

1. Dist. Jalpaiguri P.S. NJP Year 2024 FIR No. 24/24 Date 12.01.24

2. i) Act IPC Sections 448/323/325/354 ii) Act \_\_\_\_\_ Sections \_\_\_\_\_

iii) Act IPC Sections 307/379/427/506/39 iv) Others Acts & Sections \_\_\_\_\_

3. (a) Occurrence of offence : Day \_\_\_\_\_ Date From \_\_\_\_\_ Date To 01.10.23

Time Period \_\_\_\_\_ Time From \_\_\_\_\_ Time To at about 20.00h

(b) Information received at P.S. Date 12.01.24 Time 14.15h

(c) General Diary Reference : Entry No (s) 507 Time 14.15h

4. Type of Information \_\_\_\_\_  Written /  Oral

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

(b) Address Purba Sepaipara, 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 Sohail Biswas

(b) Father's / Husband's Name Kerlick Biswas

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

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

(f) Occupation \_\_\_\_\_

(g) Address Purba Sepaipara, Po-Sahudangi Hat, PS-NJP, Dist-Jalpaiguri

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

(Attach separate sheet, if necessary) : Pradip Roy s/o-Shibcheran Roy 27 Dajal Sanjal s/o-Nikunja Sanjal 37 Md Tinku s/o- Bhala Md 47 Monna Khalun w/o- Md Tinku 57 Ri- uena Khalun w/o- Md Salim 67 Md Salim s/o- Nalwled 77 Nisha all of Purba Sepaipara, Po-Sahudangi Hat, PS-NJP, Dist-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 compert 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 PSI Soum Chik Baraik, NJP PS, SPC 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.

on the original written compert

14. Signature / Thumb impression of the Complainant / Informant \_\_\_\_\_  
Signature of the Officer-in-Charge, Police Station  
Name : PARTHA SARATHI DAS

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





IN THE COURT OF THE CHIEF JUDICIAL MAGISTRATE, JALPAIGURI

M.P Case No- 362/23

SOHAIL BISWAS VS PRADIP ROY AND OTHERS

Order dated 11-12-23

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 PS and I/C NJP PS , 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/C NJP PS who is directed to invest her own consideration to the facts alleged and he 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 11-01-2024 for compliance report from P.S. concerned.

CJM, Jalpaiguri

Forwarded to I/c NJP PS,  
for taking necessary action.