



# FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

2449

1. District West Bengal Police Station No. 27 Medinipur P.S. Anandapur Year 2022 FIR No. 97/22 Date 26.06.23

2. (i) Act IPC Sections ..... (ii) Act ..... Sections 417/341/

(iii) Act ..... Sections ..... (iv) Other Acts & Sections 323/506/39

3. (a) Occurrence of Offence: Day Anytime after purchasing Date From Not no-257/17/23 Date To .....

Time Period ..... Time from ..... Time To .....

(b) Information received at P.S. Date on 26.06.2023 Time 14:35 hrs

(c) General Diary Reference Entry No. (s) 996 Time 14:35 hrs

4. Type of Information Written/Oral Written/Oral North 06 km (Approx) Beat No. 52 no-48

5. Place of Occurrence (a) Direction and Distance from P.S. North 06 km (Approx) Beat No. 52 no-48

(b) Address Vill Sahaspur, PS-Anandapur, Dist-Paschim Medinipur

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

6. Complaint/ Informant (a) Name Chitta Panja

(b) Father's/Husband's Name S/O Lt Habal Chandra Panja

(c) Date/Year of Birth ..... (d) Nationality Indian

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

(f) Occupation .....

(g) Address Vill + PO - Sahaspur, PS-Anandapur, Dist-Paschim Medinipur

7. Details of Known / Suspected / Unknown accused with full particulars (Attach Separate Sheet, if necessary)

1. Sukuman Gorai s/o. Madam Mohan Gorai

2. Ashis Gorai s/o. Sukumar Gorai both of Vill+PO-Sahaspur

PS-Anandapur, Dist-Paschim Medinipur

8. Reasons for delay in reporting by the Complainant / Informant

Due to court Complaint vide MP. 214/2023.

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: .....

12. FIR Contents : (Attach separates sheets, if required) The original typed court-complaint of the complainant vide M.P case no-214/2023 which is treated as FIR, is attached herewith

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 Debasis Dutta PLS to take up the investigation / refused investigation / transferred to P.S. .... on point of jurisdiction. FIR read over the Complainant / informant admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

14. Signature / Thumb Impression of The Complainant / informant

15. Date & Time of despatch to the court:

26/6/23

Signature of the Officer-in-Charge Police Station

Anandapur Police Station

Dist. - Paschim Medinipur

Name: SUJIT KUMAR GHOSH

Rank: SI OF POLICE, OIC ANANDAPUR

No. PS

MP Case 214/2023 Of (Reg No 214/20223

CNR NO. WBWM03-002710-2023

Present : Smt. Tanusree Dutta  
Chief Judicial Magistrate,  
Paschim Medinipur

Chitta Panja VS Sukumar Gorai and 02 Ors .

Order No 01 Dated 14.06.2023

The complainant namely Chitta Panja has preferred the instant petition of complaint accusing Sukumar Gorai and 02 Ors of the commission of certain cognizable offences and has prayed for a direction upon the O.C of Anandapur P.S for registration of the same as FIR and for investigation. Complainant has also filed an affidavit swearing therein of non-registration of any case on the self-same allegation as on this date.

Perused the petition of complaint and the enclosures therein. The applicant is also verified on dock regarding the allegations brought forth. I is also seen that the provision of 154(1) and (3) of Cr.P.C have been complied with by the complainant. From the overall consideration of the aforementioned documents. I find that a cognizable offence has been disclosed and in order to arrive at a proper finding as to the prima-facie nature of the allegation this Court views it proper to send it to a competent and impartial agency for the verification of the credibility in the allegation and for thorough investigation.

As such, the prayer u/s 156(3) of Cr.P.C is hereby allowed. The O.C of Anandapur P.S is hereby directed to cause investigation into the case by treating the petition of complaint as an FIR after satisfying himself as to the non-registration of any earlier case on the self-same allegation between the parties and to submit the compliance report to this end.

A copy of this order along with the petition of complaint and its enclosures be sent to the O.C concerned for compliance.

The instant case is thus disposed of.

D/C by me

C.J.M., Paschim Medinipur

Sd/- Smt. Tanusree Dutta

Chief Judicial Magistrate  
Paschim Medinipur

IN THE COURT OF CHIEF JUDICIAL MAGISTRATE,  
PASCHIM MEDINIPUR

P. No 214 dt. 14.06.23.

Copy of order dated. 14.06.2023 along with petition u/s 156(3) of Cr.P.C, O.C, Anandapur P.S for necessary action and compliance.

Received on - 26.06.2023  
at - 14.35 hrs. and started  
Anandapur P.S Case No - 97/23  
dt. - 26.06.23, u/s - 447/341/23 (506)  
34 IPC, Chief Judicial Magistrate  
Anandapur Police Station  
Paschim Medinipur

Chief Judicial Magistrate  
Paschim Medinipur

Chief Judicial Magistrate  
Paschim Medinipur

78/73



Mukhi Pasarpaul (Adv)

18/09/23  
19/09/23

In the Court of Chief J.M. at Paschim Medinipur

MP

Complaint Case No. 214 of 2023

F-14/09/23  
C.M.K. - WP/M/03-0027/0-2023  
R-214/23

Encl. to O/c Anandapur P.S.

In the matter of :

An application under Section 156(3) of the Code of Criminal Procedure for protection to the complainant by virtue of order dated 27.04.2023 passed by Hon'ble High Court in W.P.A. No.22412 of 2022 (Chitta Panja -Versus- State of West Bengal & Ors.) and for the registering and investigation of the Case to the Police Station at Anandapur P.S.

And

In the matter of :

Chitta Panja, son of Late Habal Chandra Panja, permanently residing at Village Sahasapur, Post Office - Sahasapur, under P.S. Anandapur, District - Paschim Medinipur, Pin Code No.721122.

... Complaint

Received on-26.06.2023  
at-14.35hrs. and started  
Anandapur P.S Case No-97/23,  
dt.-26.06.23.447/341/323/  
506/34 IPC,

*[Signature]*  
26/6/23  
Officer in charge  
Anandapur Police Station  
Dist. Paschim Medinipur



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-Versus-

1. Sukumar Gorai, son of Late Madan Mohan Gorai at Village Sahaspur, Post Office – Sahaspur under P.S. Anandapur District – Paschim Medinipur, Pin Code No.721122.

2. Ashis Gorai, son of Sukumar Gorai residing at Village Sahaspur, Post Office Sahaspur under P.S. Anandapur, District- Paschim Medinipur, Pin Code No.721122.

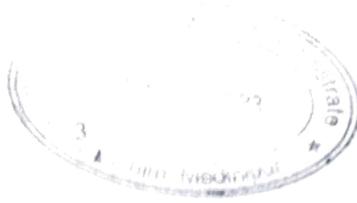
3. Some other unknown persons who are associates with the accuseds.

... Accuseds.

The humble petition on behalf of the petitioner abovenamed –

Mukhi Padarbandh  
(Adv)  
Paschim Medinipur

Most respectfully Sheweth



Madan Mohan Gorai  
19/6/23

1. That your petitioner is a peace loving citizen of India, having residence in the respective address as mentioned in the cause title above.

2. That your petitioner states that your petitioner is a educated and senior citizen and also very gentle and respectable man in the 6 No. Jagannathpur Gram Panchayet, under Keshpur Block, District- Paschim Medinipur.

3. That your petitioner states that as your petitioner was not a Government or non-Government employee under the Government of West Bengal, so, in his old age. Your petitioner trying to earns some money by open a shop room in his local market, as such he was taken a decision to purchase a small plot of land near his local market.

4. That your petitioner states that Sri Chandi Charan Gorai son of Late Madan Mohan Gorai who is a neighbour of your petitioner and residing in the same village wanted to sale some portion of property situated in there local market side. Accordingly, was given a proposal to your petitioner to purchase the some portion of his property as per present market price.

