



FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

2. (i) Act/Offence: IPC P.S. Siliguri Year 2022 FIR No. 1131/22 Date 08.12.22

(iii) Act: IPC Sections 406/417/420/120B (iv) Others Acts & Sections: Science 05.12.2018

3. (a) Occurrence of Offence: Day 1 Date From 08.12.22 Date To 08.12.22

Time Period: 1 Time From Not mentioned Time To 17.45h.

(b) Information received at P.S. Date 08.12.22 Time 17.45h.

(c) General Diary Reference: Entry No(s) 493 Time 17.45h.

4. Type of Information: Written Written / Oral Written

5. Place of Occurrence: (a) Direction and Distance from P.S. 01 Km North-East Beat No. 1

(b) Address Flat B-3, Uphar Apartment, Baghajatin Park PS. Siliguri

(c) In case outside limit of this Police Station, then the Name of the P.S. 1 District 1

6. Complainant / Informant: (a) Name Debalina Roy

(b) Father's / Husband's Name Tammy Roy

(c) Date / Year of Birth: 1 (d) Nationality Indian

(e) Passport No. 1 Date of Issue: 1 Place of Issue: 1

(f) Occupation 1

(g) Address Flat B-3, Uphar Apartment, Baghajatin Park PS. SLG Dist. D3G.

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

① Dolon Banerjee w/o. Dipankar Banerjee

② Dipankar Banerjee of Paschim Titpur, PO & PS. Alipurduar Dist. Alipurduar.

8. Reasons for delay in reporting by the Complainant / Information: 1

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

① Flat No. B-3, Uphar Apartment,

② Rs. 22,00,000/-, ③ Rs. 9,00,000/-

10. Total value of properties stolen / involved Not mentioned

11. Inquest Report / U.D. Case No., if any 1

12. FIR Contents (Attach separate sheets, if required): The original written complainant which treated as FIR enclosed herewith / reproduced below.

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. Diptajit Dhar of Siliguri PS. SPC. to take up investigation / refused investigation / transferred to P.S. 1 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

Dt. 09.12.22 at 10:35h.

15. Date & Time of despatch to the court:

Signature of the Officer in Charge, Police Station: 08/12/22

Name: Kamal Chandra

Rank: No. SI of Police

Date: 07.12.2022

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

Subject: Written complaint

Respected Sir,

I, Smt. Debalina Roy, daughter of Sri Tanmay Roy, presently residing at Flat B-3, Upahar Apartment, Baghajatin Park, Siliguri P.O. & P.S. - Siliguri, , 734001, Dist. - Darjeeling, would like to inform you the following facts:-

1. That I as was a tenant of one namely Smt. Dolon Banerjee, wife of Sri Dipankar Banerjee, resident of Paschim Jitpur, P.O. & P.S. - Alipurduar, Dist. - Alipurduar and used to reside in their flat situated at Ward No. 17, Siliguri Municipal Corporation, under P.S. - Siliguri owned by Smt. Dolon Banerjee.
2. That after some time it came to my knowledge that Smt. Dolon Banerjee was willing to sell the above mentioned flat and being the tenant of the said flat, I approached Smt. Dolon Banerjee to sell the said flat to me, subsequently said Dolan Banerjee agreed to sell the flat to me and as such we mutually decided to execute Deed of Agreement for Sale of Flat.
3. That it is pertinent to mention here that the total consideration of the said flat, morefully and particularly described in the schedule herein below, was fixed amounting to Rs. 22,00,000/- (Rupees twenty-two lacs) only out of which I made an advance payment of Rs. 13,00,000/- (Rupees Thirteen Lacs) only to said Dolon Banerjee at the time of the execution of the above mentioned agreement.
4. That thereafter I and said Smt. Dolon Banerjee executed a Deed of Agreement for Sale of Flat with possession which was registered before the A.D.S.R., Siliguri I, vide Document No.

2660, dated 05.12.2018 and since the execution of deed I have been enjoying actual, khas and physical possession of the said flat.

5. That after the said agreement, I was ready and willing to pay the rest of the consideration amount and get the flat along with the common parking area morefully described in the schedule herein below, but said Smt. Dolon Banerjee and her husband kept on delaying the process of registration of the sale of the flat and parking space on the ground intentionally for the reason of her absence in the city due to constant health issues due to which the process was unnecessarily laid back.

6. That after contacting them and requesting several times ultimately on 05.05.2021, said Smt. Dolon Banerjee executed a Deed of Conveyance before the A.D.S.R., Siliguri I, bearing no. 1293 for the year 2021, after receiving the rest of the consideration amount.

It is pertinent to mention here that the parking space was left out in the abovementioned deed and subsequently another sale deed was executed by said Smt. Dolon Banerjee for the parking space in my name in the year 2022.

7. That after the said execution, I was enjoying actual, khas and physical possession of the said flat, but to my utter shock, I noticed that some people were pasting a notice on the outside of the main door of my flat and when I asked them about the same they told me that they were staff from the ICICI BANK LTD., and the notice was addressed to Dipankar Banerjee, son of not known, and upon further enquiry, I was surprised to know that my flat was kept as a security by said Dipankar Banerjee and Smt. Dolan Banerjee in respect of a loan amounting to Rs.19,00,000/- (Rupees nineteen lacs))only as told by them, in the said ICICI BANK, Sevoke Road Branch, Silguri, Dist.- Jalpaiguri.

It is pertinent to mention here that I am the lawful owner of the said flat and I am enjoying the physical possession of the said flat since 2018 and I was not aware at all that the said flat was mortgaged which was very shocking and surprising to me.

Debalim Roy

That prior to being the owner of the said flat I was residing as a tenant in the said flat and as such in good faith I trusted said Smt. Dolan Banerjee and Dipankar Banerjee but after selling the flat to me, Smt. Dolan Banerjee and Dipankar Banerjee fraudulently took the abovementioned loan from the ICICI Bank and with mala-fide intention conspired against me and cheated me.

9. That the entire facts and circumstances puts forward that said Smt. Dolan Banerjee and Dipankar Banerjee has not only cheated me but they have also committed fraud with the Bank and deceived the Bank.

In view of the above facts and circumstances you are hereby requested to take strict action against the culprits.

Copy to: THE AUTHORIZED OFFICER,
ICICI BANK LTD.,
Saharan House, Sevoke Road,
Near Anandaloke Hospital,
P.O. - Sevoke Road, P.S. - Bhaktinagar,
Dist. - Jalpaiguri, Pin - 734001.

SCHEDULE OF THE PROPERTY

All that open garage having area measuring 112 Sq. Ft. with flooring cemented including super built-up area at the ground floor of the P+4 Stored building with undivided proportionate share of land on which the said building stands, Flat B-3, Upahar Apartment, Baghajatin Park, Siliguri P.O. & P.S. - Siliguri, , 734001, Dist. - Darjeeling.

Thanking You

Debalina Roy

Debalina Roy

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Received vide SLG PS. GD No. 493
Dt. 08.12.22 at 17.45 hrs and started
SLG PS. Case No. 1131/22 dt. 08.12.22
U/S-406/417/420/120 B. IPC. and
endorsed by SI. Diptajit Dhar of SLG PS
for investigation.

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08/12/22
Inspector in Charge
Siliguri Police Station
Siliguri Police Commissionerate