



FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.) 173 BNY

P.S. Siliguri Year 2025 FIR No 239/25 Date 14/4/25Sections 312(2)/318(2)/318(4)/338/336(0)/340(2)/41(2)

Sections (iv) Others Acts & Sections

3 (a) Occurrence of Offence : Day Tuesday Date From 08/4/25 Date To

Time Period Time From Time To

(b) Information received at P.S. Date 14/4/25 Time 19:15 hrs(c) General Diary Reference : Entry No(s) 621 Time 19:15 hrs4 Type of Information Written Written / Oral5 Place of Occurrence (a) Direction and Distance from P.S. 01 K.M North Beat No(b) Address 453, Bidhan Road 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 Asha Periwat(b) Father's / Husband's Name W/o Sushil Kumar Periwat

(c) Date / Year of Birth

(e) Passport No X Date of Issue : Indian

(f) Occupation Place of Issue

(g) Address Dolphin Signature, Block-C, A5, Joyotinagar, Near Lions Blood bank Siliguri

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

(Attach separate sheet, if necessary) :

① Smt. Poonam Periwat w/o Niranjan Periwat, ② Niranjan Periwat w/o Poonam Periwat, ③ Sarita Periwat w/o Poonam Periwat All residing at Dolphin Signature, Block-B, Flat no- 32, Second floor, near St. Michaels School, Joyotinagar, Siliguri, 734001 ④ CA Sanjay B Hansaria SH SC & Associates Living his office at B-14, 2nd floor, Park Palace Building, Hillcart Road, Siliguri

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

Rs. 37, 84, 880/-

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 attached here with.

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 Rakesh Debbarth of PNT TOP, SLG P.S. SPC 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

Noted in original complaint.

14. Signature / Thumb impression

of the Complainant / Informant

On 15/4/25 at 10:05h-

15. Date & Time of despatch to the court :

Signature of the Officer in Charge, Police Station

Name : DIPJIT DHARRank : No SI of Police, SLG P.S. dt 14/4/25

To,
The Officer In Charge,
Panitanki Police Station,
Siliguri Police Station,
Darjeeling.

Date :- 14.04.2025

Re: Registration of First Information Report

Subject: complaint against the following regarding commission of forgery, criminal breach of trust, cheating, criminal conspiracy and other allied offences-

1. **Smt. Poonam Periwal**, Wife of Niraj Periwal,
2. **Sri Niraj Periwal**, Son of Late Prayag Periwal,
3. **Smt. Sarita Periwal**, Wife of Late Prayag Periwal,
(All residing at Dolphin Signature, B-Block, Flat No. B-2, Second Floor, Near St. Michaels School, Jyotinagar, Siliguri, Pin: 734001)
4. **CA Sanjib Hansaria SHSC & ASSOCIATES**,
(Having his office at B-14, 2nd Floor, Park Palace Building, Hill cart Road, Siliguri, Pin: 734001)

Sir,

I, Asha Periwal, wife of Sri Sushil Kumar Periwal, residing at Dolphin Signature, Block C, A5, Jyotinagar, Near Lions Blood Bank, Siliguri, Pin:- 734004, would like to bring to the notice of your good office the following facts and state of affairs to the effects as follows:-

I am one of the director of the private limited company, being in the name and style of "Anand Domestic Appliances Private Limited" along with one Sarita Periwal and Alka Periwal. It is essential to state herein that Sarita Periwal and Alka Periwal are my sister-in-law by marriage. The said company is a private Limited company, incorporated in the year 1995 and is registered at Registrar of Companies, Kolkata as per the provisions as envisaged under the companies Act, 1956. The company has its registered office at 453, Bidhan Road, Siliguri and deals with Flexible Packaging (Rotogravure Printing Laminates).

The above-named accused persons (jointly and/or severally), in connivance with their men, agents and associates have committed serious offences of cheating, manufacturing and creating documents and forging my signatures in order to misappropriate and defalcate huge sum of money in cunning and deliberate manner to cause wrongful gain to themselves by causing wrongful loss to the company.

It is imperative to state herein that though Sarita Periwal is one of the directors of the said company, however her son and daughter in law, being Niraj Periwal and Poonam Periwal were involved in company's management and functioning. As they were a part of our family, I had never doubted their intentions in being involved in the management of the company

neither was I aware of their mala fide and deliberate intentions to cheat, misappropriate, forge and manufacture documents and forge my signature, thereby reflecting their sole intention to wrongfully gain. During the COVID-pandemic, as the company was suffering through losses because of the prevalent situation at that point of time, **Niraj Periwal and Poonam Periwal**, deliberately and with mala fide intent, suggested for loans and strategies to cope with the business losses. Reposing trust upon them after being given several assurances and warranties, I never doubted their actions towards the said company, however whenever I had asked and written letters to provide me with the balance sheet or auditor's report or any other documents of the company, they used to make one or the other flimsy excuses in not providing me with the same. Little was I aware of the deliberate and malevolent tactics to trick and cheat me and the company to dupe and cause wrongful loss to the company in an intelligent manner and fashion.

After much requests over the years, since 2021, I approached the Chartered Accountant of the company, being Sanjib Hansaria (SHSC & ASSOCIATES) on 10th June 2024 when I was provided with a copy of the balance sheet without any signatures whatsoever so that their deliberate actions of having the intention to dupe and cheat the company in the garb of committing offences by the above-named persons with mala fide intentions is not revealed before me.

