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FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

1. Dist. SPC P.S. Matigara Year 2023 FIR No. 523/23 Date 02/07/23
 2. Act J.P.C. Sections 447/323/354/508/311 Act. Sections
 (iii) Act. Sections (iv) Others Acts & Sections
 (a) Occurrence of Offence : Day _____ Date From 02/07/23 Date To 02/07/23
 Time From 11:00 hr. Time To _____

(b) Information received at P.S. Date 02/07/23 Time 17:20 hr.
 (c) General Diary Reference : Entry No(s) 97 Time 17:20 hr.
 4. Type of Information : Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. _____ Beat No. _____
 (b) Address Mouza Kawakhari Ps. Matigara Dist. Dayeeling.
 (c) In case outside limit of this Police Station, then the Name of the P.S. N/A District _____

6. Complainant / Informant :
 (a) Name Smt. Hemanti Roy
 (b) Father's / Husband's Name Arjun Roy
 (c) Date / Year of Birth _____ (d) Nationality Indian
 (e) Passport No. _____ Date of Issue _____ Place of Issue _____
 (f) Occupation _____
 (g) Address Kawakhari Po. Sushrati Nagar Ps. Matigara Dist. Dayeeling.

7. Details of known / suspected / unknown accused with full particulars
 (Attach separate sheet, if necessary) :
1. Basudob Ghosh 2. Batalu Barman 3. Amal Shil 4. Sribash Singha 5. Manojan Roy 6. Arup Singha 7. Bhusan Barman 8. Budhuru Barman 7. Debi Charan Barman and 50/60 others.

8. Reasons for delay in reporting by the Complainant / Informant
/

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

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 which is treated as FIR is enclosed/reproduced over leaf

13. Action taken : Since the above report reveals commission of offence(s) as mentioned at item No. 2., registered 13/7/23 and took up the investigation / directed SI Maheswar Ch. Paul 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 noted in original Complaint Signature of the Officer in Charge, Police Station
 Name : BIPUL TALUKDAR


15. Date & Time of despatch to the court : 02/07/23 at 11:00 hr Rank : No. SI OF POLICE

To,
The Officer - In - Charge,
Medical out Post,
Matigara Police Station,
District Darjeeling (W.B.).

Dated: 2/07/2023

Ref: Complaint.

Received on 02/07/23 at 14:20 hrs vide
Matigara PS Goe no-97 and started
Matigara PS case no-528/23 dt. 02/07/23
v/s 947/323/354/256/3429C and endorsed
to SI Maheswar ch. law for its
investigation


Officer-in-Charge
Matigara Police Station
Siliguri Police Commissionerate

Sir,

I, SMT. HEMANTI ROY, Wife of Sri Arjun Roy, residents of Kawakhari, Post Office
Sushratnagar, Police Station Matigara, District Darjeeling, Pin - 734012 would like to bring to
your kind notice and state as follows:

- Recd for 15/2/23*
1. That my father in law, Fatak Roy was in possession of landed property measuring about more than 2 (Two) Acres in various plots including lane in R.S. Plot No. 48 & 78 since the year 1954. Out of the said land portion of the said land was vested in the state and a Settlement Patta was issued in the name of one Lalbir Subba and portion of the land recorded in the name of one Harikanta Singha.
 2. That after the demise of the said Fatak Roy, my husband Sri Arjun Roy and myself entered into possession of the said land including land measuring 1.72 Acres, in L.R. Plot No. 178 & 180, within Mouza Kawakhari, J.L. No.72, Pargana Patharghata, under Police Station Matigara, Sub-Division Siliguri, District Darjeeling (W.B) and we are in actual, khas and physical possession of the same and we have been residing in the said land by constructing house structure thereon. It is worth mentioning that the said Lalbir subba had claimed share of crops of the said land as owner/Patta Holder of the said land and accordingly we have also been giving share of crop/produce to the said Lalbir subba and after the demise of said Lalbir Subba, to his legal heirs.
 3. That in or about the month of January, 1997, I could hear from local people that the legal heirs of said Lalbir Subba were trying to transfer the said land measuring 1.72 Acres to and in favour of some intending purchaser/s for valuable consideration. Getting such information we immediately approached the BL & LRO, Matigara and prayed for grant of patta with respect to land in R.S. Plot No. 72 to and in our favour vide letter dated 21.01.1997. We have also narrated the actual state of affairs and also our possession in and over the said land. The BL & LRO, Matigara, in spite of receipt of the said letter did not take any step in this regard. Thereafter we again 17.03.1997 and on 12.01.1999 and also on 23.05.2012, approached the BL & LRO, Matigara vide written representation, but without any result. We have also visited the office of the BL & LRO, Matigara on numerous occasions and on all such occasions the officials of the

