



FIRST INFORMATION REPORT

2171

First Information of a cognizable crime reported under section 154 Cr. P. C. at PS.

1. Dist Purulia Sub Divn Jhalda PS Baghmundi Year 2017 FIR No 104/17 Date 2/9/17
 2. i) Act IPC Sections 406/420/34/506 ii) Act x Sections x
 iii) Act x Sections x iv) Other acts & Sections x
 3. a) General Diary Reference: Entry No 25 Time 16.15
 b) Occurrence of Offence: Day Sunday Date 09/08/17 Time 18:00hrs
 c) Information received Date 2/9/17 Time 16.15hrs G.D. No 25 at the P. S.

4. Type of Information: Written/Oral Typed Court Complain
 5. Place of Occurrence: a) Direction and Distance from P.S. At about 12K.m South-East from P.S.
 b) Address Vill-Burda, P.S-Baghmundi, Dist-Purulia
 Beat No Amchal No-III - JL No-68
 c) In case outside limit of this Police Station, then the name of P. S. x District x

6. Complainant / Informant:
 a) Name: Laxman Agarwal
 b) Father's / Husband's Name Lt. Santilal Agarwal
 c) Date / Year of birth Not Noted d) Nationality Indian
 e) Address C/37, City Centre, Sector-4, B.S City Bokaro, P.S-Sector-4, Dist-Bokaro (JKO)

7. Details of known/suspected/unknown/accused with full particulars
 (Attach separate sheet, if necessary): Accused Details
 1) Shanti Ram Mahatha
 2) Sanjeet Mahatha s/o Shanti Ram Mahatha
Both Partners of M/s. Shanti Ram Mahatha Firm
of Vill+P.O-Burda, P.S-Baghmundi, Dist-Purulia

8. Reasons for delay in reporting by the complainant/informant Court Complain

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

10. Total value of properties stolen/involved: N/A

11. Inquest report/U.D. Case no., if any: N/A

12. FIR Contents: (Attach separate sheets, if required)
The typed court complain which is treated as Original F.I.R is attached herewith and reproduced over leaf on the 2nd and 3rd copy of F.I.R.

13. Action taken: Since the above report reveals commission of offence(s) u/s 406/420/34/506 IPC

registered the case and took up the investigation/directed S.I Biswajit Marmu to take up the 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.

Signature of the Officer-in-Charge, Police Station with Offy 2/9/17
 Name: S.K Ismail Ali Officer-in-charge BAGHMUNDI P.S. DT.-PURULIA
 Rank: S.I of Police
 Number if any: O/G Baghmundi P.S.
 Signature/Thumb impression of the Complainant/informant is on the typed Court Complain

Laxman Agarwal



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In

The Court of the Learned Chief Judicial Magistrate,
At Purulia.

Misc. Petition No. 124 of 2017.

Name and Address of the Complainant :

1. Laxman Agarwal, Son of Late Santalal Agarwal,
resident of C/37, City Centre, Sector-4, B.S. City
Bokaro, P.S. Sector - 4, District Bokaro (Jharkhand).

Name & Address of the Accused Persons :

1. Shanti Ram Mahatha,
2. Sanjeet Mahatha, Son of Santi Ram Mahatha,
Both Partners of M/S. Shanti Ram Mahatha firm
Both are resident of Village Burda, P.O. Burda,
P.S. Baghmundi, District Purulia (West Bengal).

Name and Addresses of the Witnesses:

1. Ajoy Sharma, Son of Ram Kishor Sharma,
resident of Sector-3, Bokaro Steel City,
P.S. Sector - 3, District Bokaro (Jharkhand).
2. Ramkishore Sharma, Son of Payamananda Sharma,
Village - Sarjudih, P.O. & P.S. Chandankiary,
District Bokaro (Jharkhand).
- Sanjay Das, Son of Babul Das,
of Village Pupunki, P.S. Chas (Muffassil),
District Bokaro (Jharkhand).

Place, Date of the occurrence : Occurance took place
Burda, P.S. Baghmundi, District Purulia on 09-7-2017
at 6 P.M.