Recd  
19-6-23



M. P. Singh (Adv.)

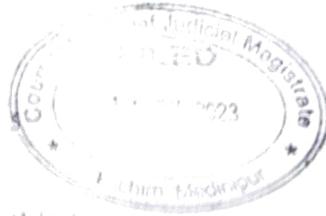
14.11.23

5. That your petitioner states that as per his proposal your petitioner was agreed to purchase the said portion of his neighbour's property which was situated in Mouza Sahaspur, J.L. No.48, under Khatian No.996, and Dag No.257/1718, which is measuring more or less 02 (two) decimal.

6. That your petitioner states that after purchased the above mentioned said property, the records of right has been prepared in the name of petitioner thereafter, your petitioner was enjoying right, title and possession over the said purchased property, without any disturbance from any corner then, one day your petitioner was try to made a hut by mud wall with bamboo and straw, intention was to make a temporary vegetable shop room at the time, the private respondent Nos. 5 and 6, along with associates came to the petitioner's land and started unnecessary altercate with slag languages, even some persons (unknown) who are companion of private respondent No.5 & 6 bearing fire arms, and dagger and also threatened murder to your petitioner if any construction made over the purchased property.

7. That your petitioner states, that such a situation, your petitioner at once run away from the spot to protect himself and thereafter as soon as possible lodge complaint before the local police station, although the local police station has received a

14-11-23



MW (Adv)  
FCS 21/2022

complaint earlier on 06.09.2022 this is why the second time not to received the present complaint, your petitioner was made complaint before the superintendent of police at Paschim Medinipur (S.P) through Indian speed Post.

A Xerox copy of both application (G.D.) being collectively annexed hereto and marked as Annexure "P-1".

8. That your petitioner states that the officer-in-charge of local police Station neither take any step against the accuseds, nor drawn a P.S. case through impartial investigation, subsequently, your petitioner is suffering.

9. That your petitioner states it is very pertinent to mentioned, that the land, which was purchased by the petitioner that land was Rayati land situated under Mouza Sahaspur, J.L. No.48, Hal Khatian No.875, and Dag No.257/1718, it is also said that the property was gifted by one, Srimatya Kamala Bala Gorai wife of Late Bhutunath Gorai to the vendor by Deed No.1882 in the year 1984 thereafter second time deed of conveyance was made in favour of petitioner, and accordingly records of right has been prepared in the name of petitioner, Tax are paid by the petitioner, and application for conversation has been submitted to the authority concerned.

26-6-23

Officer-in-charge

Anandapur Police Station  
Dist. Paschim Medinipur



Md. (Adv)  
18/6/23  
A/S

A Xerox copy of deed of conveyance being Deed No.100202765/22 and a records of right being annexed hereto and marked as Annexure "P-2" collectively.

10. That your petitioner states that your petitioner is a senior citizen of India and wanted to earn money for maintenance himself, of his old age by open a vegetables shop room over the purchased land near the local market as because, your petitioner was purchased the aforementioned said land but the private respondents No.5 & 6 illegally and intentionally make obstacle to open shop room.

11. That your petitioner states that the officer-in-charge of Anandapur Police Station in collusion with the private respondent No.5 & 6 has no step was taken inspite of having lodge complain against the private respondent No.5 & 6 besides, by local whisper (accuseds are saying) your petitioner came to now that the officer-in-charge of Anandapur P.S. has managed by them it is also said that the private respondents No.5 & 6 are active membe of present political ruling party.

12. That your petitioner states that, the private respondents No. 5 and 6 are active comrades of the present political ruling party. As because, all other politicians of the ruling party always

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26-6-23  
Officer-in-charge  
Anandapur Police Station  
Dist. Paschim Medinipur



M.P. (A.V.)  
26/4/23

recommendation the local police station not to registered or initiated any criminal case against the private respondent Nos. 5 and 6 Subsequently, the private respondents are continuously threatened to your petitioner. Such aforesaid circumstances nobody can help to your petitioner with fair of accuseds.

