

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



Darjeeling P.S. Siliguri Year 2022 FIR No. 905/22 Date 01.10.22
 IPE Sections 323/347/468/474/474/348/130B
 (iii) Act. Sections (iv) Others Acts & Sections.

3. (a) Occurrence of Offence : Day Date From 25.01.2013 Date To
 Time Period Time From Not mention Time To

(b) Information received at P.S. Date 01.10.2022 Time 22.30 hrs

(c) General Diary Reference : Entry No(s) 58 Time 22-30 hrs

4. Type of Information : Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 2.9 km East. Beat No.

(b) Address Uttarbanga Khetriya Gramin Bank, Subhash Palay,
 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 Smt. Sampa Ghosh

(b) Father's / Husband's Name W/O - Bapi Ghosh

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

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

(f) Occupation

(g) Address 32/4, Paitilata Sarani, Haider para, PS - Bharti-
 Nagar, Dist - Jalpaiguri

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

(Attach separate sheet, if necessary) :

① Abhijit Ghosh s/o - Lt. Kamuranjan Ghosh ② mampri
 Ghosh w/o - Abhijit Ghosh both are R/O - Pushpanarai,
 Katakhol, PS - Siliguri, Dist - Darjeeling

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

Not mention.

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, enclosed here with

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 SP Diptajit Dhan of Siliguri PS to take up
 investigation / refused investigation / transferred to P.S. Siliguri PS 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 in written complaint.

14. Signature / Thumb impression
 of the Complainant / Informant

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

Name : Kamal Dasgupta

Rank : No. SP of Police, Siliguri PS

15. Date & Time of despatch to the court :

on 02.10.22 at 10.40 hrs

IN THE COURT OF THE ADDITIONAL CHIEF JUDICIAL MAGISTRATE

SILIGURI

Misc. Petition Case no. 36 of 22

Sampa Ghosh

Versus

1. Abhijit Ghosh

2. Mampi Ghosh



Order dt. 28/09/2022

This is an application u/s. 156(3) Cr.P.C. filed this day by the petitioner duly supported by an affidavit through Ld. Advocate along with vokalatnama and photo copy of some documents against the opposite party mentioned in the petition for the committing offence as stated in the said petition praying for direction upon the IC, Siliguri PS for registering this application as FIR and investigate into the matter.

Perused the said petition.

Heard the Ld. Advocate as well as complainant.

Register the same as Misc. Petition.

On perusal of the facts of the said application it appears that it has been stated that on oath that the complainant had went to Siliguri P.S. but had met with refusal following which the complaint was send to the Commissioner SPC and search was received on 22-09-2022 but till date no action has been taken. Considering the allegations and also the relation between the parties, I find it proper to call for a preliminary report from the I.C., Siliguri P.S. The I.C., siliguri P.S. is directed to make an enquiry and submit a preliminary report within 12-10-2022.

The IC, Siliguri PS is hereby specifically directed to submit a preliminary report as to compliance of the order as passed today on 12-10-2022.

To 12-10-2022 for preliminary report from the I.C., Siliguri PS

Let a copy of this order along with the copy of thel petition be sent to the IC, Siliguri P.S for information and taking necessary action as per law.

DR. NO: ~~17098~~ Dt. 01.10.22
INSPECTOR - Office
SLG. Court - SPC.

D & C by me,

ACJM, Siliguri

ACJM, Siliguri

IN THE COURT OF LD. ADDITIONAL CHIEF JUDICIAL MAGISTRATE
AT SILIGURI

REF : MISC. PETITION NO. 36 / 2022



IN THE MATTER OF : AN APPLICATION U/S - 156 (3)
OF Cr.P.C.

