

FIRST INFORMATION REPORT

2654

First information of a cognizable crime reported under section 154 Cr. P.C. at P. S.

1. District Alipurdhwa Sub-Divn Alipurdhwa P.S. Alipurdhwa Year 2022 FIR No. 502 Date 11.10.2022
2. (i) Act SC & ST (POA) Act, 1989 Sections 3(1)(g)(h)(e)(7)(2)
- (ii) Act SC & ST (POA) Act, 1989 Sections 3(1)(g)(h)(e)(7)(2)
- (iii) Act SC & ST (POA) Act, 1989 Sections 3(1)(g)(h)(e)(7)(2)
- (iv) Other Acts & Sections
3. a) General Diary Reference Entry No. 411 Time 18:10 hrs
- b) Occurrence of Offence: Day Date Not Mentioned Time
- (c) Information of Offence: Day Tuesday Date 11.10.2022 Time 18:10 hrs
- GD No. 411 at the Police Station.
4. Type of Information: Written / Oral
5. Place of Occurrence: (a) Direction and Distance from P.S. North - West / 38 K.M. (approx)
- (b) Address Natunpara; PO: Taldapara; PS: Alipurdhwa
- Beat No.
- (c) In case outside limit of this Police Station, then the name of
- P.S. District
6. Complaint / Information:
- (a) Name Mazala Laha
- (b) Father's/Husband's Name Lt. Dil Bahadur Tamang
- (c) Date/Year of Birth
- (d) Nationality Indian
- (e) Address Natunpara; PO: Taldapara; PS: Alipurdhwa
7. Details of Known/suspected/unknown/accused with full particulars: ① Tapan Sen, S/O Lt. Rebati Mohan Sen of M/S. Rebati Agro Rt. Ltd. Ratanhola, PS: Siliguri, Dooars.
- (attach separate sheets, if necessary)
8. Reasons for delay in reporting by the Complainant/informant: ② Ananda Mandal, Manager of the T.G. & others.
9. Particulars of properties stolen/involved: (Attach separate sheets, if required)
- Approx 2.76 acres land at Natunpara Mouza: TL No-48, RS Dag No- 315, 316, 317, PS Khaton No-123.
10. Total value of properties stolen/involved
11. Inquest report/U.D. Case No. if any
12. FIR contents: (Attach separate sheets, if required)
13. Action taken: Since the above report reveals commission of offence(s) u/s the original written complaint which is attached in FIR is enclosed herewith.
- u/s 3(1)(g)(h)(e)(7)(2) of SC & ST (POA) Act, 1989.

registered the case and took up investigation/directed as per direction of S.P. A.P. Sri

Subash Chandra Chatterjee, SDO Alipurdhwa 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.

① the original complaint.

Signature / Thumb Impression of

the Complainant/informant.

Signature of the Officer-in-Charge, Police Station

Name Arindya Bhattacharya

Rank I/c Alipurdhwa P.S.

Number, if any

Mayala Lama
Village Natunpara
PO Jaldapara,
District Alipurdwar,
Pin 736204
Date-

To
The Inspector in Charge,
Alipurdwar Police Station,
PO- Alipurdwar Court,
District Alipurdwar,
Pin-736122

Sub Complaint under Section 3(1)(b)(g)(h)(p)(q)(z) and 3(2)(v)(va) of the SCs and STs (POA) Act, 1989 and Rules Notification/Guidelines framed thereunder against Sri Tapan Sen, son of Late Rebati Mohan Sen, being one of its directors of M/s. Rebari Agro Private Limited, having its office at 4, Jibananda Sarani, Raikkhola, PC, Rabindra Sarani, P.S. Siliapani, District Darjeeling, Pin-734 006, its other directors and Ananda Mandal, Manager of the said Tea Garden for creating false and fabricated documents in order to grab and/or usurp "Tribal Land in gross violation of Section 140 of Chapter IIA of West Bengal Land Reforms Act, 1955 and lodging false complaints against poor tribal.

Ref: All That the piece and parcel of land admeasuring more or less 2.76 acres, in the District of Alipurdwar, Block Alipurdwar I, Police Station Alipurdwar, Mouza Natunpara, TL No.48, RS Dag No. 315, 316, 317, RS Khatian No.123, registered in the name of my father Dd Bahadur Tamang, since deceased (hereinafter referred to as the said subject plot of land)

Sir,

This is to place on record that the above mentioned land was recorded in my father's name Dd Bahadur Tamang, since deceased as patta land who was belonging to Scheduled Tribe. Hence, I am the legal heir of the said landed properties.

The accused abovenamed i.e. Sri Tapan Sen being one the of the directors of the above named company i.e. M/s. Rebari Agro Private Limited with ulterior motive to grab tribal land proceeded to manufacture and/or forged documents, inter alia purporting to create false title in his favour and/or in the favour of his company. After manufacturing such illegal documents the said accused person, proceeded to take illegal physical possession of the subject plot of land by giving an impression that he was trying to develop the subject plot of land along with some other contiguous plots, which are also belonging and owned by fellow tribals. Due to illiteracy and extreme poverty faced by me along with other tribal brethrens could not understand the evil designs of the said Tapan Sen and were thus kept completely in the dark about the fate of their land and/or their livelihood while the said accused person, along with other directors of the accused company proceeded to grab tribal land behind the back of tribal people, as aforesaid, who failed victim in the hands of the said accused.

After execution of such illegal documents and after taking forceful physical possession of our subject land as well as a few other tribals, as aforesaid, the said accused persons proceeded to stage a drama by giving a false impression that they were trying to employ poor tribal people to help them gain better livelihood and/or wider employment. However, it soon dawned upon the poor tribal land owners, including me that in the name of giving employment to poor tribals the said

accused person(s) had actually and/or in reality usurped the tribal land and were harbouring the ulterior motive of exploiting the same for personal gain through exploitation of tribal land as well as tribal labour. As such the accused persons have inveigled poor tribal people to grab their land taking undue advantage of their illiteracy and backwardness.

The accused persons generate fear and to threaten me as well as other tribal land owners who were equally victimized by the accused persons, the said accused persons have instituted a series of false criminal case to the local police authorities and civil proceeding in Alipurduar Court and/or cases against me along with other tribal persons on 23.11.2021, 18.12.2021 and Suit No. 163 of 2021 who have become victim to the ploy of the accused persons. Please note that the institution of false cases by giving false affidavits, documents, verbal affidavits and/or registering false cases in courts of law against tribal people and others including a false case under Section 3(1)(p) & (q) of the SIs and SCs (POA) Act, 1997 against a tribal person, is a violation of the fact that usurping and/or denying a schedule tribe to enjoy its own lands and rights for a tribal person under Section 3(1)(f) & (g) of the SIs and SCs (POA) Act, 1997.

After taking into account the fact that the real owners, who are poor and in a depressed condition, are taking advantage of the situation and are not taking any steps to improve the real condition of the subject land, the court has not interfered with the right to free disposal, poverty and total dependence of the subject land on the cheating of others, none of the subject land.

[illegible][illegible]

Received on 11-12-2022 - 2:10 PM

App PS GDE NO - 411, 11-10-75
 PS Case NO - 502/25; 11-10-75
 U/S: 3(1)(g)(1)(f)(v)(z);

4/10/22
SPRING 2022
ALSO SEE: 2022
- 2022 2022