At this juncture, it is essential to bring into light that upon repeatedly asking the above named persons to provide me with the documents of the company for review, when I was deliberately not provided the same on the pretext of flimsy excuses and reasons, on 08-04-2025, I was constrained to check in the portal of Ministry of Corporate Affairs, where to my utter shock and surprise, the Balance Sheet and Profit & Loss Account for Financial Year 2022-23 had a signature of my name, thereby making it look like I have signed in the said document, however such documents were never brought to my notice, neither for approval nor for my signature. I have never signed on the documents. Upon seeing such documents, I was utterly shocked and surprised to see my signature on the said document when I had never signed on such document. Upon the perusal of the said document including the list of shareholders, it would be evident that my signatures have been intentionally and deliberately forged in order to manufacture, create and forge documents to make it believe as genuine documents and has been affirmed and verified by the Chartered accountant, being Sanjib Hansaria. The involvement of the above-named persons more so becomes evident by the mere fact that even when the balance sheet and Profit & Loss Account reflects that the company had made profit of mere 5 Lakhs approximately in the year 2023 and is suffering losses, surprisingly, **Niraj Periwal and Poonam Periwal**, being mere employees, had withdrawn Rs. 20,19,440 in the year 2023 and Rs. 17,65,440 in the year 2024 as salary and the said amount has been transferred from the company's account to their personal accounts.

It is essential to state herein that the surreptitious manner in which the above-named persons were deliberately and intentionally involved in the commission of the offences is very much reflected from the fact that they have also portrayed that I was a part of the board meetings which were conducted and notices for the same were approved by me with my consent, however I was surprised to know the same as neither had I signed nor ever received any notice of Board Meetings, or Annual General Meetings inspite of collectively holding approximately 42% of the company's shares.

Furthermore, even when I have never been served any notice of any meeting notices, yet the Form MGT-7/7A, uploaded in the said portal, reflects that I have attended all meetings from the attendance registrar. It is evident from such actions, that the above-named persons, have deliberately and intentionally, forged my signatures in the attendance sheet and other documents of the company in order to create, manufacture and forge documents to carry on with the illegal activities of financial defalcation and siphoning of money from the company's accounts.

As per the rules and regulations as envisaged under the companies Act, 1956/2013, assent of minimum two directors are required for any documents finalized by the company, including the auditors report, notices for general meeting, list of shareholders, balance sheet of the company and other allied documents. However, the balance sheet and the auditor's report of 2021-2022 would reflect that only one director, **Sarita Periwai** has signed and uploaded the said document in the portal of Ministry of Corporate Affairs. This reflects their intention to deceive, cheat and dupe the company in an surreptitious and intelligent manner.

The action of the above-named persons in connivance and conspiracy with each other and their men, agents and assigns, as has been stated above, clearly reflects that they had the intention to fraud and deceive the company and me since inception by counterfeiting, forging, making, creating and manufacturing documents and signatures of me to make it seem that they are the genuine and actual documents of the company when they are not. They are duping and cheating us by counterfeiting and impersonating in order to cause wrongful financial gain to themselves by causing wrongful loss to me and my company.

It is apparent from the actions of the above named persons that they had intentionally created, made and manufactured documents in the nature of valuable security with the sole intention to impersonate my signature and siphon huge amount of money being to the tune of Rs. 37,84,880/- from the company's account to depict and make it look like approval has been given to them to withdraw the said sum of money, however in reality, such documents were deliberately forged and manufactured. Furthermore, their actions also make it evident that the above named persons, from the very inception, had the malafide intent to cheat and dupe the company and to misappropriate the company's funds. Unless immediate actions are taken against the above named persons and their men agents and associates, they will continue committing such serious and grave offences against the company and me in the garb of portraying genuinity of documents.

Hence, from the facts and circumstances, it becomes very evident that the amount, being to the tune of Rs.37,84,880/- only collectively was dishonestly misappropriated by the above-named persons with the sole intention to cause wrongful loss to the company by causing wrongful gain to themselves, towards their malafide and dishonest intention to cheat and deceive the company and me. This signifies that they, with deliberate and malafide intention committed cheating, criminal breach of trust, forgery of documents, maliciously manufacturing of documents, siphoning of money and other allied offences to the company.

Therefore, it is crystal clear that in order to deceive and make the forge and fake documents to look genuine with the sole intention to misappropriate money and surreptitiously withdraw funds from company's account to the tune of Rs. 37,84,880/- only.
In view of such circumstances, I request your good office to bring such perpetrator of crime to justice upon registering an F.I.R against the aforesaid accused person.

Kindly treat this letter of complaint for the purpose of registration of an FIR.
This is for your information and immediate action.

Thanking you
Yours sincerely

Asha Periwel

ASHA PERIWAL,
Anand Domestic Appliances Private Limited
(Director)
Phone No:- 9832575410

Received on 14/04/25 at 20.35 hrs.
vide Panitanki TOP GIDE NO. 803 dt. 14/04/25
and forwarded to I/c, Siliguri P.S. to start
a specific case under relevant Section
of law.
To:- SI. Ramesh Debnath.

hm
14.4.25.
Officer In-charge
PANITANKI TOP-I
P.S. Siliguri
Dist. Darjeeling

Received today 14.4.25 at 19.15 hrs vide GDE NO- 621
and started SLG P.S case NO- 239/25 dt 14/4/25 u/s 316(2)/
318(2)/318(4)/338/336(3)/340(2)/61(2) BNS and endorsed to
SI Ramesh Debnath of PNT TOP, SLG P.S for its investigation.

B
14.4.25
Inspector In-charge
Siliguri Police Station
Siliguri Police Commissioner's Office