

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

2823

1. Dist. Durgam Cheruvu PS 257/2023 Year 2023 FIR No 1021/23 Date 10/12/23
2. i) Act IPC Sections 1 ii) Act NA Sections 705/120/120B IPC

2. i) Act IPC Sections 1 ii) Act 105/120/120C Sections 1
 iii) Act Police Staff Sections 1 iv) Others Acts & Sections 1

8. (a) Continuance of offence : Day _____ Date From 18/02/22 Date To Till date
Time From _____ Time To _____

* (b) Information received at P.S. Date 17/12/23 Time 21.15-18

(C) General Diary Reference : Entry No (s) 986 Time 21.15-22.

4. Type of Information Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 2 km approx (N) Beat No.

(b) Address 97 MTB Group Office at P.O. Box 12400

3rd Floor SF/Room 2000: 5000 sq ft

(c) In case outside limit of this Police Station, then the

Name of the P.S. _____ District _____

6. Complainant / Informant :

(a) Name Sri P. Ramesh Kumar

(b) Father's / Husband's Name Sri. Arjun Kumar Vsa.

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

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

(f) Occupation Executive

(g) Address 205 Brookway, Springdale, North Carolina

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

(Attach separate sheet, if necessary) :

1) Panchip Keerasa Mysore S/o Lt. Panchan Kumar
Mysore 2) Ashu Keerasa Mysore S/o Ashu Mysore
PO Rajarajapuram colony Dr. Ashu Mysore.
3) Ashu Keerasa Keerasa S/o Darga Tea Pvt. Ltd.

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

Not mention

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

$Rs. \frac{20,00,000}{100} = Rs. 20,00,000$

10. Total value of properties stolen / involved

11. Inquest Report / U.D. Case No. If any N/A

12. FIR Contents (Attach separate sheets, if required): *The original complaint is treated as FIR is enclosed*

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 S. P. Singh to take up investigation / refused investigation / transferred to P.S. S. P. Singh 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.

Signature of the Officer-in-Charge, Police Station

Name: Donovan M. Williams

Inspector Incharge

Rank : No. **Siliguri Police Station**
Siliguri Police Commissionerate

14. Signature / Thumb impression
of the Complainant / Informant

005. 18412/22 at 10:30 AM.

15. Date & Time of despatch to the court :

To

The Officer in Charge (O/C),

Khalpara TOP, Siliguri.

Sir,

I, Prashant Kumar Jha , son of Sri Abhay Chandra Jha, aged about 34 years, Hindu by religion, resident of Shantipur , Shivmandir, Post Office- Matigara, Police Station- Matigara, District- Darjeeling, Pin-734013, one of the senior Executive of a conglomerate of companies known as "MJB Group", having its office at Orchid Square, 3rd Floor, Station Feeder Road, Siliguri, Post Office- Siliguri Bazar, Police Station-Siliguri, Pin- 734005, do hereby lodge this complaint as under:

The aforesaid conglomerate of companies is engaged in diverse forms of business ranging from real estate, agriculture, tea estates, automobile sales and repair, tea manufacturing and selling, FMCG etc. within the State of West Bengal.

Coming to the facts of this complaint, I am to bring to your kind notice that five of our companies namely New Leaf Tea Plantation Pvt. Ltd., Sanyasihat Tea Processing Pvt. Ltd., Saradmoni Tea Company Pvt. Ltd., Mars Tea (India) Pvt. Ltd., and Suman Mfg. Works Ltd. have been dealing with the manufacture and selling of tea and in the process one Sri Pramod Kumar Mishra came into contact with the said companies with a purpose of broking and facilitating the selling of our manufactures teas in the market. Our companies have had a business relationship with Pramod Kumar Mishra for a period of more than 5 years, thus demanding our complete faith and trust with him in the business dealings. His son, Sri Pradip Kumar Mishra has also been employed in one of the aforesaid companies namely Suman Mfg. Works Ltd. since long and occupies a managerial position in the sales department. Pramod Kumar Mishra met his demise on the 18 of March, 2022.

It was during this period when our company dealt frequently with Late Pramod Kumar Mishra that he introduced us to one of his relatives, namely Atul Kumar Mishra, son of Sri Abhay Mishra, resident of 545/5, Bhagajatin Colony, Ward No.45, Pradhan Nagar, Siliguri, who also expressed his desire to do business with our companies as a broker for expanding the companies' markets to more regimes.

