

FIRST INFORMATION REPORT

1037 First Information of a cognizable crime reported under section 154 Cr. P. C. at PS

- 1. Dist. Purulia Sub-Divn. Raghunathpur P.S. Raghunathpur Year 2022 FIR No. 148/22 Date 15/12/22
- 2. i) Act. IPC Sections. 406/420/467/468(ii) Act. Sections. 120(B)/34
- iii) Act. Sections. 120(B)/34 iv) Other acts & Sections.
- 3. a) General Diary Reference : Entry No. 776 Time 15:15 hrs
- b) Occurrence of Offence : Day on 15/08/2016 & 20/09/22 Date later on upto all dates Time
- c) Information received Date 15/12/22 Time 15:15 hrs G.D. No. 776 at the P.S.

- 4. Type of Information : Written / Oral written (Court Complaint)
- 5. Place of Occurrence : a) Direction and Distance from P.S.
- b) Address At - the house of complainant on the disputed land belongs to Court & other plus P.S. - Raghunathpur Dist. - Purulia Beat No. ward no - 01 (Munefdanga) Raghunathpur Municipality
- c) In case outside limit of this Police Station, then the name of P.S. District

- 6. Complainant / Informant :
 - a) Name Smt. Banani Datta
 - b) Father's / Husband's Name Mr. Lt. Bipul Datta
 - c) Date / Year of birth & d) Nationality Indian
 - e) Address Ward no - 1, Munefdanga, Ward no - 1 P.O. + P.S. - Raghunathpur, Dist. Purulia.

- 7. Details of known/suspected /unknown/accused with full particulars (Attach separate sheet, if necessary):
 - ① Sri Bharat Roy @ Bhasu So Lt Mahadev Roy
 - Amal Mukherjee @ Badsa So Sri Jitendra Nath Mukherjee
 - Both are resident of Raghunathpur, Ward no - 13, PS Raghunathpur Dist - Purulia.

8. Reasons for delay in reporting by the complainant/informant & (Court Complaint) AW

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

10. Total value of properties stolen/involved &

11. Inquest report/U.D. Case No., if any : &

12. FIR Contents : (Attach separate sheet, if required)
The original written Court Complaint of the Complainant which was being treated as FIR, is attached herewith

13. Action taken : Since the above report reveals commission of offence(s) u/s. 406/420/467/468/120(B)/34 IPC Inspector-in-charge Raghunathpur P. S. Dist. - Purulia (W.B.) registered the case and took up the investigation/directed SI Ashis Mandal 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.

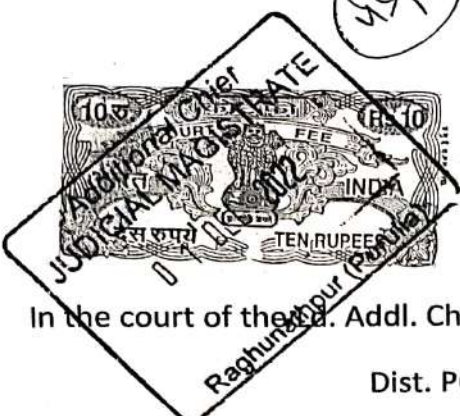
is written on Original Court Complaint.

Signature / Thumb impression of the Complainant/informant
SI. 15/12/22
Inspector-in-charge
Raghunathpur P. S.
Dist. - Purulia (W.B.)

Signature of the Officer in Charge, Police Station with Name Inspector-in-charge
Raghunathpur P. S.
Dist. - Purulia (W.B.)
Rank SI of Raghunathpur P.S.

22/12/22
15/12/22
15/12/22
15/12/22
15/12/22

Banani Datta



15/12/22

Registered as
MS as per
u/s 156(2)
CrPc

In the court of the Hon. Addl. Chief Judicial Magistrate Raghunathpur,
Dist. Purulia.

