



3706

1/2 copy

## FIRST INFORMATION REPORT

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

Sub-Divn. Alipurdwar P.S. Kumargram Year 2022 FIR No. 25/22 Date 21.08.2022  
 IPC Sections 481/482/483/272/273/420 Sections X  
 (i) Act X Sections X (iv) Other Acts & Sections R/w 63 of Copyright Act & 104(b) of Trademark Act  
 Time 15.25 hours  
 3. a) General Diary Reference Entry No. 656  
 b) Occurrence of Offence: Day Not mentioned Date Not mentioned Time Not mentioned  
 (c) Information of Offence: Day Sunday Date 21.08.2022 Time 15.25 hours  
 G.D. No. 656 at the Police Station.

4. Type of Information: Written / Oral

5. Place of Occurrence: (a) Direction and Distance from P.S. Approx 15 KM south  
 (b) Address Barabisha Bazar, under Barabisha OP, PS Kumargram, Dist Alipurdwar Beat No. X

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

6. Complaint / Information:

(a) Name Krishnendu Sengupta  
 (b) Father's/Husband's Name Late Purni Kanti Sengupta  
 (c) Date/Year of Birth Not mentioned  
 (d) Nationality Indian  
 (e) Address Rm Krishna Sarada Road, PS Ghata, North 24 Parganas, Kolkata 700113  
 7. Details of Know/suspected/unknown/accused with full particulars: 1) