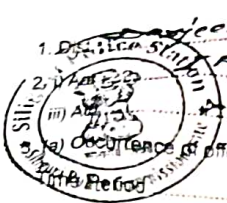


FIRST INFORMATION REPORT (Under Section 154 Cr. P.C.)

214



1. Police Station P.S. Siliguri Year 2022 FIR No. 17/2022 Date 07/01/2022
2. Sections 306/19/1201968/171 39 IPC
3. Sections
4. Others Acts & Sections
Date From 18/02/2022 Date To 18/03/2022

(b) Information received at P.S. Date 07/01/2022 Time 21.15-505
(c) General Diary Reference : Entry No (s) 218 Time 21.15-505

4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 2 1/2 km approx (M) Beat No.

(b) Address DE N/S Siliguri Sectors A/DK/2 BEARGLA R/O NINEKANDOLA RALLY ROAD OF DCC/2 BEARGLA MANSABAD ROAD TRIBESH MARKET (A-40-11) OF SMC

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

6. Complainant / Informant :

(a) Name Sd/ Joydip Chakraborty

(b) Father's / Husband's Name Late Ajit Kumar Chakraborty

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

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

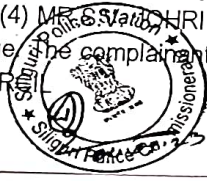
(f) Occupation Business

(g) Address R/O EAST NINEKANDOLLA RALLY ROAD FRIENDS CLUB W-NO-38 OF SMC P.S. BHAKTINAGAR - JALPAIGURI

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

(Attach separate sheet, if necessary) : 1) Mr Mohit Chaddha and others details is enclosed in separate sheet.

i) "M/s. S.R. CHADDHA INDUSTRIES LIMITED"- hereinafter referred to as "SRCIL" which is a machinery manufacturing company, registered under the companies Act, and M/S R.K. INDUSTRIES" hereinafter referred to as "RKI" which is a Unit of "M/s. S.R. CHADDHA INDUSTRIES LIMITED"-wherein (1) MR.MOHIT CHANDDHA working as an Authorized signatory-cum-Director. (2) MR.D.K.SHARMA working as a General Manager -purchase (3) MS.ANUPRIYA SINGH working as a manager- purchase, (4) MR. S. V. CHARI working as a Chief Finance Officer and (5) MR. PRASANT KR. JHA working as a Store-In-Charge. The complainant added that on 13.11.2021 Mr D K Sharma being the general Manager purchase Department of SRCIL



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 complaint which 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 ASI Bismit Saha of PNT TOP-I under investigation / refused investigation / transferred to P.S. Siliguri PS/SPC. 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.

Noted in Original Complaint

14. Signature / Thumb impression of the Complainant / Informant 07/01/22 at 10.20 AM

15. Date & Time of despatch to the court :

Signature of the Officer-in-Charge, Police Station Name : Anupam Majumdar Inspector in Charge Rank : No. 1055 of Police Siliguri Police Station Siliguri Police Commissioner

To
The Officer in Charge,
Panitanki Police Out Post
Under Siliguri Police Station
Sevoke Road, Siliguri
Dist. Darjeeling.

Dated: 04/01/2024

Sub:- F.I.R.

Respected Sir,

With due respect, **I. SRI JOYDIP CHAKRABORTY**, Son of Late Ajit Kumar Chakraborty, Resident of East Vivekananda Pally, Near Friends Union Club, Ward No. 38 of S.M.C., Siliguri, P.O. Rabindra Sarani, P.S. Bhaktinagar, Dist. Jalpaiguri, would like to lodge this Written Complaint before your good authority to the effect that I am one of the Partner of **M/s. SILIGURI ELECTRIC WORKS**. A Partnership Firm, having its office situated at-266/2, George Mahbert Road, Bihari Market, Ward No. 11 of S.M.C., Siliguri, P.O. & P.S. Siliguri, Dist. Darjeeling, Pin: 734010 and we have been dealing its business of Distribution of Transformer Manufacturing Unit since long with name and fame and supply the products to the Government and Semi-Government Departments including different Private Companies, according to their requirement and orders.

Sir, in course of our said business, we had maintained a business relation with "**M/s. S.R. CHADDHA INDUSTRIES LIMITED**" - hereinafter referred to as "**SRCIL**" which is a Machinery Manufacturing Company, registered under the Companies Act. and "**M/s. R. K. INDUSTRIES**" - hereinafter referred to as "**RKI**" which is a Unit of "**M/s. S.R. CHADDHA INDUSTRIES LIMITED**" wherein (1) **MR. MOHIT CHADDHA** working as an Authorized Signatory-Cum-Director, (2) **MR. D. K. SHARMA** working as a General Manager - Purchase, (3) **MS. ANUPRIYA SINGH** working as a Manager - Purchase, (4) **MR. S. V. JOHRI** working as a Chief Finance Officer and (5) **MR. PRASANT KR. JHA** working as a Store-In-Charge, who have participated in the day to day affairs of the company and also liable and responsible for the all the consequences.

Sir, on 13.11.2021, **MR. D. K. SHARMA** being the General Manager - Purchase Dept. of SRCIL in connivance with the other Directors, Managers and Officers of the Company, have placed a Purchase Order before us via mail vide Purchase Order No. SRCIL/IPDS/BS/SEW/2021-22/0052, for supplying the material of 200 numbers of 11/0.4 KV Distribution Transformer 25 KVA 3 phase Aluminum wound DTF, to the tune of **Rs. 92,04,000/- (Rupees Ninety Two Lakhs Four Thousand) only**, for the project of Construction of 11 KV dedicated feeders and extension of 11 KV line from existing / upcoming dedicated feeders new Agriculture

Page | 1

Joydip Chakraborty

connection and R&M of LT line in Begusarai Circle against NIT No. 08/PR/NBPDCL/2020 under "Mukhyamantri Krishividuyut Sambandh Yojana".

As per the Order placed before us by said **MR. D. K. SHARMA** and other officials of SRCIL, we have delivered and supplied the total 200 numbers of 11/0.4 KV Distribution Transformer 25 KVA 3 phase Aluminum wound DTR, to the tune of **Rs. 92,04,000/- (Rupees Ninety Two Lakhs Four Thousand) only** to the Store of "SRCIL" situated at Vill.- Pipra Devas, Zero Mile to Barauni Road, Near Old Nagar Parishad Office, Barauni Road, Begusari - 851115, on different dates in between the period of "18-Feb-2022 to 16-Mar-2022" as per their direction and instruction, through the Transporter namely "**Shree Nand Roadways**", of Opp. Milton School, Bhanu Nagar, Siliguri - 734001, West Bengal along with the Tax Invoices as well as the Driver's Copies of the Transporter Shree Nand Roadways and **MR. PRASANT KR. JHA** being the Store-In-Charge of "SRCIL" MKVSY Project Begusarai (Bihar), have acknowledged and received the said consignments in good condition.

Accordingly, after receiving and acknowledging the said consignments from us, **MR. MOHIT CHADDHA** being the Authorized Signatories for R K Industries, a Unit of SRCIL, has issued 02 (Two) numbers of Account Payee Cheques being (1) **Cheque No. 287090**, Dated: 11.03.2022, Drawn on Canara Bank, Bareilly Civil Lines, Barielly, Uttar Pradesh - 243005, for the amount of Rs. 46,02,000/- (Rupees Forty Six Lakhs Two Thousand) only and (2) **Cheque No. 287091**, Dated: 14.03.2022, Drawn on Canara Bank, Bareilly Civil Lines, Barielly, Uttar Pradesh - 243005, for the amount of Rs. 46,02,000/- (Rupees Forty Six Lakhs Two Thousand) only, covering the total value of the consignments of Rs. 92,04,000/- (Rupees Ninety Two Lakhs Four Thousand) only to and in favour of our company namely **M/s. SILIGURI ELECTRIC WORKS**, in discharge of their joint existing legal debts and liabilities.

Thereafter, on being received the aforesaid Account Payee Cheques, I, being one of the Partner of **M/s. SILIGURI ELECTRIC WORKS**, have presented the aforesaid two Account Payee Cheques with its banker namely **HDFC Bank Ltd.**, Hill Cart Road Branch, Siliguri, Dist. Darjeeling, within its validity period for encashment but the aforesaid two Account Payee Cheques were returned unpaid being dishonored vide Cheques Return Memo Dated: 18.05.2022 with the endorsement "**FUNDS INSUFFICIENT**" and we received the intimation of such dishonored subsequently and said **MR. MOHIT CHADDHA** in connivance with the other officials of SRCIL, have issued the aforesaid two Account Payee Cheques to



and in favour of our company knowingly well that the aforesaid cheques will not be honoured on its presentation with an intention to defraud us.

