

1008 Dis: Jalpaiguri P.S. NJP Year: 2022 FIR No. 1215/22 Date: 06/12/2022
 2 i) Act IPC Sections 420/464/466/467/ii) Act. Sections
 (iii) Act IPC Sections 468/118/34/120B (iv) Others Acts & Sections
 3 (a) Occurrence of Offence : Day Date From 26/08/2022 Date To
 Time Period Time From Time To
 (b) Information received at P.S. Date 06/12/2022 Time 14.45 hrs.
 (c) General Diary Reference : Entry No(s) 239 Time 14.45 hrs.
 4 Type of Information : Written Written / Oral
 5 Place of Occurrence : (a) Direction and Distance from P.S. Beat No.
 (b) Address R.S. Khatun No- 57A/40 Corresponding to L.R. Khatun No- 448, R.S. Plot
 No- 69, Corresponding to L.R. Plot No- 222, Within Mouza Binmaguri
 under PS NJP, Dist- Jalpaiguri
 (c) In case outside limit of this Police Station, then the
 Name of the P.S. N/A District N/A

6 Complainant / Informant :
 (a) Name Asejwara Begum
 (b) Father's / Husband's Name w/o Wazed Ali D/o U. Ojifar Rahman
 (c) Date / Year of Birth (d) Nationality Indian
 (e) Passport No. Date of Issue Place of Issue
 (f) Occupation
 (g) Address of Paschim Dhanbala, PS. NJP, Dist- Jalpaiguri

7. Details of known / suspected / unknown accused with full particulars
 (Attach separate sheet, if necessary) : ① Wahab Md s/o Tasibuddin Md. ②
 Samina Khatun w/o Wahab Md. ③ Mokarrul Haque s/o
 Baishagu Md. ④ Tahema Khatun D/o Mokarrul Haque s/o
 1-4 are resident of Kalungin, PS. NJP, Dist- J.P.G. ⑤ Saman Khatun w/o Sahuruddin
 Md. of Gaetherygachh, Ambari, PS. NJP, Dist- J.P.G. ⑥ Kamal Hossain s/o Janab
 Mostaf Hossain of Bhangmali, PS. Rajganj, Dist- J.P.G. ⑦ Motazzal Hossain s/o
 Janab Samruddin Hossain of
 Kukurjan, Samokanpara, PS. Rajganj, Dist- J.P.G.

8. Reasons for delay in reporting by the Complainant / Information
 ⑧ Md. Sahidul s/o Janab Mansoor Ali of Bhutkirkhat, PS. Rajganj,
 Dist- J.P.G. ⑨ Bue Mallik s/o Rabindra Nath Mallik of, Purba Dhanbala,
 PS. NJP, Dist- J.P.G. ⑩ Jagdish Roy s/o U. Jogen of Fakapurkur,
 Jangupara, PS. Rajganj, Dist- J.P.G.

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

11. Inquest Report / U.D. Case No., if any Nil
 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. SI- Suraj K. Chhabri of NJP PS KPC to take up
 investigation / refused investigation / transferred to P.S. on point of
 jurisdiction. FIR read over to the Complain/ 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
 On the original written complaint
 Signature of the Officer-in-Charge, Police Station
 Name : PARTHA SRATHI DAS
 Rank : No. SI OF POLICE
 O.K. NJP PS/KPC
 15. Date & Time of despatch to the court :

Date Filed: _____

COURT OF THE CHIEF JUDICIAL MAGISTRATE, JALPAIGURI

M.P Case No- 386/22

ARJARA BEGAM VS WAHAB MD. AND OTHERS

Order dated: 09-11-2022

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 *La'ita Kumar 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 I/C NJP and I.C NJP P.S. 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 I/C NJP 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 taken 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 09-12-22 for compliance report from P.S. concerned.

Forwarded to _____
for taking necessary action

C.J.M. , Jalpaiguri
Chief Judicial Magistrate
Jalpaiguri

S/o Lt. Jogen Roy
Resident of Fatapurkur,
Dangapara, P.S. Rajganj, Dist.-
Jalpaiguri