

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



1. Dist. SP P.S. Pradhan Nagar Year 2023 FIR No. 705/23 Date 10/09/23
 ii) Act. of 1860 Sections 447, 188, 34 ii) Act. IPE Sections
 iii) Act. Sections iv) Others Acts & Sections.

3. (a) Occurrence of offence : Day Date From on 30/08/23 Date To

Time Period Time From Time To

(b) Information received at P.S. Date on 10/09/23 Time 10.25 hrs.

(c) General Diary Reference : Entry No (s) 607 Time 10.25 hrs.

4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. West, 02 km. Beat No.

(b) Address Dagapur, plot no. 445, 446, 447, 448, 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 pradip kr. saha

(b) Father's / Husband's Name Lt. Bijay kr. saha

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

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

(f) Occupation

(g) Address Patel Road, pradhan nagar, p.s. pradhan nagar, Dist. Darjeeling

7. Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary) :

i) Hemendra Smriti Healthcare Pvt Ltd, ii) Anup dey, iii) Rajesh Rajak, iv) Sarita Rajak, v) Rajib Rajak and others

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

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 Sr. Jimut kanti Roy to take up investigation / refused investigation / transferred to 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.

14. Signature / Thumb impression of the Complainant / Informant

Noted in written complaint

15. Date & Time of despatch to the court :

on 11/09/23

Signature of the Officer-in-Charge, Police Station

Name Anisban Chatterjee

Rank : Inspector in Charge

Pradhan Nagar Police Station

Siliguri Police Commissionerate

Fax: (0353) 251-6204

(H) - 9733001666

Ph. : (0353) 251-6204/ 251-6235(O)

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E-mail: slgpksimpex@gmail.com

PRADHAN NAGAR, SILIGURI
PIN-734003, DIST. DARJEELING

Pradip Kumar Saha

Ref. No. P.K.S./D.O.G./S.L.G./P.S./09

Date. 30/08/2023

TO

THE INSPECTOR IN CHARGE
PRADHAN NAGAR POLICE STATION
PRADHAN NAGAR
SILIGURI

DATE: 30TH OF AUGUST 2023

Received on 10/09/23 at 10.25 hrs vide PDN P.S.
GOE No. 607 and registered PDN P.S. case No. 705/23
Dt. 10/09/23 U/s 497, 188, 34 IPC and is
endorsed to SI Jimut Kanti Roy for ifs
investigation.

10/9/23
Inspector-In-Charge
Pradhan Nagar Police Station
Siliguri Police Commissionerate

SUB: REQUEST TO LODGE AN FIR FOR UNAUTHORISED OCCUPATION
OF OUR DAGAPUR LAND SITUATED OPPOSITE TO HYUNDAI
SHOWROOM, DAGAPUR, PO & PS PRADHAN NAGAR, SILIGURI BY
HEMEBDRA SMRITI HELATHICARE PVT LTD SITUATED AT PARIBAHAN
NAGAR, MATIGARA, SILIGURI AND BY SHRI RAJESH RAJAK, SHRI RAJIB
RAJAK, SMT. SARITA RAJAK ALL RESIDENT OF KADAMTALA,
CHAMPASARI, NORTH MALLAGURI, WARD NO.46, PO & PS PRADHAN
NAGAR, SILIGURI.

REF:

1. COPY OF ORDER SHEET ISSUED BY SPECIAL EXECUTIVE
MAGISTRATE, SILIGURI DATED 30TH OF DECEMBER 2022.

Dear Sir,

I, Shri Pradip Kumar Saha, son of Late Bijoy Krishna Saha resident of Pradhan Nagar, PO & PS Pradhan Nagar, Siliguri am writing to you to inform you that yesterday at around 4:00 PM some criminals/unauthorized person sent by Hemeudra Smriti Healthcare PVT LTD, Paribahan Nagar, Matigara, Siliguri disturbed the peaceful possession of our land situated at Dagapaur, Plot No. 445,446,447,448 at Dagapur, Siliguri and encroaches our above Plot and erected Bamboo Structure with a view to construct some unauthorized construction over there. In this connection we like to refer the copy of ORDER SHEET DATED 30/12/2022, PASSED BY LEARNED SPECIAL EXECUTIVE MAGISTRATE AT SILIGURI AGAINST CASE NO.106 OF 2022 WHERE IN THE LEARNED SPECIAL EXECUTIVE MAGISTRATE SPECIALLY MENTIONED GIVING DIRECTION TO I.C., PRADHAN NAGAR POLICE STATION TO KEEP SHARP WATCH OVER THE SCHEDULED LAND IN QUESTION THAT NO UNTOWARDS INCIDENT TAKE PLACE AND TO MAINTAIN PEACE AND TRANQUILITY OVER THE AREA TILL FURTHER ORDER. HE ALSO AKSED THE REPORT FROM BL&LRO, MATIGARA BLOCK REGARDING OWNERSHIP OF THE SUIT LAND.

In this connection we also like to inform you that we have filed several Title Suits for the Plot No.445,446,447,448 at our Dagapur Complex, Siliguri to the Junior Division Civil Judge, Siliguri AS WELL AS AN APPEAL FILED TO LEARNED ADDITIONAL DISTRICT JUDGE (1ST COURT) AT SILIGURI VIDE APPEAL NO.24/2023 AGAINST TITLE SUIT NO.254/2022

Pradip Kumar Saha

Ref. No.

