

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

1. Dist. Jalpaiguri P.S. NJP Year 2024 FIR No. 838/24 Date 24/08/24

2. i) Act. BNS Sections 316C2) / 318C4) / 316C5) BNS Sections

iii) Act. Sections iv) Others Acts & Sections

3. (a) Occurrence of offence : Day Date From 20.14 Date To 05/08/24

Time Period Time From Not noted Time To

(b) Information received at P.S. Date 24/08/24 Time at 16:15h

(c) General Diary Reference : Entry No (s) 1411 Time at 16:15h

4. Type of Information written Written / Oral

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

(b) Address Land measuring G. Bigha 1c Kattas vide RS Khadiam No-27377M pd. No/65  
11.653. Under Meuza Binnaguri Jk No.3, Sheet No. 11. 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 Shri. Tapash Dutta C.M. No-9832494323)

(b) Father's / Husband's Name Lt. Gobinda Chandra Dutta

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

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

(f) Occupation

(g) Address Holder para, PS- Bhaktinagar, Dist- Jalpaiguri

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

(Attach separate sheet, if necessary) :

17 Lile Ram Sharma S/o- Lt Het Ram Sharma 27 Parameswari Devi  
Sharma w/o- Lile Ram Sharma 37 Mukesh Sharma S/o- Lile Ram  
Sharma all are of Panjabi Para, Po+PS- Siliguri, Dist- Darjeeling

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 Approx RS. 15,00,000/-

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

12. FIR Contents (Attach separate sheets, if required) : The original written complet 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 SI Madan Rishi, 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 complet

14. Signature / Thumb impression of the Complainant / Informant

[Signature]  
Signature of the Officer-in-Charge, Police Station  
Name : NIRMAL KR DAS

15. Date & Time of despatch to the court :  
Rank : No. SI of Police  
o/c NJP PS / SPC



COURT OF THE CHIEF JUDICIAL MAGISTRATE, JALPAIGURI

M.P Case No- 286/24

LAPASH DUTTA VS. LIJU RAM SHARMA AND OTHERS

U/S 175(3) BNSS-2023

Order dated: 06-08-24

Complainant LAPASH DUTTA has filed a petition praying for relief under section 175(3) BNSS-23.

Complainant remains present and enquired.

Heard Id lawyer for the complainant.

In view of Section 175(3) of BNSS-2023 I/C NJP PS is directed to submit the report in respect of the complaint, filed by the complainant LAPASH DUTTA AGAINST LIJU RAM SHARMA AND OTHERS within given days from the date of the communication of the order.

Let a copy of the complaint along with the copy of order be sent to the I/C NJP PS for information & compliance .

By 30/8/24 for compliance report from P.S. concerned.

*Forwarded to the NJP PS for compliance*

C.J.M. , Jalpaiguri  
Chief Judicial Magistrate  
Jalpaiguri

*[Signature]*  
Branch Clerk  
Chief Judicial Magistrate Court  
09/8/24

In the Court of Ld. Chief Judicial Magistrate, Jalpaiguri.

Misc. Petition. No. / 2024

Name and Address  
of the Complainant

Tapash Dutta (Age 48 years)  
S/O. Late Gobinda Chandra Dutta  
Resident of of Haiderpara  
P.O. Haider Para, P.S. Bhaktinagar  
Dist. Jalpaiguri

Name and Address  
of the Accused Persons

1. Sri Lilu Ram Sharma  
Son of Late Het Ram Sharma
2. Smt. Parameswari Devi Sharma  
Wife of Sri Lilu Ram Sharma
3. Mukesh Sharma  
Son of Lilu Ram Sharma  
All are residents of Panjabi Para  
P.O. & P.S. Siliguri. Dist. Darjeeling

Name & Address of the Witnesses

Received on 24/08/24 at 16:15h  
vide CIDE No 1411 dt 24/08/24<sup>1</sup>.  
and started NJPPS case  
No 838/24, dt-24/08/24  
IS- 316(2)/318CW/3CE)  
3NS and Endorsed to  
I Madan Rishi for  
is Investigation.

