

FIRST INFORMATION REPORT

(Under Section 154 of the Cr.P.C.) 173 BNSS

4747

1. Date: Darjeeling P.S. Siliguri Year: 2024 FIR No: 995/24 Date: 06.11.24
2. Sections: IPC Sections: 406/417/420/506 Sections: _____



3. Date of Offence: Day _____ Date From: January, 24 Date To: till date
Time From _____ Time To _____

(b) Information received at P.S. Date: 06.11.2024 Time: 21.10 hrs.
(c) General Diary Reference: Entry No(s): 313 Time: 21.10 hrs.

4. Type of Information: Written Written / Oral _____

5. Place of Occurrence: (a) Direction and Distance from P.S.: 1.5 km North Beat No. _____
(b) Address: Swamiji Sarani, Hakimpara, PS- Siliguri,
Dist- Darjeeling

(c) In case outside limit of this Police Station, then the Name of the P.S.: _____ District: _____

6. Complainant / Informant:

(a) Name: Alok Chakraborty

(b) Father's / Husband's Name: _____

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

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

(f) Occupation: _____

(g) Address: Airview Complex, Malda, PS- English Bazar, Malda-
732101.

7. Details of known / suspected / unknown accused with full particulars (Attach separate sheet, if necessary):
(1) Manish Kamti, Director of Kamti Education Foundation, P/o- Kamti Niwas, Kam Nagar Colony, Shiv Mandir, Sdg. Darjeeling.

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary):
Rs. 9,68,319/-

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 is enclosed / no-produced 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: S.I. Dil Kumar Rai of PNT TOP, Sdg. PS. to take up investigation / refused investigation / transferred to P.S.: _____ 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.

on original written complaint

D. N. M.
Signature of the Officer in Charge, Police Station

Date - 05.11.2024

To
Office In Charge
Panitanki Out Post Police Station
Sevoke Road, Siliguri, Dist. Darjeeling - 734001

Subject- First Information Report

Respected Sir,

I, SRI ALOK CHAKRABORTY, resident of Airview Complex, Malda, P.O. and P.S. - English Bazar, District - Malda, PIN - 732101 the power of attorney holder of ENDOVISION SURGICAL ENTERPRISE having its registered office at 10 Swamiji Sarani, Hakimpura, Siliguri- 734001, would like to inform you that, one SRI MANISH KAMTI, Director of KAMTI EDUCATION FOUNDATION, Resident of Kamti Niwash, Ram Nagar Colony, Shivmandir, Near N.J.P. Station, Siliguri, District - Darjeeling, PIN - 734004 had entered into an agreement on 4th January, 2024, wherein the Said MANISH KAMTI of Kamti Education Foundation approached me and proposed to purchase one Phillips 795218 Affiniti 30 Ultrasound System with C6-2, C9-4v, L12-4, S4-2 probes amounting to Rs. 26,50,000/- (Rupees Twenty-Six Lakh and Fifty Thousand) only and the said payment was agreed to be made by Post Dated Cheques. That out of the said Rs. 26,50,000/- (Rupees Twenty-Six Lakh and Fifty Thousand) only, the said MANISH KAMTI has paid a sum of Rs. 5,30,000/- (Rupees Five Lakhs Thirty Thousand) only as advance by way of two separate cheques, bearing No.231152, drawn on Industrial Bank and bearing No.0000004 and the rest amount of Rs.21,20,000/- (Rupees Two One Lakh Twenty Thousand) Only was agreed to be paid within 2 (Two) years from the date of execution of the said Agreement.

