

# FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

6349

1. Dist. Jalpaiguri P.S. NJP Year 2023 FIR No. 794/23 Date 16/08/23

2. i) Act IPC Sections 337/406/506/31 ii) Act IPC Sections

(iii) Act  Sections  (iv) Others Acts & Sections

3. (a) Occurrence of Offence : Day  Date From 17/06/2022 Date To

Time Period  Time From  Time To

(b) Information received at P.S. Date 16/08/23 Time 18:25hrs

(c) General Diary Reference : Entry No(s) 831 Time 18:25hrs

4. Type of Information  Written / Oral ✓

5. Place of Occurrence : (a) Direction and Distance from P.S.  Beat No.

(b) Address Maharaja Agrasen Hospital, PS- NJP, Dist- Jalpaiguri

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

6. Complainant / Informant :

(a) Name Aliyaz Rahaman

(b) Father's / Husband's Name Aijul Md.

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

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

(f) Occupation

(g) Address Mali para, PO+PS- Raiganj, Dt- Jalpaiguri

7. Details of known / suspected / unknown accused with full particulars rs  
(Attach separate sheet, if necessary) : 1. Dr. Biswa Pratim Rudra (MBBS, DGO, DNB Obs & Gynaec) 2. Dr. Kumar Avishek (MBBS, MD, DNB, Cardiologist) 3. Dr. Prabir Kumar Singh (MBBS, MD, DNB, Cardiologist) 4. Chairman, Maharaja Agrasen Hospital, Fulbari, PS- NJP, Dt- Jalpaiguri

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

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 Nil

12. FIR Contents (Attach separate sheets, if required) : The original written complt which is treated as FIR is reproduced overleaf

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. Surraj Chhelsi of NJP PS, SPC 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.

on the original written complt

14. Signature / Thumb impression  Signature of the Officer-in-Charge, Police Station

of the Complainant / Informant  Name : PARTHA SARATHI DAS

15. Date & Time of despatch to the court :  Rank : No. SI OF POLICE  
DC NJP PS, SPC

COURT OF THE CHIEF JUDICIAL MAGISTRATE, JALPAIGURI

M.P Case No 219/23

ALIYAR RAHEMAN VS DR. BISWA PRATIM

Order dated 18-07-23

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. and I/.C NJP 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/O NJP PS who is directed to invest her own consideration to the facts alleged and she 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 CRM 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 18-08-2023 for compliance report from P.S. concerned.

CJM Jalpaiguri  
Chief Judl. Magistrate  
Jalpaiguri

Forwarded with the NJP PS  
for taking necessary action.

Received on 16.08.23 at 18:25h vide GDM-831  
dt. 16.08.23 and started NJP PS case no- 794/23  
dt. 16.08.23 u/s 337/406/506/341PC and entrusted  
to SI Suraj Chhetri of NJP PS, for its investigation.

16/08/2023  
Officer-In-Charge  
New Jalpaiguri Police Station  
Siliguri Metropolitan Police