Misc. Petition no- 31/2022

NAME & ADDRESS OF THE COMPLAINANT/PETITIONER

Smt. Banani Datta, W/o Lt. Bipul Datta, aged about years, by faith Hindu by occupation House wife, resident of Raghunathpur, Munsef-Danga, ward no. 01, P.O. & P.S. Raghunathpur, Dist. Purulia, pin-723133. (W.B).

NAME & ADDRESS OF THE ACCUSED PERSONS:-

1. Sri Bharat Roy @ Bharu, S/o Lt. Mahadev Roy,
 2. Sri Amal Mukherjee @ Badsa S/o Sri Jitendranath Mukherjee,
- Both are resident of Raghunathpur, Block-Danga, Ward no. 13, P.O. & P.S. Raghunathpur, Dist. Purulia, Pin-723133, (W.B)

DATE OF THE OCCURRENCES :- 14.08.2016, 20.09.2022, & later on up till dates.

PLACE OF OCCURRENCES :- At the house of the complainant, on the disputed land belongs to the complainant & other places.

OFFENCE COMMITTED :- u/s 406/420/467/468/120(B) & 34 Indian penal code.

NAME & ADDRESS OF WITNESSES:-

1. Complainant.
 2. Subham Datta, S/O Lt. Bipul Datta,
 3. Ramakanta Datta, S/O Lt. Sudipta Datta,
- All are R/o Rahunathpur, Munsef-Danga, ward no.01. P.O. & P.S. Raghunathur, Dist. Purulia, (W.B).
4. And others.

Callan
Raghunathpur
AC Raghunathpur

11/12/22

Received on 15/12/22 at 15/15 hrs
and started Raghunathpur PS case no - 148/22
dt - 15/12/22 u/s 406/420/467/468/120(B)/34 IPC

Inspector-15/12/22
Raghunathpur P.S.
Dist. Purulia



Bonani Datta

2021-10
1-11-2022
A. Roy
S. Roy
A. Roy

The above named complainant

Most respectfully sheweth :-

1. That the complainant is the permanent resident of Raghunathpur Munsef-Danga, Ward no. 01, P.O. & P.S. Raghunathpur, Dist. Purulia, Pin-7231`33,(W.B), within the jurisdiction of Raghunathpur Police station, as well as of this Ld. Court
2. That the complainant is a widow lady belong to a loyal, gentle and reputed family of the locality, never involved in any dispute or irregularities with any persons or neighbour, residing at Raghunathpur, in her own house alone and her only son witness no-2, has been working and staying far away from Raghunathpur.
3. That the complainant along with her only son Subham Datta, entered into a Sale Agreement on dated 14.08.2016 with (1) Bharat Roy @ Bharu accused no. one and another (2) Amal Mukhrjee @ Badsa accused no. two, to sale out their landed property absolutely belongs to the complainant and her son, within Mouza -Bundia, J.L. No. 160,R.S. Plot no. 3751,area-52 decimals.
4. That the said sale agreement was prepared by said Bharat Roy through a law yer and on good faith trusting upon the accused persons and written document, the complainant and her son Subham Datta, executed the said sale agreement putting their signatures along with the signatures of the above named ^{accused persons} in presence of each other at the residence of the complainant, and the complainant and her son entrusted upon the accused persons their entire valuable 52 decimals of land to sale out in the terms and conditions mentioned in the said sale agreement
5. That the said sale agreement was contained with the terms and conditions as, the accused persons will make arrangement to sale out the entire 52 decimals of land to their purchasers and gradually / partly will pay the full and final consideration amount to the tune of Rs. 26,00,000/- as per execution of Registered Sale deed in the name of



