

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

1. Dist. Jalpaiguri P.S. NJP Year 2024 FIR No. 839/24 Date 24/08/24
2. i) Act. BNS Sections 329C3)/115C2)/74/7C/351C2) Sections
- iii) Act. Sections 3C5) BNS iv) Others Acts & Sections
3. (a) Occurrence of offence : Day Wednesday Date From 03/07/24 Date To
- 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) 1412 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 vide Sheet No. 11, PS. Khalian No. 875, Plot No 640, 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 Kalin Roy
- (b) Father's / Husband's Name Lt Hawya Singh Roy
- (c) Date / Year of Birth (d) Nationality Indian
- (e) Passport No. Date of Issue : Place of Issue
- (f) Occupation
- (g) Address Laxmi Jole, Po- Balaram, PS- NJP, Dist. Jalpaiguri
7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary) :
- 17 Debashish Agarwal Slc- Not noted 27 Arati Agarwal w/c- Debashish Agarwal both are of Sateellite Township, PS- NJP, Dist. Jalpaiguri
37 Satya Narayan Arya Slc- Bhikam Chand Arya of Basundhara Kalyan Abason, Block- B, PS- NJP, Dist. Jalpaiguri 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 NIL
12. FIR Contents (Attach separate sheets, if required) : The original written compet 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 Rana Brachma, 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 compet
14. Signature / Thumb impression of the Complainant / Informant
- Signature of the Officer-in-Charge, Police Station
Name : NIRMAL KR DAS
Rank : No. SI OF POLICE
o/c NJP PS / SPC
15. Date & Time of despatch to the court :

COURT OF THE CHIEF JUDICIAL MAGISTRATE, JALPAIGURI

M.P Case No- 289/24

KALIN ROY VS DEBASISH AGARWAL AND OTHERS

U/S 175(3) BNSS-2023

Order dated: 05-08-24

Complainant KALIN ROY HAS filed a petition praying for relief under Section 175(3) BNSS-23.

Complainant remains present and enquired.

Hearings lawyer for the complainants.

In view of Section 175(3) BNSS-2023 I/C NJP PS is directed to submit the report in respect of the complaint, filed by the complainant KALIN ROY AGAINST DEBASISH AGARWAL AND OTHERS within given period 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 .

Fix 10-09-24 for compliance report from P.S. concerned.

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

Forwarded to...
for further action.

Bench Clerk
Chief Judicial Magistrate
12/08/24

In The Court of Ld. Chief Judicial Magistrate, at Jalpaiguri

Case No. _____ of 2024

In the matter of:

An Application u/s 173 of
Bharatiya Nagarik Suraksha
Sanhita, 2023

AND

In the matter of:

Kalin Roy, Son of Late Hawya
Singh Roy, aged about 61 years,
residing at Laxmi Jote, P.O:
Balaram , P.S: NJP,
Dist. Jalpaiguri
..... Complainant

V/S

Witnesses:

1. Rajen Roy, son
of Late Tejore Roy,
residing at Laxmi Jote ,
P.O. Balaram, P.S:
NJP, District. Jalpaiguri
1. Debasish Agarwal, son of
unknown residing at
Satellite Township, P.S. NJP,
District: Jalpaiguri
2. Biplob Roy, son of
Late Mahesh Roy
residing at Dangapara, Putimari
P.O: Balaram, P.S:
NJP, District: Jalpaiguri
2. Arati Agarwal, wife of
Debasish Agarwal, residing
at Satellite Township, P.S
NJP, District : Jalpaiguri

3. Satya Narayan Arya, son of
Bhikam Chand Arya, residing
at House No. 5, Block-B,
Basundhara kalyan Abasan
Smriti, near NJP, P.S: NJP
District: Jalpaiguri

....Accused Persons


Offence u/s 76 of Bhartiya Nyaya Sanhita, 2023

The above named persons

have humbly respectfully States:

dated on 24/08/24
vide GDE No
dt 24/08/24 and

dated NJP PS case
39/24, dt 24/08/24
329C2/115C2/74/76/
C2/3C5 BNS and
referred to SI Rana
Sharma for its inves
tigation.


24/08/24
Officer-in-Charge
New Jalpaiguri Police Station
Siliguri Metropolitan Police

1. That the complainant became the owner of the properties under Dist. Jalpaiguri, P.S. NJP, Sheet No. 11, R.S. Khatian No.875, R.S. Plot No. 640 by way of purchase deed in the year of 1987 and has been possessing since then and has right title interest over the above properties.
2. That on 03/07/2024 the accused persons with the muscle men came to the above mentioned land for dispossessing your complainant and wilfully enter into the suit land.
3. That on that day the accused persons attempted to criminal force upon the women of my family and attempted to disrobe them with malicious intention and threaten us with the dire consequences.
4. That for the above act of the accused, I lodged a written complaint on 09/07/2024 before the officer-in-charge NJP Police Station, Jalpaiguri and the concerned police station received the FIR with GDE No. 729 dated 09/07/2024.
5. That as per Section 73(3)(i) of B.N.S.S the officer-in-charge of the concerned police station did not proceeded to conduct preliminary enquiry to ascertain the prima facie case and the complainant sent the F.I.R dated 09/07/2024

6. complainant sent the F.I.R dated 09/07/2024 to the Commissioner of Police Siliguri Police Commissionerate, Darjeeling on 31/07/2024 but did not any effect.
7. That offence committed by the accused persons is a cognizable and non-bailable and tried by Court of Sessions.
8. That the accused person is influential land an developer and rich person of this area of Siliguri.

Prayer

In the aforesaid circumstances, it is prayed that your honour would be miscellaneously pleased to take cognizance u/s 76 of B.N.S and treat this complaint as F.I.R. u/s 173 of Bharatiya Nagarik Suraksha Sanhita and send it to the officer-in-charge of NJP Police Station to inquire the matter for the ends of justice.

Affidavit

, Kalin Roy, Son of Late Hawa Singh Roy, aged about 61 years, residing at
te , Saudangi Hat , P.S: Jalpaiguri , Dist. Jalpaiguri do hereby solemnly
nd declare as follows:

I am the complainant of this case.

I am acquitted with the facts mentioned above as true to my knowledge.

Declarant

Identified by me

Advocate