



1. Dis. SPE P.S. Pradhman Nagar Year 2024 FIR No. 46/24 Date 13/01/24

2. i) Act XLV of 1860 Sections 406, 420, 120B ii) Act IPC Sections

iii) Act Sections iv) Others Acts & Sections

3. (a) Occurrence of offence : Day Date From Since long Date To

Time Period Time From Time To

(b) Information received at P.S. Date on 13/01/24 Time 21.15 hrs.

(c) General Diary Reference : Entry No (s) 716 Time 21.15 hrs.

4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. North, 04 km. Beat No.

(b) Address A land measuring 62 katkas, mouza Jaduritar chhat, Khatian No. 1334, L.R. plot no. 31, 33, 34, P.S. Pradhman 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 Rajen sharma (subedi)

(b) Father's / Husband's Name Lt. Chiranjibi sharma.

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

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

(f) Occupation Director of Prabhagan Construction Pvt. Ltd. Company,

(g) Address Borbubasa, Champasari, Devidanra, P.S. Pradhman Nagar,

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

(Attach separate sheet, if necessary) :

(i) Bikash Achary, (ii) Rajen sharma @ Rajen Bhandari,

(iii) Dipendro Ghoshiray, (iv) Nirmal Kumar sharma

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

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

An amount of Rs. 2,70,00,000 (two crore seventy lakhs only)

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 look up the investigation / directed SI 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 14/01/24 at 11.00 hrs.

Signature of the Officer-in-Charge, Police Station
Name : Anirban Bhattacharjee
Rank : Inspector in Charge
Head of Police
Siliguri Police Commissionerate

Received on 13/01/24 at 21:15 hrs vide PDN
PS GIDE NO. 716 and is registered PDN P.S. Case
No. 46/24 dt. 13/01/24 U/S 406, 420, 120B IPC
and is endorsed to SI Jimut Kanti Roy for its
Investigation.

To,
The Inspector-In-Charge,
Pradhan Nagar Police Station,
Regulated Market,
Pradhan Nagar,
Siliguri, Dist. Darjeeling,
West Bengal.

13/01/24 Date: 13.01.2024
Inspector In-charge
Pradhannagar Police Station
Siliguri Police Commissionerate

Sub: F.I.R against Bikash Achary and 3 others for fraud, misappropriation and cheating.

Respected Sir,

I am the Director of Purbayan Construction Private Limited, a registered private limited company bearing Registration No. 170989, dated 21/12/2011 having its registered offices at Milan More, P.O. Champasari, Siliguri. Our company is the registered owner of various plots of land located in Mouza-Jadubhitta Chhat, P.O. Champasari, Siliguri.

I beg to bring to your notice that **(1) Mr. Bikash Achary**, son of Late Durga Prasad Achary, (Mobile No. 8101437134) resident of Jadubhitar Chhat, Milan More, P.O. Champasari in collusion with one **(2) Rajen Sharma @ Rajen Bhandari** (Mobile No...9832506666) of Milan More, **(3) Dipendra Ghimiray**, son of N. L. Ghimiray of Jadubhitar Chhat, Milan More, and **(4) Shri. Nirmal Kumar Sharma**, son of Shri. J. N. Sharma, residence unknown, have all conspired to cheated the company by committing a very serious fraud.

The above mentioned Mr. Bikash Achary, was appointed as a Director of our Company on 01/11/2022 and continues to hold the position of a Director till date.

It was discovered that Mr. Bikash Achary, along with the other accused persons, represented themselves as the representatives of our Company and had started initiating the sale of Company property to various prospective purchasers. On 19/10/2022, before his appointment as a Director, Mr. Bikash Achary portrayed himself as the authorised representative of the company and executed:

(a) **Sale Deed No. 9921/2022** in favour of Dr. Kiran Silwal, son of Shri. Padam Silwal, pertaining to a plot of land measuring 11 Kathas, 14 Chhataks and 17 sq ft. recorded in L.R. Plot No. 31, Khatian No. 1234 of Mouza-Jadubhitar Chhat for a valuable consideration of Rs. 48,00,000/- (Rupees Forty Eight Lakhs Only);