Offences :

Received at P.S. on 2/9/17 at 16:15 hrs and
started Baghmundi P.S. Case no- 104/17 Dt-2/9/17
U/S-406/420/39/506 IPC

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2/9/17

Officer-in-charge
BAGHMUNDI P.S.
DT.-PURULIA

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The above named Complainant beg to state as follows :-

1. That, present Complainant is the resident of C/37, City Centre, Sector -4, B.S. City, Bokaro, P.S.- Sector- 4, District Bokaro and the present accused persons are the resident of Village & P.O. Burda, P.S. Baghmundi, District Purulia.
2. That, M/S. Shantiram Mahatha is a Partnership Firm. Shanti Ram Mahatha and Sanjeet Mahatha of Burda, P.S. Baghmundi, District Purulia are the joint Partners of the aforesaid Firm.
3. That, said M/S. Shanti Ram Mahatha have got a letter from South Eastern Railway of India, Adra Division for repairing of the Railway Barbenda Yard, contract was. fixed Rs. 53,69,907/- .
4. That, due to local hinderance and politics that said M/S. Shanti Ram Mahatha Firm could not started his Contract job. So they approached the Complainant for to execute the said contract on behalf of them, because present Complainant is an ~~experix~~ experienced Contractor of the locality. Present Complainant accepted the said proposal of the said M/S. Shanti Ram Mahatha's Firm. Accordingly on 17-11-2013 an Agreement was prepared between present Complainant and M/S. Shanti Ram Mahatha's Firm. On behalf of M/S. Shanti Ram Mahatha's Firm present Accused persons No. 1 and 2 put their signatures on the said Agreement papers, on condition that Complainant will execute that contract job by investing his own capital, necessary requirements after completion

Laxman Aggarwal



7.12.17
[Signature]

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of the contract job present Accused persons will pay total amount of bill after deducting 10% of the total contract value after getting the final bill. Accordingly present complainant paid 10% of contract value of the Security deposited as per agreement dated 17-11-2013. Complainant deposited Rs. 5,37,000/- as security money and taken and received authorised letter from them. The present Complainant completed his work in the month of June, 2016 in presence and supervision and guidelines of the Railway Officer and in presence of the Accused persons.

5. That, the Complainant learned that South Eastern Railway has made all the payments to M/S. Shanti Ram Mahatha's Firm. Thereafter according to the Contract Complainant went to the accused persons firm at Burda for demanded of his payment. The Accused persons assured the Complainant that they will pay the entire money within three months, thereafter present Complainant went to the Accused persons after expiry of three months but Accused persons told the Complainant that they will pay the entire money after six months. Lastly on 02-06-2017 present Complainant alongwith Ajoyx Sharma Witness No.1 went to the office of M/S. Shantiram Mahatha's Firm at Burda and demanded ^{for} ~~the~~ payment of the said Contract job but both the Accused persons misbehaved with the complainant and refused to pay the amount on the ground that they ~~will~~ have not received final bill from Railway.

Sanman Aggarwal



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6. That, thereafter complainant went to Railway Office at Bokaro under Adra Division where the Complainant came to learn that all the bills and security amount has been paid by the Railway department for the concerned work.
7. That, lastly on 09-7-2017 present Complainant alongwith Ajoy and Ramkrishna Sharma further went to the Office of M/S. Shanti Ram Mahatha's Firm at Burda and demanded for payment of the Bill for the aforesaid Contract work. The Partners of the said Firm Shantiram Mahatha and Sanjeet Mahatha i.e Accused No. 1 and 2 abused the complainant with filthy languages in presence of the local ~~people~~^{People} and in presence of the witnesses. And the Accused persons drove the Complainant by ~~putting the hand on neck of the Complainant~~ putting the hand on neck of the Complainant, and they also threatened to cause murder.
8. That, the aforesaid incident was informed to the local Police of Baghmundi P.S. thereafter Superintendent of Police, :Purulia, but the Police is quite mum and have not started any Police Case against the accused persons so the present complainant is bound to file this Complaint for proper relief.

It is, therefore, prayed that your Honour may graciously pleased to send this Complaint to O.C., Baghmundi P.S. treating this Petition as F.I.R. U/S. 156(3) Cr.P.C.

A N D

for which act of kindness, your Petitioner shall ever pray.