



1. Dist. Darjeeling P.S. Matigara Year 2024 FIR No. 386/24 Date 22.06.2024
i) Act IPC Sections 341/506/34 ii) Act _____ Sections _____
iii) Act _____ Sections _____ iv) Others Acts & Sections _____

3. (a) Occurrence of offence : Day _____ Date From _____ Date To 06.04.2024
Time Period _____ Time From _____ Time To 12.00 hrs
(b) Information received at P.S. Date 22.06.24 Time 14.35 hrs
(c) General Diary Reference : Entry No (s) 1154 Time 14.35 hrs
4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. _____ Beat No. _____
(b) Address Middle of the Mahomonda Bridge no-4
Ps. Matigara Dist. Darjeeling
(c) In case outside limit of this Police Station, then the N/A
Name of the P.S. _____ District _____

6. Complainant / Informant :
(a) Name Shri Ajay Bhagat @ Ajay Kumar Bhagat
(b) Father's / Husband's Name lt Kashi Nath Bhagat
(c) Date / Year of Birth _____ (d) Nationality Indian
(e) Passport No. _____ Date of Issue : _____ Place of Issue _____
(f) Occupation _____
(g) Address Sichudange, Tumbayate Ps-Matigara Dist - Darjeeling

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary) : Ashok Kumar Jaiswal and others

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 _____

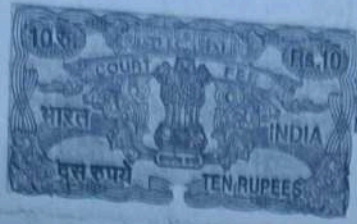
11. Inquest Report / U.D. Case No. If any _____

12. FIR Contents (Attach separate sheets, if required) : The original written Complaint which is treated as FIR in enclosed / 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 Asst Rayu Prasad Yadav Inspector-in-Charge _____ to take up investigation / refused investigation / transferred to P.S. _____ Matigara Police Station _____ on point of jurisdiction. FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / informant free of cost.

14. Signature / Thumb impression Not in original Complaint Signature of the Officer-in-Charge, Police Station _____
of the Complainant / Informant _____ Matigara Police Station _____
Name ARINDAM BHATTACHARJEE Police Commissionerate _____
Rank : No. INSPECTOR OF POLICE

15. Date & Time of despatch to the court : On 23.06.24 at 11:00 hrs



श्री अजय कुमार

[Handwritten signature]

IN THE COURT OF THE LD. ACJM AT SILGIURI

Misc. Petition Case No. 22 /2024

IN THE MATTER OF
AN APPLICATION UNDER SECTION 156 (3)
OF THE CR. P.C.

Name of the Complainant:

**SHRI. AJAY BHAGAT@ AJAY KUMAR
BHAGAT**
SON OF LATE KASHI NATH BHAGAT
RESIDENT OF SISHU DANGI, TUMBA JOTE, P.S
- MATIGARA, DIST - DARJEELING



Name of the Accused Persons:

1. **SHRI. ASHOK KUMAR JAISWAL**
SON OF LATE MURLIDHAR JAISWAL,
RESIDENT OF SF ROAD, NEAR FIRE BRIGADE,
PS - SILIGURI, DIST DARJEELING
2. **AND 4/6 UNKNOWN MISCREANTS OTHERS**

Name of the Witnesses:

1. **SHRI. SAMBHU KUMAR,**
SON OF KAMESHWAR JAISWAL,
ADDRESS SISHU DANGI, TUMBA JOTE, P.S -
MATIGARA, DIST - DARJEELING
2. And others

*Received on 22-06-24
at 1435 hrs vide MTR
PS GDENo - 1154 dt-
22-06-24. On the
stated MTR PS case
No- 386/24 dt-
22-06-24 of original
to ASST Range Khasra
Lab for its investigation.*

The above named complaint begs to state as follows:-

MOST RESPECTFULLY SHEWETH:

That the on 21/03/2024 the son of the complainant who is minor was sexually assaulted at 5.30 pm by the accused person and thus the brother of the complainant i.e. Biswanath Bhagat, son of Late Kashinath Bhagat, resident of Sishu Dangi, Tumba Jote, PS - Matigara, Dist - Darjeeling, filed a complainant against the said accused person on 23/03/2024 and thus the Matigara Police Station registered the said case as Matigara PS Case no. 194/2024 under section 8 of POCSO act.

