

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

3807



1. Dist. P.S. Pradhan Nagar Year 2023 FIR No. 389/23 Date 28/05/23

2. i) Act Sections 406, 420, 120B ii) Act IPC Sections (iii) Act Sections (iv) Others Acts & Sections 3. (a) Occurrence of Offence : Day Date From On 23/03/2018 Date To Time Period Time From Time To (b) Information received at P.S. Date 28/05/23 Time 17.05 hrs (c) General Diary Reference : Entry No(s) 1732 Time 17.05 hrs

4. Type of Information : Written. Written / Oral 5. Place of Occurrence : (a) Direction and Distance from P.S. North-East, 03 km Beat No. (b) Address 9 kuthas 8 chattas, kharian NO. 1190, plot NO. 882 and 883, under mouza palash, Touzi NO. 91, sheet NO-1, P.S. Pradhan Nagar, Dist. Darjeeling. (c) In case outside limit of this Police Station, then the Name of the P.S. District

6. Complainant / Informant : (a) Name Bhaywan sha. (b) Father's / Husband's Name Lt. Ramdas sha (c) Date / Year of Birth (d) Nationality Indian, (e) Passport No. Date of Issue : Place of Issue (f) Occupation (g) Address Prakash Nayar, W/R. 43, P.O. Seroke Road, P.S. Bhaktinagar, Dist. Darjeeling.

7. Details of known / suspected / unknown accused with full particulars (Attach separate sheet, if necessary) : i) Md. Soukat, s/o Lt. Ainul of Gomdhnagar, Seroke Road, P.S. Bhaktinagar, Dist. Darjeeling Jalpaiguri ii) Md. Alam Hoque, s/o Lt. Ainul Hoque of Ashraf Nayar, Haidarpura, P.S. Bhaktinagar Dist. Jalpaiguri, iii) Nimala Gupta, w/o Lt. Shiv Kumar Gupta, iv) Sanjay Gupta and v) Rajesh Kumar Gupta both sons of Lt. Harihar Prasad of Bala Niwas Building Chandmari, w/r-25, P.S. Dist. Darjeeling, vi) Manoj Singh s/o Lakh Singh and (vii) Vishal Sharma, s/o sp Sharma.

8. Reasons for delay in reporting by the Complainant / Informant 9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) : Total amount RS. 15,0000/-

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 of the complainant which is treated as FIR is enclosed herewith.

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 Satish Ruelal. 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.

14. Signature / Thumb impression of the Complainant / Informant Noted in written complaint. Signature of the Officer-in-Charge Police Station Pradhan Nagar Police Station Siliguri Police Commissionerate Name: Shri Anirban Chatterjee Rank : No. Insp. of police.

15. Date & Time of despatch to the court : on 29/05/23 at 10.00 hrs.

To,
The Inspector – In – Charge,
Pradhan Nagar Police Station, Siliguri
Darjeeling

Sub – F.I.R.

Sir,

With due respect, I Sri Bhagwan Sha, S/o Late Ramdas Sha, resident of Prakash Nagar, Ward No – 43, Siliguri, P.O – Sevoke Road, P.S – Bhaktinagar, District – Jalpaiguri, would like to inform you that on 23 – 8 – 2018 I have entered into an agreement for sale (Bainanama) with one Md. Şaukat, S/o Late Ainul, resident of Gandhi Nagar, P.O – Sevoke Road, P.S – Bhaktinagar, District – Jalpaiguri and Md. Alam Haque, S/o Late Ainul Haque, resident of Ashraf Nagar, P.O – Haiderpara, P.S – Bhaktinagar, District – Jalpaiguri alongwith Smt. Nirmala Gupta, W/o Late Shib Kumar Gupta, Sri Sanjay Gupta and Sri Rajesh Kumar Gupta both sons of Late Harihar Prasad, all are resident of Bala Niwas Building, Chandmari, Ward No – 25, P.O & P.S & District – Darjeeling with respect to purchase the land measuring about 9 Kathas 8 chhataks, recorded in Khatian No – 1190, Plot No – 882 and 883, under Mouza – Palas, Touzi No – 91, Sheet No – 1, P.S – Pradhan Nagar, District – Darjeeling against the fixed consideration price of Rs. 30,00,000/-. Be it mention here that the said Smt. Nirmala Gupta, W/o Late Shib Kumar Gupta, Sri Sanjay Gupta and Sri Rajesh Kumar Gupta both sons of Late Harihar Prasad are the actual owner of the land and the said Md. Saukat and Md. Alam Haque are the brokers of the land and the brokers have disclosed that they have made bainanama with the actual owner of the land i.e. Smt. Nirmala Gupta, Sri Sanjay Gupta and Sri Rajesh Kumar Gupta and they are in physical possession of the land and as soon as the price of the land be paid to them, they will call the owners of the land and will execute title deed in my name and by believing their words, the deed of agreement is being executed in between us and I paid a sum of Rs. 15,00,000/- on different dates out of which I have paid a sum of Rs. 2,50,000/- to Shaukat Ali and a sum of Rs. 3,50,000/- to Alam Haque, a sum of Rs. 2,50,000/- to Smt. Nirmala Gupta, a sum of Rs. 3,50,000/- to Sanjay Kumar Gupta, a sum of Rs. 3,00,000/- to Rajesh Gupta as part consideration price of the land.