As our companies had immense faith and trust in Late Pramod Kumar Mishra, we accordingly agreed to the said proposal of his relative Atul Kumar Mishra.

As is routine in any long standing business relationship, our companies never insisted or engaged in much paper work as regards the business dealings with the aforesaid persons namely Pramod Kumar Mishra and his relative Atul Kumar Mishra, with an added incentive of their relative, Sri Pradip Kumar Mishra having already been employed in our company as stated herein above. Also Pradip Kumar Mishra is more or less the person involved on behalf of our companies in so far as the business dealings with his father and relative are concerned and we have imposed complete faith his competence in so far as the benefits accruing to our companies are concerned.

Sometime in the first half of the year 2022, Atul Kumar Mishra (as a broker) brought in a new client for our companies, known as Aashu Tea Private Limited and proposed us to start supplying tea to the said company. Consequentially, our companies started supplying teas to Aashu Tea Private Limited as per its orders, which were communicated to us by Atul Kumar Mishra and dealt with by Pradip Kumar Mishra from the companies' end without any formal paper work or due diligence owing to the long standing business relationship with the aforesaid persons as is stated above.

It was at this juncture that Atul Kumar Mishra hatched a massive conspiracy to cheat our companies and cause huge financial losses to us. Our companies raised invoices from their end in the name of Aashu Tea Private Limited and the payments were also duly noted without the moneys being actually credited to the companies' account as Atul Kumar Mishra assured us that he received all due payments from the said company and would timely remit the accruals of the companies' account after deducting his brokerage from time to time. We acknowledged the mutual trust and faith in his assurances and accordingly marked the said invoices as paid at our end. This entire exercise having been perpetrated by Atul Kumar Mishra went on for a considerable period of time until a few days back, when we sensed the ongoing fraud affecting the companies' accounts miserably when all the directors of the said companies sat with the employees of the company including Pradip Kumar Mishra and thus unearthed the delinquency that was being committed against our company with no end in sight.

We were shocked right at the beginning when we took out the details of this new company that Atul Kumar Mishra had introduced i.e. Aashu Tea Private Limited and found that he and Asha Kumari Kushwaha are the directors of the said company and it became clear to us that all along he had an intention of cheating our company and the payments with regard to the invoices that were marked as paid at our end existed only in fiction. The supplied teas to Aashu Tea Private Limited as well the accrued invoice values with respect to the said teas were both misappropriated by Atul Kumar Mishra by a single action. As a consequence our company has been cheated of its finances which we estimate at Rs. 20,00,000/- (Rupees Twenty Lakhs) only.

As is natural we had initially suspected our employee Pradip Kumar Mishra of his involvement in the said criminal activities of his relative but upon enquiry we found out that he has been as much a victim of the said crimes as our company. He has assured us that he shall fully cooperate with the police officials in the investigation and has also affirmed a declaration to that effect to our companies. He has also been trying to establish contact with Atul Kumar Mishra but says that he is avoiding his phone calls, thus establishing his clear intentions and designs.

You are therefore, humbly requested to initiate appropriate action against Atul Kumar Mishra, son of Sri Abhay Mishra, resident of 545/5, Bhagajatin Colony, Ward No. 45, Pradhan

Nagar, Siliguri and bring him to justice.

Yours Faithfully,

Prashant Kumar Jha

Prashant Kumar Jha

(MJB Group)

Mob. No:- + 91 78640 55423

Received on 17/12/23 at 21-15-52.
Vide G.D.E.N. - 986 - 8 started
SLG PS, Case no. - 1021/23 at
17/12/23 U/S - 406/428/120B/1A
SI Khishore Parja is engaged
for its investigation.

17/12/23
Inspector Incharge
Siliguri Police Station
Siliguri Police Commissionerate

Received on 17.12.23 at 20:45 hrs
vide Khapara T.O.P. 433
dt. 17.12.23 and forwarded to
SLG PS to start a specific case
under proper U/S of Law.

Officer-In-Charge
Khapara T.O.P.
P.S. Siliguri
Siliguri Metropolitan Police