(b) **Sale Deed No. 9922/2022** in favour of Razia Khatun, wife of Md. Mukhtar Sekh, pertaining to a plot of land measuring 8 Kathas, recorded in L.R. Plot No. 34, Khatian No. 1234 of Mouza-Jadubhitar Chhat for a valuable consideration of Rs. 32,10,000/- (Rupees Thirty Two Lakhs and Ten Thousand Only);

(c) **Sale Deed No. 9923/2022** in favour of Smt. Smita Basu, wife of Shri. Samir Kumar Basu, pertaining to a plot of land measuring 10 Decimals, recorded in L.R. Plot No. 34, Khatian No. 1234 of Mouza-Jadubhitar Chhat for a valuable consideration of Rs. 24,50,000/- (Rupees Twenty Four Lakhs and Fifty Thousand Only);

(d) **Sale Deed No. 9924/2022** in favour of Shri. Santosh Chettri, son of Shri. Dhan Bahadur Chettri, pertaining to a plot of land measuring 7 Kathas, recorded in L.R. Plot No. 33 & 34, Khatian No. 1234 of Mouza-Jadubhitar Chhat for a valuable consideration of Rs. 28,10,000/- (Rupees Twenty Eight Lakhs and Ten Thousand Only);

PURBAYAN CONSTRUCTIONS PRIVATE LIMITED

Rajen Sharma

Page 1 of 2
DIRECTOR

(e) Sale Deed No. 9937/2022 in favour of Dr. Jiwan Silwal, son of Shri. Padam Silwal, pertaining to a plot of land measuring 11 Kathas, 14 Chhataks and 17 sq ft. recorded in L.R. Plot No. 31, Khatian No. 1234 of Mouza-Jadubhitar Chhat for a valuable consideration of Rs. 48,00,000/- (Rupees Forty Eight Lakhs Only);

all are registered in the office of the Additional District Sub-Registrar, Siliguri II at Bagdogra.

It was further discovered that Mr. Bikash Achary, after his appointment as a Director of the company, without express authorisation by the company, further conspired to defraud the Company by executing additional 2 (two) sale Deeds as under:

(i) Sale Deed No. 1699/2023 dated 01/03/2023 in favour of Shri. Sujan Shrees Thapa, son of Shri. Sudan Bahadur Thapa, and Shri. Sukhad Pun Thapa, son of Shri. SUjan Shrees Thapa, pertaining to a plot of land measuring 9.25 Decimals recorded in L.R. Plot No. 33, Khatian No. 1234 of Mouza-Jadubhitar Chhat for a valuable consideration of Rs. 35,00,000/- (Rupees Thirty Five Lakhs Only); and

(ii) Sale Deed No. 1817/2023 dated 03/03/2023 in favour of Shri. Sujan Shrees Thapa, son of Shri. Sudan Bahadur Thapa, and Shri. Sukhad Pun Thapa, son of Shri. SUjan Shrees Thapa, pertaining to a plot of land measuring 15.94 Decimals recorded in L.R. Plot No. 34, Khatian No. 1234 of Mouza-Jadubhitar Chhat for a valuable consideration of Rs. 55,00,000/- (Rupees Fifty Five Lakhs Only).

both registered in the office of the Additional District Sub-Registrar, Siliguri II at Bagdogra.

No resolution or authorisation for sale was issued in the name of any of the accused persons by the company at any time.

The 7 Sale Deeds relate to about 62 Kathas of land having an approximate market value of about Rs. 2,70,00,000/- (Rupees Two Crore and Seventy Lakhs Only) and the above accused persons, hatched this conspiracy in collusion with one another, and have collected all the sale consideration from the purchasers and misappropriated the sale proceeds without remitting it to the Company accounts.

We will be grateful if this complaint is treated as an F.I.R. against Bikash Achary & Others and a criminal case is registered and investigated to bring the above accused to justice.

Thankfully yours,

For Purbayan Construction Pvt. Ltd.

Rajen Sharma.
DIRECTOR
Director

Mr. Rajen Sharma (Subedi),
(Mobile: 98320-33394)

*S/o - Lt- Chiranjibi Sharma.
Babu basa champasari -
Devidanga -*

Enclosure :

- 1) Xerox copy of Deed no. 9921/2022, 9922,2022, 9923/2022, 9924/2022, 9937/2022, 1699/2023 & 1817/2023.
- 2) List of Directors and appointment from Ministry of Corporate Affairs.