NAME & ADDRESS OF THE COMPLAINANT : SMT SAMPA GHOSH
W/o Sri Bapi Ghosh
D/o Kanuranjan Ghosh
Of 32/4, Pritilata Sarani, Haider
Para, Siliguri, P.O. Haider Para,
P.S. Bhaktinagar, Dist. Jalpaiguri
Pin-734006
Contact: 9907385540

NAME & ADDRESS OF THE ACCUSED PERSONS : 1. SRI ABHIJIT GHOSH
Son of Late Kanuranjan Ghosh

2. SMT MAMPI GHOSH
Wife of Sri Abhijit Ghosh

Both are resident of
'Pushpanajli', Rathkhola
P.O Rabindra Sarani
P.S Siliguri
District: Darjeeling

NAME & ADDRESS OF THE WITNESSES : 1. SRI BAPI GHOSH
Son of Late Bhupendra Nath
Ghosh, Resident of Haiderpara,
P.O Rabindra Sarani, P.S
Bhaktinagar, District: Jalpaiguri

2. SMT SUPRITI DAS
Wife of Sri Ramen Das
Resident of PradhanNagar
P.O & P.S Pradhannagar,
District: Darjeeling

SOLEMNLY AFFIRMED & DECLARED
BEFORE ME ON IDENTIFICATION

16/09/22
SIBANI CHAKRABORTY
Notary Public
Appointed by Govt. of India
Siliguri, Dist. Darjeeling

*Received on 01.10.22 at 22:30 hrs vide sig ps
copy No. 58 dt 01.10.22 and started sig ps
case No. 905/22 dt 01.10.22 U/s- 323/3A71
468/471/474/348/120 B.P.C and endorsed
to SD Dipankar Dhan for its investigation.*

01/10/22
Inspector-in-Charge
Siliguri Police Station
Siliguri Police Commissionerate



3. SMT. RUPA CHAKRABORTY
Wife of Sri Banshi Chakraborty
Resident of Deshbandhu Para
P.O & P.S Siliguri, District:
Darjeeling

&

Others

OFFENCE COMMITTED : U/S 323, 347, 468, 471, 474,
348 and 120-B of IPC.

The complainant above named beg to state as follows :-

1. That the complainant is law abiding and peace loving citizen of this country.
2. That the father of the complainant Late Kanuranjan Ghosh (since deceased) was a state government employee posted at Teesta Canal Fulbari. During the ensuing service period of the father of the complainant expired on 25.01.2013 leaving behind the mother of the complainant namely Smt. Malati Ghosh, and the complainant as her married daughter and one son Sri Abhijit Ghosh as his legal heirs. The Accused No. 2 is the wife of the accused no. 1.
3. That after the said demise as stated aforesaid, the complainant along with her mother decided to give a no objection for getting the said service in favour of the accused no. 1 on compassionate ground and it was decided amongst the complainant, her mother and accused persons that the accused persons will look after and maintain the mother of the complainant by keeping her in their custody.
4. That the accused no. 1 in collusion with the accused no. 2 somehow managed to withdraw the fixed deposit amount which was lying in Uttarbanga Kshetriya Gramin Bank, Subhash Pally branch most illegally and keeping the complainant and her old mother in dark and they withdrew the said amount and misappropriated the same for their own use. The complainant

DECLARED
IFICATION
09/22
BORTY
Juri
t. Of India
arjeeling

believed that the accused no. 1 has manufactured some documents and forged the signature of the complainant for withdrawing the said amount from the bank most illegally.

5. That the accused no. 1 used to withdraw the pension of the mother of the complainant through ATM card and he along with accused no. 2 neglected and refused to maintain the mother of the complainant whilst they enjoyed the said pension amount for their own pleasure.
6. That on one occasion the mother of the complainant informed the complainant and her other family members and well wishers that the accused persons have been torturing upon her, refusing to give any treatment in her old age, neglecting to serve the proper food to her and sometimes they used to assault the old mother physically and the mother somehow managed to hand over her ATM card to the and requested the complainant to withdraw the said pension from the bank and spend the same for her medical treatment and other expenses and as per the said request the complainant started to withdraw the pension for the said purpose but after elapsing of two months the accused no. 1 somehow managed to stop the operation of the said ATM card and he again managed to get the new ATM card in the name of the mother of the complainant and he has been withdrawing the said pension amount and enjoying the same in the same fashion. The complainant believed that the accused no. 1 has made the false statement and information to the banking authority for getting the said new ATM Card.
7. That the mother of the complainant had also informed the complainant and other family members that the accused persons have been compelling the mother of the complainant to consume the high dose sleeping pills and due to such continuous consumption, the mother of the complainant is now suffering from mental and physical disorder.
8. That recently the accused no. 1 has also tried to sale the four wheeler (Swift Dzire) being registration no. WB 74 Z 4040 which stands in the name of the deceased father of the complainant and for that he asked for the no objection from the mother of the complainant and on refusal he misbehaved with the mother of the complainant and assaulted her and ultimately

F
Z
2

dia
19

SILIGURI
he somehow in collusion with accused no. 2 manufactured some documents and sold the same against the valuable consideration most illegally and for their ulterior motive and illegal gain.