After receiving the said huge money from me towards advance against the fixed consideration price, when I have started requesting to bring the actual owner to execute the title deed, the said Alam Haque and Shaukat Ali have initially started avoiding by this and that reason and lastly they have given the phone number of Rajesh Gupta and Sanjay Gupta and when I have requested that persons, they have disclosed a new fact that on 31 – 5 – 2017 they have entered into an agreement for sale with one Sri Manoj Singh, S/o Lakhi Singh and Vishal Sharma S/o S.P. Sharma and they have all ready received advance money to sale their entire land measuring about 21 Kathas and without their instruction, they

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Sri Bhagwan Sha
M: 8250819815,

Date - 28/05/2023

Received on 28/05/23 vide PDN P.S. CODE NO. 1732
at 17.05 hrs and registered PDN P.S. case NO. 389/23
Dt. 28/05/23 U/S 406, 420, 120B IPE and is
endorsed to SE Sanish Ruchal for investigation

28/5/23
Siliguri Police Station
Siliguri Police Commissionerate

cannot execute title deed in favour of me. Subsequently I came to know that on 5 – 7 – 2018 the said Manoj Singh and Vishal Sharma being a confirming party have entered into an agreement for sale with Md. Shaukat and Md. Alam Haque as purchaser alongwith the said Smt. Nirmala Gupta, Sri Sanjay Gupta and Sri Rajesh Kumar Gupta as vendor of the land and on the strength of the said deed of agreement dated 5 – 7 – 2018 the said Md. Shaukat and Md. Alam Haque have entered into an agreement for sale with me which was executed on 23 – 8 – 2018.

When I came to know about such clumsy state of land, I have started pressurizing the said Md. Shaukat and Md. Alam Haque, they have agreed to return my money and on 14 – 9 – 2019 the said Manoj Singh and Vishal Sharma executed a hand note to return my money and the said Md. Shaukat and Md. Alam Haque became the witness of the said hand note.

Since then on several occasions, I have requested them to return my money but on each and every occasions, they have neglected for the reason best known to them.

On 25 – 2- 2023 the said Sanjay Gupta executed a hand note by admitting that he and other have received money from me towards the part consideration price of the land and directed the Vishal Sharma to take registration within three months from the date of execution of the said hand note and in such situation if the land be registered in the name of Vishal Sharma and others instead of me by the said Nirmala Gupta and others I will be highly prejudiced.

Be it mention here that the said Md. Shaukat and Md. Alam Haque and the said Smt. Nirmala Gupta, Sri Sanjay Gupta and Sri Rajesh Kumar Gupta, Manoj Singh and Vishal Sharma in collusion with each other have induced me to purchase the land and have squeezed money from me in the name of advance / part payment of consideration price of the land and now they instead of giving registry of the land to me or returning my money, are contemplating to sale the land to some other intending purchasers.

The above named persons are running the racket of land mafia and they have cheated me in the name of selling of land. Now the above named persons are threatening me with dire consequences if I dare to claim my money. the above noted persons are the antisocial person in nature and they have no regard in law and order.

So, requesting you to investigate the matter and take necessary legal actions against the above named land mafia for the interest of justice and for that I will highly oblige to you

Thanking you

Yours Faithfully.