13. That having no any other alternative, your petitioner was file and application under Article 226 of the Constitution of India before the Hon'ble High Court at Calcutta, being W.P.A. No.22412 of 2023 (Chitta Panja Vs. State of West Bengal & Ors.) when the said application came up for hearing before Your Lordship ; the Hon'ble Justice Raja Sekhar Mantha, on contest hearing by both parties including with State Respondents was pleased to passed an order on 27<sup>th</sup> April, 2023 as follows :-

“1. The petitioner complains of inaction by Anandapure Police Station, Paschim Medinipur in respect of a complaint against the private respondents.

2. This Court is of the view that the petitioner may avail remedies under Section 156(3) of the Code of Criminal Procedure.

26-4-23

Officer-in-charge  
Anandapur Police Station  
Dist. Paschim Medinipur



Handwritten signature and date: 14.04.23

3. Anandapure Police Station, Paschim Medinipur shall, however, ensure that the Private respondents do not disturb the petitioner while opening of his shop room.

4. With the aforesaid directions, the instant writ petition shall stand disposed of.

5. There will be no order as to cost.

6. All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court”.

A xerox copy of the order and judgement dated 27.04.2023, being annexed hereto and marked as Annexure “P-3”.

14. That, after communicate the order of Hon’ble High Court at Calcutta dated 27<sup>th</sup> April, 2023 to the concerned Police Authority as well as Anandapure Police Station Paschim Medinipur, however, the officer in Charge of Anandapure Police Station did not take any step regarding the warrant of arrest to the accused persons and remain silence to do as per law.

Handwritten signature and date: 26-6-23  
Officer in-charge  
Anandapur Police Station  
Dist. Paschim Medinipur



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Manoj (Adv)  
11/04/23

Under this circumstances as aforesaid, your petitioner/complaint most humble and respectfully pray before Your Honour may graciously be pleased to pass an order as follows :-

a) That the accuseds may kindly be summoned through non-bailable warrants and punished, prosecuted, convicted and sentenced in accordance with law.

It is also prayed that the present Complaint may kindly be treated as per order of Hon'ble High Court dated 27.04.2023 passed by Hon'ble Justice Raja Sekhar Mantha in W.P.A. No.22412/23 and also kindly be sent to the S.H.O. or Police Station Anandapur under Section 156(3) Cr.P.C. for lodging the FIR and investigate the case as there is a involvement of some other

  
26-4-23

District Judge  
Anandapur



Hand (d.v.)  
26/8/23  
A.K.

unknown persons/accused as well who helped and conspired with the accused persons and also direction to the concerned Anandapur Police Station with physically present at the time of opening the shop room of Complainant/Petitioner.

And your petitioner as in duty bound shall ever pray.

  
26-8-23  
Officer in-charge  
Anandapur Police Station  
Dist. West Godavari, Andhra Pradesh



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AFFIDAVIT

I, Chitta Panja, son of Late Habal Chandra Panja, aged about \_\_\_\_\_ years, by faith-Hindu, by occupation unemployed Sr. Citizen, permanently residing at Village Sahaspur, Post Office – Sahaapur, under P.S. Anandapur, District – Paschim Medinipur, Pin Code No.721122.do hereby solemnly affirm and say as follows :-

That I am the Petitioner of the instant case and am fully acquainted with the facts and circumstances of the case.

That the statements made in paragraphs 1 to 14 (including prayer portion) are true to my knowledge and the rest are my humble submission before this Learned Court.

Identified by me

Mukhtab Paul  
Advocate

[Signature]

DEPONENT

Known to me and signature identified by me.  
Mukhtab Paul

Affidavit No. R.C. 1210 Dt. 06 JUN 2023  
Solemnly Affirmed & Declared Before me  
by C. Panja  
who is duly identified  
by M. P. Paul  
Advocate/ Law Clerk

[Signature] 06-6-2023  
RANJIT KUMAR CHANDDAR  
Notary Regd No.- 111/02 (W.B.)  
Sadar Sub- Divn., Dist.- Paschim Medinipur