

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



Sarjeeling PS Siliguri Year 2023 FIR No 506/23 Date 26.6.2023
Sections Y Act IPC Sections 448/341/506/34
(iv) Others Acts & Sections 7
Date From 15.3.2023 Date To 17.3.2023

3 (a) Occurrence of Offence Day - Time Period - Time From - Time To 19:30 hrs.
(b) Information received at PS Date 26-6-2023 Time 20:55 hrs.
(c) General Diary Reference: Entry No(s) 1659 Time 20:55 hrs.
4 Type of information Written
5 Place of Occurrence (a) Direction and Distance from P.S. 0.2 KM (approx) Beat No -
(b) Address "M/s Ansh Computer" at Ramkrishna Samity Building, 1st Floor, Panitanki More, Serok Road, P.O. & P.S. - Siliguri, Dist. - Sarjeeling.
(c) In case outside limit of this Police Station, then the X Name of the P.S. District

6 Complainant / Informant:
(a) Name Sri Sushil Thakur
(b) Father's / Husband's Name Late Baleshwar Thakur
(c) Date / Year of Birth (d) Nationality Indian
(e) Passport No Date of Issue Place of Issue
(f) Occupation
(g) Address Mahanandapara near Modern Boys Club, Ward No. 4, P.O. & P.S. Siliguri, Dist. - Darjeeling.

7 Details of known / suspected / unknown accused with full particulars 1) Placewell System & Solution Pvt. Ltd. having its office at Monlick Complex, beside Hotel Vinayak, Hill Cart Road, P.O. & P.S. - Siliguri, Dist. - Sarjeeling, 2) Manish Agarwal, s/o Mahesh Agarwal the director of Placewell System & Solution Pvt. Ltd. residing at Behind Disto Medical Hall, Pradhannagar, P.S. - Pradhannagar, Dist. - Sarjeeling. Attached separate sheet.

8 Reasons for delay in reporting by the Complainant / Information
3) Sumiran Chhetri, s/o Late Kamal Chhetri, the Cluster Head of "Placewell System & Solution Pvt. Ltd.", having its office at Monlick Complex, beside Hotel Vinayak, Hill Cart road, Po & PS Siliguri, Dist. Darjeeling



The complainant which has been treated as FIR is enclosed herewith.

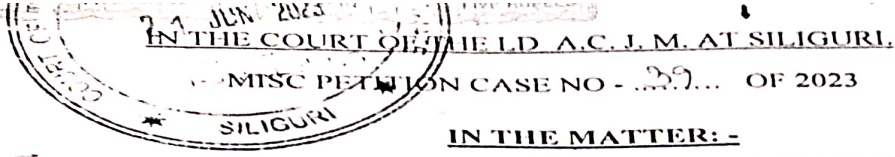
3. Action taken: Since the above report reveals commission of offence(s) as mentioned at item No. 2., registered the case and took up the investigation / directed by ASI Baren Kr. Dey to take up investigation / refused investigation / transferred to P.S. on point of jurisdiction. FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

4. Signature / Thumb impression of the Complainant / Informant

On 27-6-2023 at 10:30 hrs,

5. Date & Time of despatch to the court:

Signature of the Officer-in-Charge, Police Station Inspector-In-Charge Siliguri Police Station Name: D. P. GUPTA Rank: No. SI OF POLICE



Sushil Thakur

IN THE MATTER: -

An application under Section 156 (3) Cr. P. C

IN THE MATTER OF :-

Sri Sushil Thakur S/o Late Baleshwar Thakur,
resident of Mahanandapara, Near Modern Boys Club,
Ward No – 4, P.O & P.S – Siliguri, District – Darjeeling
..... Complainant.

IN THE MATTER OF :-

- 1) Placewell System & Solution Pvt. Ltd having its office at Moullick Complex, Beside Hotel Vinayak, Hill Cart Road, P.O & P.S – Siliguri, District – Darjeeling.
- 2) Manish Agarwal S/o Mahesh Agarwal the director of Placewell System & Solution Pvt. Ltd residing at Behind Disha Medical Hall, Pradhan Nagar, Siliguri, P.O & P.S – Pradhan Nagar, District – Darjeeling.
- 3) Sumiran Chhetri S/o Late Kamal Chhetri, the Cluster Head of Placewell System & Solution Pvt. Ltd having its office at Moullick Complex, Beside Hotel Vinayak, Hill Cart Road, P.O & P.S – Siliguri, District – Darjeeling.
.....Accused.

That the complainant above named begs to state as follows: -

- 1) That your complainant is peace loving and law abiding citizen of India.
- 2) That once upon a time your complainant was the employee of accused No – 1 and was posted as sales representatives.
- 3) That the accused No – 1 deals with the business of computer and computer appliances under the directorship of the accused No – 1 and the accused No – 1 is the cluster head of the accused No – 1.
- 4) That in the month of December 2022 your complainant resigned from his service and has started his own business of Computer sales and service at Ram Krishna Samity Building, Floor, Panitanki More, Sevoke Road, P.O & P.S – Siliguri, District – Darjeeling, under the name and style “M/s Ansh Computer which your complainant has started on

Notary Seal: JUBLINOY, Area of Practice, Siliguri Sub-Divn, Regn. No. 6853

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and from the month of December 2022.