1. Pinku Biswas  
Son of Late Chittaranjan Biswas
2. Suntu Das  
Son of Late H. Das
3. Anupam Dutta  
Son of Late Gobinda Ch. Dutta  
Sl. No. 1 to 3 all are resident of Haider Para, Siliguri  
P.S. Bhaktinagar, Dist. Jalpaiguri
4. Subhomoy Chakraborty  
Son of Late Sukumar Chakraborty  
Resident of Ashram Para, Siliguri  
P.S. Bhaktinagar, Dist. Jalpaiguri

  
Officer-in-Charge  
New Jalpaiguri Police Station  
Siliguri Metropolitan Police

Application filed U/S. 175(3) of Bharatiya Nagarik Suraksha Sanhita, 2023

Offence committed U/S. 111 / 318 / 316(2) /34 of Bharatiya Nyaya Sanhita, 2023

**The humble Complaint of the above named Complainant**

**Most Respectfully States: -**

1. That the Complainant is peace loving and law abiding citizen of India and residing with the above noted address with unblemished record.
2. That the above named accused persons are the owner of the schedule land measuring 6 Bighas 10 Kathas and they have acquired the same by virtue of registered deed of sale being No. 1260 for the year 2010.
3. That the complainant state that the aforesaid owner of the land i.e. the accused persons executed an agreement for sale at a Rs. 10,00,000/- (Rupees ten lakhs) per Bigha, in the month of July, 2013 with the complainant and the complainant paid Rs. 2,50,000/- (Rupees two lakhs fifty thousand) only as advance money. but the said agreement could not be regularized due to family problems of the accused. thereafter in the year 2014 the landowner i.e. the accused persons executed an irrevocable agreement for sale at a consideration Rs. 41,00,000/- per Bigha with a power to transfer the land to the intending buyer along with the unregistered power of attorney and on the basis of the said instrument the complainant transferred 5 Khathas of land to Madhu Sharma at a consideration Rs. 10,00,000/- and the complainant has received from him Rs. 8,00,000/- of advance consideration money and at the same way, 5 Kathas of land to Sima Karmakar and Nikhil Saha and after execution of the aforesaid agreement annexed hereunder, the complainant spent huge amount of money i.e. more than Rs. 15,00,000/- for the development of the schedule land.
4. That the agreement entered in between the complainant and the accused No. 1 & 2 with the instruction of active participation of accused No. 3 i.e. Mukesh Sharma who is the son of accused No. 1 & 2.

5. That the complainant further state that the accused persons inspite of subsistence of the aforesaid agreement, transferred a portion of land to different persons and created a third party interest and also transferred the same to one Club in the locality by virtue of deed of Gift with an intention to get support of the Club and ignoring the aforesaid agreement which is illegal and bad in law and thereby deceived the complainant.

It is pertinent to mention that on the very inception of the agreement there was a deception on the part of the accused persons and it is organized crime.

6. That the Complainant informed the matter to the I/C, NJP Police Station on 07/06/2024 through speed post vide Speed Post No. RW968839804IN and also complaint before the Commissionerate of Police, Siliguri on 07/06/2024 through speed post vide speed post No. RW968839937IN, but till now no action has been taken.
7. That the Complainant is thus compelled to file the present Complaint before the Ld. Court.
8. That the Petition is bonafide.

In the above premises it is prayed that Your Honour would be kind enough to pass an order directing the I/C, NJP Police Station to investigate the matter and start a case on the basis of the complaint.

#### Schedule of the Land

All that piece and parcel of land measuring 6 Bighas 10 Kathas recorded in RS Khatian No. 2737 in Part Plot Nos. 1/652 & 1/653 situated within Pargana- Baikunthapur, Mouza- Binnaguri, J.L. No. 3, Sheet No. 11, P.S. *new silpaiguri*, Dist. Jalpaiguri, being bounded by:

North	:	20 Ft. Private Road
South	:	Vacant Land of Plot No. 653
East	:	44 Ft. wide Road
West	:	30 Ft. wide Road

## AFFIDAVIT

I, Tapash Dutta, Son of Late Gobinda Chandra Dutta, aged about 48 years, resident of Haider Para, P.O. Haider Para, P.S. Bhaktinagar, Dist. Jalpaiguri. do hereby declare :-

01. That I am the Complainant of the above noted case and conversant with the facts and circumstances of the case.
02. That the statements made above are true to my knowledge rest is my humble submission before this Ld. court.

And I sign this Affidavit on this ..... day of August, 2024 at Jalpaiguri.

Deponent.

Identified by me,

•  
Advocate,