Date, 20/08/2023

AGAINST HEMENDRA SMRITI HEALTHCARE PVT LTD, PARIBAHAN NAGAR, MATIGARA, SILIGURI WHICH IS PENDING FOR HEARING.

As Hemendra Smriti Healthcare PVT LTD along with others disturbed the peaceful possession of our land at Plot No.445,446,447,448 violating the order dated 30/12/2022 of Special Executive Magistrate at Siliguri as well as an appeal filed to the learned Additional District Judge (1st Court) Siliguri the decision of which is pending. Hence, you are requested to lodge an FIR against Hemendra Smriti Healthcare PVT LTD along with others accused persons details of which are enclosed herewith.

Your kind intervention in this matter is solicited.

NAME AND ADDRESS OF THE ACCUSED PERSONS

| <u>S.No.</u> | <u>NAME</u> | <u>FATHER'S NAME</u> | <u>ADDRESS</u> |
|--------------|--|---|---|
| 1. | HEMENDRA SMRITI HEALTHCARE PVT LTD | REPRESENTED BY DIRECTOR DR. ABHISHEK BISWAS | C/O AVALON NURSING HOME, A UNIT OF HEMENDRA SMRITI HEALTHCARE PVT LTD, PARIBAHAN NAGAR, MATIGARA, SILIGURI |
| 2. | ANUP DE | | C/O AVALON NURSING HOME, A UNIT OF HEMENDRA SMRITI HEALTHCARE PVT LTD, PARIBAHAN NAGAR, MATIGARA, SILIGURI |
| 3. | RAJESH RAJAK | S/O SHYAM SUNDAR RAJAK | KADAMTALA, CHAMPASARI, NORTH MALLAGURI, WARD NO.46, PO & PS PRADHAN NAGAR, SILIGURI |

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(3)

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Pradip Kumar Saha

PRADHAN NAGAR, SILIGURI
PIN-734003, DIST. DARJEELING

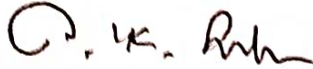
Ref. No.

Date: 30/08/2023

| | | | |
|----|------------------|------------------------|---|
| 4. | SMT.SARITA RAJAK | WIFE OF RAJESH RAJAK | KADAMTALA, CHAMPASARI, NORTH MALLAGURI, WARD NO.46, PO & PS PRADHAN NAGAR, SILIGURI |
| 5. | RAJIB RAJAK | S/O SHYAM SUNDAR RAJAK | KADAMTALA, CHAMPASARI, NORTH MALLAGURI, WARD NO.46, PO & PS PRADHAN NAGAR, SILIGURI |

Thanking You,

Yours Sincerely,



(P.K.SAHA)

ENCLOSED:-

- COPY OF ORDER SHEET DATED 30/12/2022, PASSED BY LEARNED SPECIAL EXECUTIVE MAGISTRATE AT SILIGURI AGAINST CASE NO.106 OF 2022

CC:-

DEPUTY COMMISSIONER OF POLICE.....FOR HIS INFORMATION
SILIGURI POLICE COMMISSIONERATE.....AND NECESSARY ACTION
SILIGURI.....PLEASE.



Sd/-

(P.K.SAHA)

ORDER-SHEET FOR MAGISTRATES RECORDS

DISTRICTS

IN THE COURT

OF

Petn Case NO. 106

OF 20 22

Hemendra Smriti Health Case VS D Sri Pradip Kr. Saha
Prt. Ltd his director
Dr. Abhishek Misra
X O/hrs

Extract Acquittance

| Serial No. Of Order | Date | Order with signature of the Magistrate | Office note as to action taken on order (if any) and date |
|---------------------|----------|---|--|
| | 30.12.22 | <p>Here petitioners Hemendra Smriti Health Case Prt Ltd represented by Director Dr. Abhishek Misra files this application u/s 144 Cr.Pc alongwith v. name and supported by an affidavit alongwith some photo copies of the documents against the O/s of Sri Pradip Kr Saha, Sri Swapan Kr Saha, Sri Prashanta Kr. Saha & public-in-General praying for passing necessary order to restrain the O/s from doing such illegal activities on the ground as stated in the petition.</p> <p>Perused the petition.</p> <p>Registered the same as petition case no. 106/22</p> <p>Heard the O/lawyer for the petition and submits that if the O/s are not restrained from doing such illegal activities as petition of the petition will subvert irreparable loss.</p> <p>Considering all aspects and on perusal of the documents a bind that a prima facie case as well established and report from concerned agencies to be obtained before promulgating u/s 144 Cr.Pc.</p> <p>Hence, call for report from Pr & LRO Maligaon about regarding ownership and possession of the said suit land.</p> <p>Also call for specific report from the I/C Pradhannagar PS with direction to keep sharp watch over the scheduled land in question that no untoward incident take place and to maintain peace and tranquility over the area.</p> <p>I/C Pradhannagar PS is to serve copy of order upon O/s.</p> <p>O/s are liberty to file wd if any.</p> <p>R/O 20.2.23 for report and tranquility order.</p> <p>Requeste at once.</p> | <p>Office note as to action taken on order (if any) and date</p> |



Memo- 6 82/SPC

Dt- 30.12.22

dr
SPL EX MAGISTRATE
SPC

COPY FORWARDED TO THE Sri Swapan
Kr. Saha FOR CAUSING SERVICE

[Signature]
Bench Clerk
Special Executive Magistrate
Siliguri