

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

4858

1. Dist. Darjeeling PS Siliguri Year 2022 FIR No 1091/22 Date 12-11-22

2. (i) Act IPC Sections 406/413/420/468/471 Sections

(ii) Act Sections (iv) Others Acts & Sections

3. (a) Occurrence of Offence : Day Date From Since 2015 Date To

Time Period NOT mentioned Time From Time To

(b) Information received at P.S. Date 12.11.22 Time 20.05 hrs

(c) General Diary Reference - Entry No(s) 676 Time 20.05 hrs

4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 700 mt north-west Beat No

(b) Address 92, M.R. Road, Khalpara, 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 Brijmohan Agarwal

(b) Father's / Husband's Name S/o - Lt. Bajranglal Agarwal

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

(e) Passport No Date of Issue Place of Issue

(f) Occupation

(g) Address 92, M.R. Road, Khalpara, PS - Siliguri, Dist - Darjeeling

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

(Attach separate sheet, if necessary) :

① Ramesh Kumar Agarwal S/o - Late Bajranglal Agarwal of Somani Mill Compound, S.F. Road, PS - Siliguri, Dist - Darjeeling.

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

NOT mentioned

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

① 15,00,000/- (Fifteen lakhs).

10. Total value of properties stolen / involved RS - 15,00,000/-

11. Inquest Report / U.D. Case No., if any

12. FIR Contents (Attach separate sheets, if required) : The original written complainant which 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 SI Subhendu Das of Khalpara TP to take up

investigation / refused investigation / transferred to P.S. Siliguri PS 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 written complainant

14. Signature / Thumb impression of the Complainant / Informant

12.11.22  
Signature of the Officer in Charge Police Station  
Siliguri Police Station  
Name : Dipankar Choudhary  
Rank : No. SI of Police

on 13.11.22 at 10.15 m.

15. Date & Time of despatch to the court :

Received on 12.11.22 at 20.05 Mrs vide sig ps and  
No. 676 dt. 12.11.22 and started sig ps case  
No. 1054/22 dt. 12.11.22 V/S- 406/417/420/  
468/471 spe and enclosed to Sr Sub-Inspector  
of Khalpara P.P. for its investigation.

12.11.22

Inspector-In-Charge  
Siliguri Police Station  
Siliguri Police Commissionerate

To,  
The Officer-in-charge,  
Khalpara Police Station,  
Khalpara, Siliguri,  
District - Darjeeling.

**Sub: Written complaint against Ramesh Kumar Agarwal.**

Sir,  
I, Sri Brijmohan Agarwal, Son of Late Bajranglal Agarwal, Resident of 92, M.R. Road, Khalpara, Siliguri, P.S. Siliguri, District- Darjeeling do hereby lodge this complaint against one **SRI RAMESH KUMAR AGARWAL**, Son of Late Bajranglal Agarwal, Resident of Somani Mill Compound, S.F. Road, Siliguri under Siliguri Police Station, District - Darjeeling to the effect as follows:

1. That sometime in the year 2015 the said Ramesh Kumar Agarwal claiming himself to be the owner of 6 bigha of land situated at Haricharanvita, Balram approached me to sale his aforesaid land to me and I believing him agreed to purchase the said land at a total agreed consideration to be Rs. 71.50 lakhs only.
2. That I on inducement and assurance of said Ramesh Kumar Agarwal paid Rs. 20 Lakhs only in cash to the said Ramesh Kumar Agarwal as an advance/baina/earnest amount against the said land on 30.05.2015 on his promise that he shall transfer the said land to me vide registered Deed of Sale.
3. That over the years inspite of repeated requests by me to the said Sri Ramesh Kumar Agarwal to take the balance consideration amount and transfer the said land in my favour but the said Ramesh Kumar Agarwal always avoided and delayed the transfer of said land on different pretexts.
4. That sometimes in the year 2019 the said Ramesh Kumar Agarwal confessed that he is not the owner of said land at Balram against which I paid advance amount of Rs. 20 Lakhs to him and that he falsified me with forged and manufactured documents just to take Rs. 20 Lakhs from me as he was in dire need of money and promised me to return the money along with interest very soon. On 09.01.2020 the said Ramesh Kumar Agarwal gave me a written confirmation that he will return the advance money along with interest to me within April, 2020 but he failed to do so.
5. Again on 06.11.2021 the said Ramesh Kumar Agarwal in writing assured and promised to pay back the amount of Rs. 20 Lakhs along with the interest which he took from me in cash on 30.05.2015 as advance money for land measuring 6 bigha situated at Balram. The said Ramesh Kumar Agarwal promised to repay back the entire amount with interest by 13.11.2021 and in lieu of such assurance and promise the said Ramesh Kumar Agarwal issued an account payee

Brij Mohan Agarwal

cheque in my name amounting to Rs. 20 Lakhs being cheque no. 010007 dated 13.11.2021 drawn on Indian Overseas Bank, S.F. Road Branch.

6. That the said Ramesh Kumar Agarwal again failed to fulfil his promise and commitment and the said Ramesh Kumar Agarwal paid Rs. 5 Lakhs in cash on 13.11.2021 and again vide a written letter witnessed by his wife promised to repay back the remaining Rs. 15 Lakhs along with interest and in lieu of such promise he issued various cheques but the said Ramesh Kumar Agarwal and his wife time and again requested me not to deposit the cheque as there was no fund in his account and that he needs some more time to clear my accounts. I also enquired to the banker of the said Ramesh Kumar Agarwal every time I was informed that there is no money in his account.
7. That till date the said Ramesh Kumar Agarwal has not returned my remaining advance amount of Rs. 15 Lakhs and interest accrued therein.
8. That since last several years the said Ramesh Kumar Agarwal and his family members kept on promising me that they would refund my entire money and believing them I did not take any legal action against the said persons.
9. That from the beginning the said Ramesh Kumar Agarwal and his family members had mala fide intention to cheat and misappropriate huge sum money for their illegal gain and I believing the promises and assurances advanced money to Ramesh Kumar Agarwal.
10. That I have recently come to know that the said Ramesh Kumar Agarwal and his family members are land mafias and fraudsters and has cheated many persons like me by taking advance money against sell of land by showing forged documents and thereafter coming fraud and cheating upon them by taking huge amount of money.
11. That the said Ramesh Kumar Agarwal and his family members has cheated me and duped me and has taken huge amount of money from me and issued cheques with mala fide intention of not clearing the said cheques and not returning my hard earned money back.
12. Under the above circumstances you are kindly requested to please take legal action against the above persons who have made conspiracy to cheat the innocent people like me and have committed forgery, cheating and criminal breach of trust with me and further request you to recover my hard earned money back from the aforesaid persons who have acted in unlawful/illegal manner for their ill motive in order to cheat me.

Thanking You.

Yours Faithfully,



Sri Brijmohan Agarwal

Received on 12-11-22 at 15:25 hr vide  
Khalpara T.O.P. D.E.M. - 306 dt. 12-11-22  
and forwarded to J.C. S.S. P.S. to start a  
specific case under Proper Sec. of Law.  
SI Subhendu Das will investigate the case.

12/11/22  
Officer-in-Charge  
Khalpara T.O.P.  
P.S. Siliguri  
Siliguri Metropolitan Police