Borosi Datta

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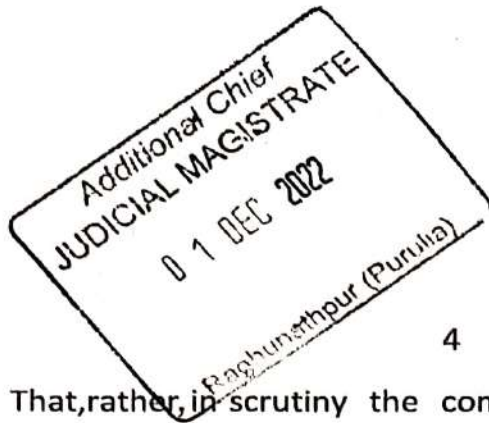
01/12/22
Bharat Roy
Amal Mukherjee
Shree

their purchaser, but neither period / tenure / terms was mentioned nor any advance payment was made by the accused persons or mentioned in the said sale agreement in the time of the execution of the said sale agreement, which original copy kept in the custody of said Bharat Roy, and one xerox copy handed over to the ^{Complainant} ₂ for future reference.

6. That thereafter the said Bharat Roy and Amal Mukherjee, started to collect purchaser and make all arrangement for registered sale deed in the name of their purchasers, and whenever they informed the complainant she and her son jointly execute twelve numbers of regd. sale deed, of total 42 decimals of land instead of 52 decimals respectively in the name of their twelve purchasers on various date as per their convenience and instruction on the light of the said sale agreement dt. 14.08.2016, and in each and every regd. Sale deed said Bharat Roy, himself is witness.

7. That it is pertinent to mentioned here that since the gradually selling of the said landed property time to time, total twelve numbers of registered sale deed was executed and against those sale deed, said Bharat Roy, paid to the complainant total amount of Rs. 15,00,000/- (Rupees fifteen lakhs) till 09.12.2019 through some purchaser's cheque and some cash, receiving money receipt in a note book duly signed by the complainant mentioning, date, mode of payment and amount, instead of Rs. 26,00,000/- (Rs. Twenty six lakhs) i.e. full and final consideration amount settled/agreed by both the parties duly mentioned in the said sale agreement.

8. That whenever the complainant request accused persons for payment of the rest outstanding amount to the tune of Rs.11,00,000/- (Rupees eleven lakhs), they specially Bharat Roy, took excuse that some amount outstanding ^{is} ₂ laying before the purchasers as because for pandemic covid-19, now they are not in a position to make payment of the dues amount, and there is some dispute in the said land. After giving ample of time, a long span of time the complainant could not repose faith upon them and she went to search the said land and meet with the purchasers, where she came to learn that neither there is any dispute in the said land nor there is any dues, all the purchasers paid their full and final amount to said Bharat Roy and Amal Mukherjee.



Borani Datta

22/11/22
Borani Datta
Datta

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9. That, rather, in scrutiny the complainant found that accused Amal Mukherjee has been occupying 3.5 decimals of land constructing Building under Pradhan Mantri Awas Yojana-(urban) without regd. Sale deed or no objection etc. from the complainant or her son in any manner, then the complainant along with her son Subham Datta, sent legal notice through their advocate, address to the several purchasers requesting for explanation regarding payment of their consideration amount and dues, and if any dispute in the said land, but both the accused persons Bharat Roy and Amal Mukherjee induced them not to give any reply of the said legal notice, rather said Bharat Roy, and Amal Mukherjee jointly sent legal notice through their advocate addressed to the complainant and her son with bucketful false, fabricated and concocted allegation upon the complainant and her son, and they have also sent reply of the said frivolous legal notice through their advocate but all in vain.

10. That it is last but not list that the complainant and her son became frustrated and come to realize, that neither the accused persons above named are intend to pay the rest outstanding of Rupees eleven lakhs payable to the complainant, nor they are interested to comply or obey the terms and condition of the said written sale agreement duly authenticated by both the parties duly signed by them as a key document for future reference, rather in the averments of their legal notice it is vivid clear that the entrusted property fraudulently, dishonestly has been misappropriated and converted the property belong to the complainant, for their own use and dispose of the said property violating the complainant's trust upon the accused persons for their undue gain manipulating the key document.