office of the BL & LRO, Matigara assured us that in case of grant of Patta by the Govt. priority shall be given to us.

Contd...P/2.

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4. That in the month of January, 2018 one Sri Basudeb Ghosh, Son of Late Debendra Nath Ghosh of Thiknikata, P.O. Sushratnagar, P.S. Matigara, District Darjeeling approached us and asked us to vacate the said land and in return also offered us to pay some money. We refused to such offer. Subsequently we received summons from the Court of the Ld. Civil Judge, Junior Division, Siliguri in connection with Title Suit No. 2 of 2018. We could also learn that the said Basudeb Ghosh, claiming himself to be the owner in possession of the said land and also by suppressing material facts and making some false and frivolous statements had obtained an Ex-parte injunction order in the said case. We are contesting the said case and have filed an application for setting aside the said injunction order and the same is pending for hearing.

5. That on 21.05.2023, the said Basudeb Ghosh along with his associates and men and agents consisting of about 150-200 person came to the said land and tried to take forcible possession of the same. There was a hot altercation and with the aid and assistance of the local people and also the Police of Matigara police Station, we could somehow retain possession of the said land. I also lodged a written Complaint with the Matigara Police Station and the same was registered as Matigara P.S. Case No. 384 of 2023.

6. That again on 02.07.2023 at about 11:00 A.M, the said (1) Basudeb Ghosh, Son of Late Debendra Nath Ghosh (2) Batasu Barman, Son of Debaru Barman of Bharatsingh Jote, P.S. Bagdogra, District Darjeeling, (3) Amal Shil, Son of Harimohan Shil (4) Sribas Singha, Son of Nara Kanta Singha, (5) Manoranjan Roy, Son of Madhusudan Roy, (6) Anup Singha, Son of Nagen Singha, All of Medical More, P.S. Matigara, District Darjeeling, (7) Bhusan Barman, Son of Khatindra Nath Barman of Pelku Jote, P.S. Matigara, District Darjeeling, (8) Budharu Barman, Son of Zubin Barman of ITI More, P.S. Bhaktinagar, District Jalpaiguri, (9) Debicharan Barman, Son of Pran Krishna Barman of Indira Pally, Shibmandir, P.S. Matigara, District Darjeeling along with 50-60 persons again came to he said land and tried to take forcible possession. He also brought some bamboo fencing and triect to erect temporary structure in and over the same. I along with my family members and other local people obstructed the illegal acts of the said persons and thereafter they became violent.

7. That the said persons armed with lathi, rod, etc also assaulted us and I and my daughter-in-law sustained severe bodily injury and they also pushed me and my daughter-in-law in the ground and torn our cloths and outrages out modesty.

me (15/2)

Recd
vid
for
to
spe
of
im

The following persons are liable to be held responsible for the above mentioned offences and the said persons are also removed and put in and held in custody for their safety and the consequences.

Date: 02/07/23

In view of the above request you kindly investigate the matter and take immediate steps against the said Sr. Assistant Surgeon and his associates and look him for the offences committed by them.

Thanking you,

Yours faithfully,

(Smt. HEVANTRA)
Wife of Sr. Assistant Surgeon
Residence of Government
P.O. Sanyalbagh, P.S. Matigara,
District Deoria, PIN - 221212

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Received on 02/07/2023 at 16:45 hrs.
vide NBMC OP GOENo-37 dated 02/07/23
forwarded the original complaint
to I/c Matigara PS for starting a
specific case under proper section
of law. S.I. Maheswar Ch. Paul will
investigate this case.

02/07/2023
Officer In-Charge
N.B.M.C. & Hospital Police Out Post
PS, Matigara, SPD