That it is very unfortunate that although after the registering of the FIR against the said accused person Ashok Kumar Jaiswal, he was not arrested by the concerned police station and taking such opportunity he was constantly threatening the complainant and his family members.

22.6.24

Inspector-in-Charge
Matigara Police Station
Siliguri Police Commissionerate

[Handwritten Signature]
Nabendu Narayan Dutta
Notary Public, Siliguri, Darjeeling, West Bengal, India

From Child Home

9/6/24

3. That on 06/04/2024 at about 12.00 p.m. when the complainant was travelling in bike with the witness no. 1 i.e. Sambhu Kumar from Jhankar More to Matigara to his house and when the complainant reached the middle of the Mahananda Bridge no. 4 then Ashok Kumar Jaiswal along with 4 to 5 unknown antisocial goons suddenly restrained the complainant and threatened the complainant with dire consequences if the brother of the complainant i.e. Biswanath Bhagat did not withdraw the POCSO case then the accused person will not hesitate to kidnap the child of the complainant and kill him.
4. That when the complainant raised objection then said accused person took out khukri and then tried to hit the complainant with intent to kill the complainant but somehow the complainant rescued himself.



5. That the accused person further threatened the complainant that he have escaped today but when the child of the complainant will go to school then the accused person will not hesitate to kill him.

That the accused persons are very dangerous in nature and they can do anything for their evil desire and the family members of the complainant are under constant fear for sending the child to school.

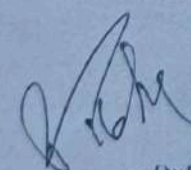
7. That the complainant duly made a complain to the concerned police station at Matigara on 06/04/2024 but the police station only received the same and did not provide any GDE number and when the complainant enquired about the same no FIR was formally registered by the OC Matigara.

It is pertinent to mention here that the complainant have send a copy of the said FIR to the Commissioner of Police Siliguri Metropolitan Police, Dist – Darjeeling vide speed post and the same was duly received by the office on 08/04/2024 but then also no specific case was not registered against the said accused person by the Police.

8. That the accused person has committed offences of serious nature Under the Indian Penal Code.

Under the circumstance it is prayed that your honour would be graciously be pleased to direct the O/C Matigara Police station to investigate the matter. Treating this petition as an FIR.

And for this act of kindness, your petitioner as in duty bound shall ever pray.


Nabendu Narayan Dutt,
Notary Govt. of India
Siliguri, Darjeeling



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AFFIDAVIT

I, SHRI. AJAY BHAGAT@ AJAY KUMAR BHAGAT, Son Of Late Kashi Nath Bhagat, age about 42. years, Hindu by religion, Business by occupation, Resident Of Sishu Dangi, Tumba Jote, P.S – Matigara, Dist - Darjeeling, do hereby solemnly affirm and declare as follows:-



1. That I am the Petitioner of the present case and I am well acquainted with the facts and circumstances of the abovementioned case.
2. That the statements made in paragraph nos. 1 to 8 made above are true to the best of my knowledge and belief.
3. That the statements made in remaining paragraphs are my submission before this Ld. Court.

I sign this Affidavit on this the 16th day of April 2024 at Siliguri.

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Signature of the declarant
Identified by me.

Sumanta Ghosh
Advocate, Siliguri

F-603/2014

AFFIDAVIT
Solemnly Affirmed Before me
By Ajay Bhagat @ Ajay
of Sishu Dangi, Tumba Jote, P.S - Matigara, Dist - Darjeeling
Identified by Sumanta Ghosh Advocate
This on 16th day of April 2024

(Signature)
Nabendu Narayan Dutta
Notary Govt. of India
Siliguri, Darjeeling