9. That the complainant along with her other family members tried to rescue the mother from the clutch of the accused persons but they resisted them to meet the mother and that the complainant has also intimated the matter to the higher authority of the service place of the brother of the complainant and also informed the matter to the local councilor of Ward No. 22 of Siliguri Municipal Corporation but all went in vain and the accused persons have wrongfully confined the old mother of the complainant for a long period for the purpose of extorting the said pension amount and other assets as left by the deceased father of the complainant,
10. That there is sufficient and reasonable apprehension that the accused no. 1 in collusion along with accused no. 2 may kill the mother of the complainant for the valuable assets as left by the deceased father of the complainant for their ulterior motive and illegal gain.
11. That on 21.09.2022, the complainant tried to lodge a complaint to the I.C Siliguri Police Station but same was refused and thereafter, the complainant lodged a complainant on 22.09.2022 to the Commissioner of Police but no action has been taken by the concerned police authority till this day and hence this complainant.
12. That the accused persons have committed the offence and they may be punished according to law.
13. That the present complaint is bonafide one and for the ends of justice.

Under the above circumstances it is prayed that your Honour would graciously be pleased to send this complaint to the I.C. Siliguri P.S with a direction to investigate the matter after treating this complaint as FIR as per the provision of section 156 (3) of Cr.P.C. for the ends of justice.

And for this act of kindness your petitioner as in duty bound shall ever pray.

AFFIDAVIT

I, SMT SAMPA GHOSH, W/o Sri Bapi Ghosh, D/o Kanuranjan Ghosh, aged about 39 years, Resident of 32/4, Pritilata Sarani, Haider Para, Siliguri, P.O. Haider Para, P.S. Bhaktinagar, Dist. Jalpaiguri, Pin-734006 do hereby solemnly affirm and declare as follows:

1. That I am the complainant of this present case.
2. That the statements made in paragraph no. 1 to 13 are true to the best of my knowledge and belief.
3. That no case has been started against the complaint dated 22.09.2022.

I sign this affidavit on this 28th day of September, 2022.

Sampa Ghosh

Deponent

Identified by me

Abirish Banik
Adv

Advocate / Siliguri

AFFIDAVIT

Solemnly Affirmed Before Me

By Sampa Ghosh

of DM

Identify by A. Banik (Adv)

This the 28th day of Sept

At PM/AM

& DECLARED
JUSTIFICATION
9/22
ABORTY
Siliguri
Govt. Of India
Darjeeling



IN THE COURT OF THE LD. ADDITIONAL CHIEF JUDICIAL
MAGISTRATE AT SILIGURI.

Ref :- MISC. PETITION No. _____ of 2022

SMT. SAMPA GHOSH
- COMPLAINANT

v

SRI ABHJIT GHOSH AND
ORS.
- ACCUSED PERSONS

LIST OF DOCUMENTS FILED ON BEHALF OF THE COMPLAINANT-

- (1) PHOTOCOPY OF
~~ORIGINAL~~ RECEIPT COPY OF THE COMPLAINT TO THE
COMMISSIONER OF POLICE, SILIGURI POLICE COMMISSIONERATE
DATED 22/09/2022.
- (2) PHOTOCOPY OF
~~ORIGINAL~~ RECEIPT COPY OF THE COMPLAINT TO THE
COUNCILOR of WARD NO. 22, DATED - 23/09/2022.
- (3) PHOTOCOPY OF
~~ORIGINAL~~ RECEIPT COPY OF THE COMPLAINT TO THE
EXECUTIVE ENGINEER, MAHANANDA CANAL DIVISION,
IRRIGATION AND WATER WAY, TINBATTI MORE,
SILIGURI, DATED - 28/02/2022.