

(Under Section 154 Cr. P.C.)



P.S. Bhaktinagar Year 2023 FIR No. 917/23 Date 14/10/2023

Sections 406/417/420/120B Act - Sections -

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

3. (a) Occurrence of offence : Day 14/10/2023 Date From 14/10/2023 Date To -
Time Period - Time From Not mentioned Time To -

(b) Information received at P.S. Date 14/10/2023 Time 13.55 hrs.

(c) General Diary Reference : Entry No (s) 719 Time 13.55 hrs.

4. Type of Information - Written / Oral -

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

(b) Address Mittal Complex, opp. Ananda Loke Hospital, Serdula Road, PS - Bhaktinagar, Dist - Jalpaiguri.

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

6. Complainant / Informant :

(a) Name Sri Ayushi Garg

(b) Father's / Husband's Name Sri Ashok Agarwal

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

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

(f) Occupation Proprietor of Balaji Enterprises.

(g) Address Mittal Complex, opp. Ananda Loke Hospital, Serdula Road, PS - Bhaktinagar, Dist - Jalpaiguri.

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

(Attach separate sheet, if necessary) : Partners of Chavda Ceramic, situated at near Jay Ambe Society, Thangadh, Surendrenagar, Pin - 363530, Gujarat.

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 Rs. 84,650/- only.

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 F.I.R is reproduced over leaf.

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 Chetan Dargal investigation / refused investigation / transferred to P.S. - jurisdiction. FIR read over to the Complaint / Informant, admitted to be correctly recorded and a copy given to the Complainant / informant free of cost.

14/10/23
Inspector-in-charge
Bhaktinagar Police Station
Siliguri Police Commission

14/10/23
Inspector-in-charge
Bhaktinagar Police Station
Siliguri Police Commission
Signature of the Officer-in-charge, Police Station
Name : Sri Anaresh Singh
Rank : No. 1/c, Bhaktinagar B

Noted in original Complaint.
14. Signature / Thumb impression of the Complainant / Informant

15. Date & Time of despatch to the court :

Date: 14.10.2023

To
The Inspector-in-Charge
Bhaktinagar Police Station,
Siliguri,
District-Jalpaiguri.

Dear Sir,

I, Sri Ayush Garg, Son of Sri Ashok Agarwal, proprietor of "Balaji Enterprises" situated at Mittal Complex, Opposite Anandloke Hospital, Sevoke Road, Post Office - Sevoke Road, Police Station - Bhaktinagar, District - Jalpaiguri, PIN-734001, West Bengal would like inform you that I deal in the business of Hardware and Sanitary articles. In the month of June, 2023 Chavda Ceramic, a partnership firm (Mobile No.9879493304/8488800004) having GSTIN No.24AABFC1364J1ZR situated at Near Jay Ambe Society, Thangadh, Surendranagar, PIN - 363530, Gujarat who deal in the manufacturing business of Electrical Insulators, Porcelain Parts, Sanitary ware and other refectories approached me and showed their eagerness to sell sanitary ware and other bathroom fittings and after discussion and deliberations over the price, quality and quantity of the sanitary ware and bathroom fittings, I placed an order for various quantities of the aforesaid products for a price of Rs.84,650/- (Rupees Eighty Four Thousand Six Hundred Fifty) only.

On 24.06.2023 Chavda Ceramic issued respective bill according to the quantity of materials amounting to Rs.84,650/- (Rupees Eighty Four Thousand Six Hundred Fifty) only excluding GST @ 18% amounting to Rs.15,237/- (Fifteen Thousand Two Hundred Thirty Seven) only aggregating to Rs.99,887/- (Rupees Ninety Nine Thousand Eight Hundred Eighty Seven) only and on 21.06.2023 and 25.06.2023 I made the payment of the said sum to Chavda Ceramic bank account amounting to Rs.10,000/- and Rs.89,887/- respectively.

On 30.06.2023, when I received the sanitary ware and bathroom fittings at the aforesaid address, I was absolutely shocked to see that the articles that I received are defective. It is pertinent to mention here that Chavda Ceramic deliberately having prior knowledge that the products are defective in the most malafide manner delivered and entrusted the same to me. The said fact can be easily corroborated as in the invoice itself the column of grade reads as "REJ" which points that the products delivered to me at Siliguri are rejected materials.

I immediately informed the firm and confronted them regarding the present scenario and all they had to say is that this was an unintentional mistake from their end and they are willing to rectify the same by delivering

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a fresh stock of the products as ordered by me. Till this date the partners of Chavda Ceramic has paid no heed to the requests made by me over telephone and have been harassing me by neither delivering the fresh stock of goods as ordered nor refunding back the total consideration value amounting to Rs.99,887/- (Rupees Ninety Nine Thousand Eight Hundred Eighty Seven) only. Furthermore I am on a regular basis incurring additional expenses in storing the defective products at my godown which is also occupying a considerable space.

The partners of Chavda Ceramic had approached me right from the inception with the sole purpose of cheating me and thereby putting me into wrongful loss. Finding no other alternative, I have also sent a legal notice dated 27.07.2023 which has been received by Chavda Ceramic on 02.08.2023 but in spite of receiving the legal notice, Chavda Ceramic kept silent over the matter. Thus, this itself proves the mollified intention of cheating my hard earned money and misappropriating the same for their personal gain.

Hence, I humbly request you to investigate the matter, book the partners of Chavda Ceramic under the appropriate provisions of criminal law and take necessary action against the aforesaid culprits.

Thanking you.

Yours truly,

Ayush Garg

[Ayush Garg]
Propreitor : Balaji enterprises
Son of Sri Ashok Agarwal
Mobile:9434012548.

Enclosure:

1. Photocopy of the Invoice dated 24.06.2023.

Received on 14/10/23 at 13:55 hrs,
vide BUN PS GDE NO. 719 and started
Bhaktinagar PS case no- 917/23
date 14/10/23 u/s-406/417/420/120B IPC
SI Chetan Dangal will investigate
the case.

14/10/23

Inspector-in-charge
Bhaktinagar Police Station
Siliguri Police Commissionerate