

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

4247

1. Dist. Talpaiguri P.S. NJP Year 2022 FIR No. 1104/22 Date 08.10.2022

2. i) Act IPC Sections 447/323/325/307/ (ii) Act Sections  
(iii) Act Sections 379/354/506/34 IPC (iv) Others Acts & Sections

3. (a) Occurrence of Offence : Day Wednesday Date From ..... Date To 21.09.22  
Time Period ..... Time From ..... Time To At about 11:00 hrs.

(b) Information received at P.S. Date 08.10.22 Time 19:15 hrs.

(c) General Diary Reference : Entry No(s) 360 Time 19:15 hrs.

4. Type of Information : .....  Written / Oral

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

(b) Address Kalarbari, Bizban, P.O. Balaram, P.S. NJP, Dist - Talpaiguri

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

6. Complainant / Informant :

(a) Name Hasina Khatun

(b) Father's / Husband's Name Namijuddin Md.

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

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

(f) Occupation .....

(g) Address Kalarbari, Bizban, P.O. Balaram, P.S. NJP, Dist - Talpaiguri

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

(Attach separate sheet, if necessary) : 1) Kashem Ali s/o - Taibax Ali 2) Manjina Khatun w/o - Kashem Ali both of Kalarbari P.O. Balaram, P.S. NJP, Dist - Talpaiguri

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 Nil

12. FIR Contents (Attach separate sheets, if required) : The original written complt. 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 S.I. Rakesh Debnath of Ambari Falakata OP Under NJP P.S. 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.  
On the original written complt.  
14. Signature / Thumb impression  
of the Complainant / Informant

Signature of the Officer-in-Charge, Police Station

Name : PARTHA SARATHI DAS

Rank : No. S.I OF POLICE

O/C NJP P.S SPC

Time of despatch to the court :

COURT OF THE CHIEF JUDICIAL MAGISTRATE, JALPAIGURI

M.P Case No-360/22

HASINA KHATUN VS KASHIEM ALI

Order dated: 30-09-22

This day the complainant has filed a petition praying for passing necessary direction upon the concerned Police Station for treating the written complaint as FIR as per provisions of Section 156 sub-section (3) of the Criminal Procedure Code 1973. The complainant is present and he is examined by this court.

Heard Ld lawyer for the complainant.

Series of documents[photo copies] have been filed. Affidavit as stipulated by law has been filed. It is apparent that the modalities of section 154 (3) and section 36 of Criminal Procedure Code 1973 has been complied with. Thus the directions of the Hon'ble Supreme Court given in Lalita Kumari versus State of U.P [2014] 2 SCC 1 and Priyanka Srivastava and another versus State of UP and others [2015]6 SCC 287 have been complied with.

Meticulously examined the petition in which allegations of cognizable offence/s have been disclosed. The facts prima facie reveal that criminal complexion can certainly be conjured up. The nature of allegations also persuades me to hold that intervention by police authority is necessary and the cause of justice can only be served by detailed probe.

Hence the prayer is allowed.

The written complaint be sent to O/C Ambari Out post PS Jalpaiguri . and O.C Ambari Out Post is directed to conduct investigation following the modalities of law treating the complaint as FIR and to file compliance report to this end at the earliest.

Let a copy of this order along with the petition of complaint be sent to the O/C Ambari Out Post Jalpaiguri who is directed to invest her own consideration to the facts alleged and she should not be influenced by the mere manifestation of the sections- if any- mentioned in the written complaint.

Be it mentioned here that if any police case has already been started on the basis of F.I.R. lodged by the complainant over the same facts as envisaged in the present complaint, in that event matter shall be reported to this Court and no fresh case shall be started until further order from this end.

Comply at once.

It is reiterated here that as per order of the Hon'ble High Court in CRM 4792/2019 FIR shall be drawn up at the police station not later than 24 hours from the date of receipt of order u/s 156(3) Cr.P.C. and non compliance of the same will entail action u/s 23 Police Act and departmental action also.

Fix 30-10-2022 for compliance report from P.S. concerned.

CJM Jalpaiguri
Chief Judicial Magistrate
Jalpaiguri

Handwritten notes:
ordered to...
for taking necessary action
Received on 08/10/22 at 15:55 hrs
with 1941 dt - 08/10/22
to file in front of SI Rakesh Debnath
complaint before O/C NTP PS
Ambasi Falakata OP GDE
OP under NTP PS for its investigation.

OFFICER IN CHARGE
AMBARI FALAKATA OUT POST
NEW JALPAIGURI P.S. SPC.

Received on 08.10.2022 at 19:15 hrs.
vide GDE NO 360 dt. 08.10.22 and
started NTP PS case NO 1104/22
dt. 08.10.22 U/S- 447/325/325/307/379/
354/506/34 IPC and endorsed s.I
Rakesh Debnath of Ambasi Falakata
OP under NTP PS for its investigation.

Officer-In-Charge
New Jalpaiguri Police Station
Siliguri Metropolitan Police