

# FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

4049

Dist. Talpaiguri P.S. NTP Year 2023 FIR No. 644/23 Date 29.6.23  
 (i) Act SAC Sections 268/328/320/325/324/324/324 SAC (ii) Act Sections

(iii) Act Sections (iv) Others Acts & Sections  
 (a) Occurrence of Offence : Day Date From Date To 24.6.23

Time Period Time From Time To  
 (b) Information received at P.S. Date 29.6.23 Time 10:25h

(c) General Diary Reference : Entry No(s) 1428 Time 10:25h  
 Type of Information :  Written /  Oral

Place of Occurrence : (a) Direction and Distance from P.S. Beat No.  
 (b) Address Panchkajuri NTP P.S. Dist. Talpaiguri

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

Complainant / Informant :  
 (a) Name Gulab Khan  
 (b) Father's / Husband's Name Nassem

(c) Date / Year of Birth : (d) Nationality Indian  
 (e) Passport No. Date of Issue : Place of Issue

(f) Occupation  
 (g) Address Panchkajuri South Colony, Majdoor, Panchkajuri, Talpaiguri

Details of known / suspected / unknown accused with full particulars  
 (Attach separate sheet, if necessary) :  
Gulab Khan, sp - Badal Khan, sp - Salam Khan, sp - Badal Khan, sp - Sarkis, Khatun wife - Gulab Khan, sp - Sulekha Khatun wife - Salam Khan, wife of Panchkajuri, South Colony, Majdoor

Reasons for delay in reporting by the Complainant / Information  
Sensitive P.S. NTP, Dist. Talpaiguri

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

Total value of properties stolen / involved  
 Inquest Report / U.D. Case No., if any N/A

FIR Contents (Attach separate sheets, if required) : The original written complaint which is treated as FIR is

Action taken : Since the above report reveals commission of offence(s) as mentioned at item No. 2., registered the case and took up to the investigation / directed ASI Bhai Chandra to take up investigation / refused investigation / transferred to P.S. Tanning of NTP P.S. on point of jurisdiction. FIR read over to the Complaint/Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.  
On the original written complaint.

Signature / Thumb impression of the Complainant / Informant  
 Signature of the Officer-in-Charge, Police Station  
 Name : YARSHA SARATHI DAS

Date & Time of despatch to the court : Rank : SI of NTP P.S. No. 144/23





COURT OF THE CHIEF JUDICIAL MAGISTRATE, JALPAIGURI  
M.P Case No- 164/23

GULSHAN KHATUN VS GULAB KHAN

Order dated:02-06-23

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 *Lalita Kumari 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 P.S. Jalpaiguri 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 P.S. Jalpaiguri who is **directed to invest her own consideration to the facts alleged and he 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 GRM 4792/2019 **FIR shall be drawn 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 30-06-23 for compliance report from P.S. concerned.

CJM, Jalpaiguri  
Chief Judicial Magistrate

Forwarded to I/C NJP P.S.  
for taking necessary action.

OF WEST BENGAL  
The above mentioned accused persons are resident of Paanchkolguri, Saath Colony, Majdoor Basti, P.O. Saudangi, P.S. - New Jalpaiguri, Dist - Jalpaiguri.

02 06 23

AFFIDAVIT

I, **GULSHAN KHATUN**, W/O Naseem Khatun, aged about 32 years  
Resident of Paanchkolguri, Saath Colony, Majdoor Basti, P.O. Saudangi,  
P.S. - New Jalpaiguri, Dist - Jalpaiguri, do hereby solemnly affirm and  
declare as follows:

1. That I am the complainant in the above case;
2. I know the facts and circumstances of the case;
3. That the facts contained from Para no. 1 to para no. 12 of the  
present complaint are true to the best of my knowledge and belief;
4. That the rest are my submissions.

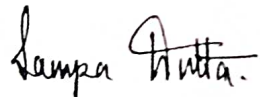
And I sign this affidavit on this the \_\_\_\_\_<sup>th</sup>  
day of May 2023 at Siliguri.



T. of Gulshan Khatun

**GULSHAN KHATUN**

Deponent  
Identified by me

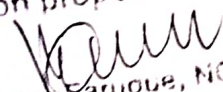


Advocate, Siliguri

Received on 29.6.23 at 10:25 AM  
vide FOS No. 1428 dt. 29.6.23 and  
started NTP B Case No - 649/23 dt  
29.6.23 v/s 268/223/324/327/328/329A/  
34 SOC and enclosed to ASI Bhai  
Chandra Prasad v/s NTP B for  
its investigation.



Solemnly affirm and declared  
before me on proper identification

  
Hasn Omar Perque, NOTARY  
Dist. Jalpaiguri  
Regd. No-78/07, Expiry on- 20/02/2027  
Govt. of West Bengal

02 06 23

Office in Charge  
New Jalpaiguri Police Station  
Siliguri Metropolitan Police