That the said remaining amount of Rs.21,20,000/- (Rupees Two One Lakh Twenty Thousand) Only was given by the said MANISH KAMTI to me by way of 24 (Twenty Four) separate Post Dated Cheques, the first 10 (Ten) cheques, each amounting to Rs. 93,280/- (Ninety Three Thousand Two Hundred and Eighty) only, bearing Nos.0000005, 0000006, 0000007, 0000008, 0000009, 0000010, 0000011, 0000012, 0000013 and 0000014, all 10 (Ten) cheques are drawn on HDFC Bank, and the 11th cheque amounting to Rs.84,800/- (Eighty Four Thousand Eight Hundred) only, bearing No.0000015, drawn on HDFC Bank, and the 12th cheque amounting to Rs.83,800/- (Eighty Three Thousand Eight Hundred) only, bearing No.0000016, drawn on HDFC Bank, and the 13th cheque amounting to Rs.85,800/- (Eighty Five Thousand Eight Hundred) only, bearing No.0000017, drawn on HDFC Bank, and the rest of the 11 (Eleven) cheques, each amounting to Rs.84,800/- (Eighty Four Thousand Eight Hundred) only, bearing Nos.0000018, 0000019, 0000020, 0000021, 0000022, 0000023, 0000024, 0000025, 0000026, 0000027 and 0000028, all 11 (Eleven) cheques

Received on 05/11/24
at 21.15 hrs vide
Panitanki TOP
GDR no. 129
Dt. 05/11/24 and
forwarded to SI
Siliguri Dt. 7
for a specific
check under order
of the Section of
law.
To SI Dil K. Rai.
Officer in-Charge
PANITANKI TOP
P.S. Siliguri
Dist. Darjeeling

are drawn on HDFC Bank. That it was agreed that all abovementioned cheques shall be handed over by the said MANISH KAMTI to me on the date of the execution of the abovementioned Agreement.

That out of the above mentioned 24 (Twenty Four) separate Post Dated Cheques, till date six Post Dated Cheques each amounting to Rs. 93,280/- (Ninety Three Thousand Two Hundred and Eighty) only, bearing Nos.000005, 000006, 000007, 000008, 000009, 000010, 000015 that were presented by me has been dishonoured due to funds insufficient. That after the dishonour of Cheques bearing Nos.0000005 and 0000006, I had informed about the same to MANISH KAMTI and he assured me that he would pay me the said bounced amount and also assured me the rest Cheques will properly honoured and my payment would be cleared, but in vain. Thereafter I have approached the MANISH KAMTI to pay the due amount and also to clear the amounts that were unpaid due to non clearance of the cheque, but he paid no heed to the said requests rather he misbehaved with me and threatened me. Total outstanding as on date is Rs. 9,68,319.00.

That the above-stated facts and the atrocious acts and deeds done by the said MANISH KAMTI clearly indicates criminal breach of trust, fraud and that he has dishonestly misappropriated the said cheques for his illegal gain. That despite my repeated request, the said MANISH KAMTI has refused to return my phone calls and has given no proper response and explanation as to the violation of the terms and conditions of the abovementioned agreement. That even after several requests the said MANISH KAMTI has neither paid the due amount with regard to the abovementioned machine nor is he allowing me to return back my machine, rather he is threatening that if I pressurize him on the payment he will damage the said machine.

Hence I pray before your goodself to kindly look into the abovementioned matter and take necessary actions against the abovementioned MANISH KAMTI as per the due course of Law for the administration of Justice for the ends of justice.

Yours faithfully,

Sri Alok Chakraborty
SRI ALOK CHAKRABORTY
Constituted attorney of -

ENDOVISION SURGICAL ENTERPRISE

Contact: 94340 67413 / 7908701339.



Encl.:

- Purchase order copy .
- PAN COPY .
- Agreement copy
- Invoice copy
- Copy of CE Licence .
- Copy of Undertaking .
- Copy of outstanding ledger. eg ps for its investigation .
- Copy of bounced cheques .

Received on 06/11/24 at 21:10 hrs. vide 105
No. 313 and started Sg PS case No. 995/24
dt. 06/11/24 u/s- 406/417/42/506 IPC and
endorsed to SI Dil K. Rai of PNT TOP,

[Signature]
Inspector Incharge
Siliguri Police Station
Siliguri Police Commissionerate