- 5) That after starting business, your complainant has started selling computers and accessories and giving service to his customers and several customers have started visiting to his firm due to his good relation and behavior, even some of the customers of Placewell also started visiting his firm to purchase computers and accessories due to his service.
- 6) That after having information that some of the customers of accused No - 1 visited to the shop of the complainant, and have purchased some accessories and computer. on 15 - 3 - 2023 at about 7.30 p.m the accused No -2 the director of Placewell System & Solution Pvt. Ltd and the accused No - 3 the head cluster of accused No - 1 and their associates came to the shop of the complainant and forcefully shut down the shop of the complainant with threatening not to open the shop on the allegation that your complainant has sold computers and accessories to his customers without his knowledge and consent resulting he sustained huge financial loss.

7) That on 16 - 3 - 2023 your complainant has opened his shop and run his business.

8) That on 17 - 3 - 2023 all of a sudden the said Manish Agarwal and Sumiran Chhetri again came to the shop of the complainant and forcefully shut down his shop and threatened the complainant with dire consequences that till a negotiation shall not be took place, they will not allow the complainant to open the shop.

9) That on the said issue when your complainant raised his objection, the said Manish Agarwal started threatening that he will send the complainant to Bihar if he do not shut his shop not only that said Manish Agarwal started blackmailing your complainant to involve him in false criminal cases on the pleading that the entire Police Administration is dancing on his finger and with intention to cheat the complainant, the said Manish Agarwal has started demanding a sum of Rs. 2,30,000/- from the complainant on the allegation that your complainant has dealt with his customers.

10) That since 17 - 3 - 2023 shop of your complainant was under lock and key and the said Manish Agarwal had not allowing him to open the shop and continuously threatened him with dire consequences.

11) That finding no other alternative on 21 - 3 - 2023 your complainant had been to Pani Tanki Outpost, under Siliguri Police Station and lodged his complainant but the Officer In - Charge, Panitanki Out Post after going through the contents of the FIR, has directed the Duty Officer to receive the complaint with instruction not to give any receipt of the same on the pleading of investigation.

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- 12) That due to inaction of the I/C Siliguri Police Station, on 22 - 3 - 2023, he made his complaint before the Commissioner of Police, Siliguri Police Commissionerate to intervene into the matter with direction to I/C Siliguri to investigate the matter and to take necessary legal action against the above named persons.
- 13) That after making complaint before the Police Commissioner, your complainant awaited till 24 - 3 - 2023 for opening of his shop and when he do not find any solution, on 25 - 3 - 2023 has open his shop to run his business.
- 14) That on 19 - 6 - 2023 an unknown person visited the shop of the complainant and threatened him that inspite of restriction of Manish Agarwal why he does open the shop.

That still the above named accused persons off and on used to threat the complainant and the complainant had to spend his entire day with mental fear.

That the accused persons are very influential persons having deep relation with administration and having money and mussel power and very dangerous in nature and they have no regard in law.

- 7) That the incident took place within the jurisdiction of the Ld. Court as such the Ld. Court has every jurisdiction to try the case.
- 8) That the application is made bonafide for the ends of justice.

Under the above facts and circumstances, it is therefore prayed that your honour would graciously be pleased to pass necessary order under section 156 (3) of Criminal Procedure Code, directing the Inspector - In - Charge, Siliguri Police Station, District-Darjeeling to investigate into the matter and start a specific case against the accused person and further be please to pass such other order / orders as your Honour may deem fit and proper.

And for this act of kindness your complainant as in duty bound shall ever pray.

AFFIDAVIT



Sushil Thakur S/o Late Baleshwar Thakur, aged about 49 years, Hindu by religion, Business by occupation, resident of Mahanandapara, Near Modern Boys Club, Ward No - 4, P.O & P.S - Siliguri, District - Darjeeling, do hereby solemnly affirm and declare as follows :-

- 1) That I am the complainant of the present complainant as such well acquainted with the facts and circumstances of the incidents.
 - 2) That the statements made in Para 1 to 17 are true to the best of my knowledge and belief.
- I signed this affidavit on this the 21st day of June 2023.

CERTIFICATE

Solemnly affirmed before me
 by Sushil Thakur
 of Siliguri being Aadhaar Card / Pan
 Card / Voter Card No. 216407041064
 Identified by the Advocate Sucheta Roy
 after verification and satisfaction
 I, sign this affidavit on this the 21st day
 of Jun 2023

Sushil Thakur
 Aadhar no - 216407041064
 Declarant
 Identified by me
Sucheta Roy
 Advocate / Siliguri
 Enrollment - A/1164/1383/2011

Jubli Roy
 21.06.23
 JUBLI ROY
 Notary (Govt. of India)
 Siliguri, Darjeeling
 Mob. 9434756360

Solemnly Affirmed & Declare before me on identification

Jubli Roy
 JUBLI ROY
 Notary (Govt. of India)
 Siliguri, Darjeeling

Received on 26.6.2023 at 20:55 hrs, vide Siliguri PS, GDE no. 1659, date - 26-6-2023 and started Siliguri PS case no. 506/23, date - 26-6-2023, u/s 448/341/506/34 IPC. ASI Barun Kr. Dey has been endorsed for investigation.

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 26.6.2023
 Inspector-In-Charge
 Siliguri Police Station
 Siliguri Police Commissionerate