11. That In view of the above fact and circumstances said Bharat Roy, and Amal Mukherjee making criminal conspiracy, dishonestly and fraudulently, manipulating the original sale agreement taking advantage of their custody induced the complainant and her son to entrust their fifty two (52) decimals of land upon them through the said sale agreement with the ill motive to misappropriate the said land belong to the complainant and her son, for their wrong full gain violating the trust and actual conditions of the sale agreement, causing wrong full loss to the complainant and her son. They robbed the complainant and her son of their lawful gains and caused them immense, harassment and financial losses.



Banasi Datta
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01/12/22
Adv. Roy
Raj

12. That it is pertinent to mentioned here that the complainant went to the Raghunathpur, Police station with this complaint against the accused persons praying for register a F.I.R but concerned police Authority not agreed to registered a F.I.R in the present issue, therefore the complainant send the Complaint through speed-post to the I.C. Raghunathpur and The S.P. Purulia on-16/11/22 but all in vain, So the complainant is compelled to knock the door of the temple of law for natural justice.

It is therefore prayed that, your honour may graciously be pleased to consider the instant complaint and be pleased to sent this to the Raghunathpur Police Authority u/s 156(3) cr.p.c to lodge a F.I.R and conduct impartial enquiry in the issue of the present complaint to take legal action against the above named accused persons to the ends of justice.

And for this act of kindness your complainant shall ever pray.

Verification

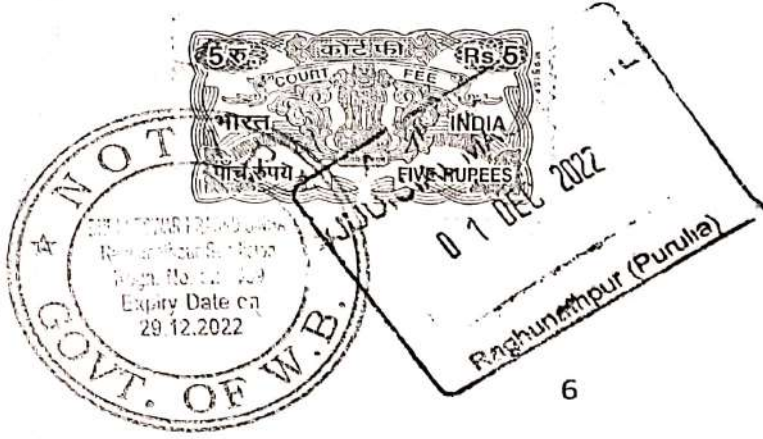
The statements made herein above are true to the best of my knowledge, belief, and faith and I put my signature in this verification at Raghunathpur Court on dated 01/12/2022

Banasi Datta

Identified by-

Adv. Roy

01/12/22
Adv. Roy
Advocate
Raghunathpur Court, Purulia (WB.)



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A F F I D A V I T

I, Smt. Banani Datta, W/o Lt. Bipul Datta, aged about 58 years, by faith Hindu by occupation House wife, resident of Raghunathpur, Block-Danga, ward no. 01, P.O. & P.S. Raghunathpur, Dist. Purulia, pin-723133. (W.B) do hereby solemnly affirm on oath and declare as follows:-

1. That I am the complainant in this present case and I am well conversant with the fact and circumstances of this case.
2. That the statements made in the complainant pition and affidavit are true and correct to my knowledge, belief and faith and I put my signature in this affidavit at Raghunathpur Court on 01/12/22

Typed in my office.

Chinnay Roy
Advocate
01/12/22

Banani Datta
Deponent

Identified by

Chinnay Roy
Advocate
01/12/22
Raghunathpur Court, Purulia (W.B.)

SL No 1046/22

Executent Signature/L.T.I
Attested on identification

D.P. Sinha
1.12.22

D P. Sinha (Adv.)
Notary Reg. 52/99
Govt. of West Bengal
Raghunathpur, Purulia
Mob -9992266700