Oraon, 2) Sri Jagru Oraon s/o Late Kahu Oraon, 3) Sri Mohan Oraon s/o Late Kahu Oraon, 4) Sri Bhinsa Oraon, s/o Late Kahu Oraon, 5) Smt. Dipali Oraon Wife of Late Sohan Oraon, 6) Munnii Oraon w/o Bhinsa Oraon, all are residents of Simulbari Tea Estate, P.O.- Simulbari, P.S. – Garidhura, Dist.- Darjeeling have already sold the said land

I, therefore highly request you to kindly take necessary legal steps against aforesaid Land Grabbers for their criminal offences and deliver justice to me, my brother and other downtrodden. These Land Grabbers should be immediately booked under suitable CrPc and be punished for their criminal offences and put them behind the bars, so that they dare not torture Innocent law abiding people again and again. So that the peace and justice be prevailed in the society.

Thanking You,

Yours faithfully


(Major Bikash Lama & Sita Limbu Lama)
Mrs. Sita Limbu Lama
Mob. No.- 7762924213

Enclosure:-

- F.I.R No 1112/19 dt 29 Dec 2019, copy enclosed as Appx 'A'.
- GDE No 1381/20 dt 23 June 2020, copy enclosed as Appx 'B'.
- Order Sheets of The court Of The LD. S.D.M at Silliguri, Dist Darjeeling enclosed as Appx 'C'
- Intimation letter to OC, Matigara Police regarding the construction of boundary wall after the possession verdict from The court of The LD. S.D.M at Silliguri, Dist Darjeeling is attached as Appx 'D'.
- F.I.R No 615/2022 dt 25 May 2022, copy enclosed as appx 'E'.
- Photographs enclosed as Appx 'F'.
- Videos (CD)

Copy to :-

- DCP West, Silliguri
- OC, P.S., Matigara

12) That these LAND GRABBERS have made some forged documents and also manipulated some documents and tried to change my name in record of right. They have also hired some persons to grab my land fraudulently and labeled a false allegation against my family members and other Land Holders in L.R plot No 436.

13) That since after the above named persons tried to capture my land and tried to sell my land to other person by taking advance money from different persons.

14) That, we have been approaching the police since 2019, however no difference in the attitude of these Criminals are seen. All the documents pertaining to these

Aforesaid LAND GRABBERS namely 1) Smt. Mala Chhetri, Wife of Karan Bahadur Chhteri of Khaprail Bazar, P.S. – Matigara, Dist Darjeling, , 2) Md. Jahid, son of Md. Jamaluddin, r/o Shanti Nagar, Jali Basti, P.S. – Matigara, Dist. – Darjeeling, 3) Md Toidul (Nick Name Master) r/o Mia Busti, Pachkalguri, 4) Smt. Ratio Oraon, Wife of Late Kahu Oraon, 5) Sri Jagru Oraon, s/o – Son of Late Kahu Oraon, 6) Sri Mohan Oraon, Son of Late Kahu Oraon, 7) Sri Bhinsa Oraon, Son of Late Kahu Oraon, 8) Smt. Dipali Oraon, Wife of Late Sohan Oraon, 9) Smt. Munni Oraon, w/o Bhinsa Oraon all are resident of Simulbari Tea Estate, P.O.- Simulbari, P.S. – Garidhura, Dist.- Darjeeling, also directly involved in the said crime of cheating and fabrication of documents and have cheated many people in this way of fraud and involved in Grabbing Land of innocent downtrodden by fraudulent means.

15) That, the above mentioned LAND GRABBERS have committed the grave unlawful act in furtherance of their common illegal intentions:-

- (a) Threatening of death.
- (b) Outraging the modesty of a lady.
- (c) Dishonestly inducing delivery of property.
- (d) Criminal breach of trust.
- (e) Abetment to extort money.
- (f) Criminal intimidation.
- (g) Breach of peace and tranquility.
- (h) Violation of S.C and S.T (PAO) Act 1989.