Thereafter, finding no other alternative, I, being one of the Partner of **M/s. SILIGURI ELECTRIC WORKS**, have issued a Legal Notice Dated: 31.05.2022, to all the Persons who have active role in the said companies, through our Lawyer Sri Chinmoy Saha and sent the same by Speed Post on 04.06.2022 and by the said notice, they were asked and requested to make payment of **Rs. 92,04,000/- (Rupees Ninety Two Lakhs Four Thousand) only** covered under the aforesaid two dishonored cheques within 15 days from the date of receipt of the said legal notice.

It is to be mentioned here that immediately after issuing the said Demand Notice, I have noticed that on 05.06.2022 the Accused Persons have transferred a sum of Rs. 10,00,000/- only in the Bank Account of our firm and thereafter, they have also assured us over phone that they will pay the remaining dues amount within 7 (Seven) days but since then, they did not pay any amount.

Thereafter, finding no other alternative, I, being one of the Partner of our company, have filed a complaint petition U/S - 138 of N.I. Act, 1881, before the Ld. Addl. Chief Judicial Magistrate, Siliguri, against the aforesaid persons who had/have active role in the aforesaid offence, vide C.R. Case No. 816 of 2022 and subsequently, in view of the order passed by the Ld. Addl. Chief Judicial Magistrate, Siliguri, said case was transferred before the Ld. Judicial Magistrate, 2nd Court at Siliguri for its disposal.

Accordingly, after taking cognizance of the said case, Ld. Court was pleased to issue summon to the Accused Persons but in spite of receiving those summons, they did not turn up before the Ld. Court to face the trial and thereafter, Ld. Court was pleased to issue Warrant of Arrest against the Accused Persons and directed the concerned Police Station to execute the W/A and produce the Accused Persons before the Ld. Court.

Thereafter on 03.06.2023, the concerned Police Station has submitted a Non-Execution of W/A Report stating inter alia that the Company namely M/S. S.R. Chaddha Industries Limited already abolished and there is no existence of the said company in the said area and its Directors are also not available there. Thereafter, I have made an enquiry on my own efforts and came to know that all the Accused Persons in conspiracy with each other have abolished the said Company and formed two New Company in the name of "RKI India Limited" and "RKI Urja Pvt. Ltd." at Rampur



Road, Swaleey Nagar, Bareilly, Uttar Pradesh - 243001, wherein, all the Accused Persons are in the same plot and they have changed/abolished the name of the earlier company by procuring some forged documents with an sole intention to deceive us with an intention to cheat, defraud and misappropriate the hardest money of our firm and they have converted some valuable documents into a valuable security for misappropriating the hardest earned money of our firm and also in order to avoid the further proceedings in C/W the said C.R. Case being No. 816 of 2022, pending before the Ld. Judicial Magistrate, 2nd Court at Siliguri and thereby, they have also mislead the Ld. Court.

I, therefore, request you to kindly investigate into the matter and please take appropriate strong legal action against the aforesaid companies including their above named officials and others as per the provision of law and obliged thereby.

Thanking you

Yours Faithfully

Soydip Chakraborty

(SRI JOYDIP CHAKRABORTY)
Phone No. 96797-20000.

02/01/2024

Received on 04/01/2024 at 20:45 hrs
vide Panitanki TOP CDR No- 24 dt-
04/01/2024 and forwarded to I/C SLH
PS to start a specific case under
proper section of law.

04/01/2024
Officer In-charge
PANITANKI TOP-I
P.S. Siliguri
Dist. Darjeeling

Received on 04/01/24 at 21:15 hrs vide SLG PS.
GID No - 248/2 started case no - 14/2024 dt
04/01/24 C/S - 406/413/420/468/471/24 IPC
As it is said that case of PNT TOP-I, PS, Siliguri
is enough for its investigation.

04/23
Inspector In-charge Page 4
Siliguri Police Station
Siliguri Police Commissionerate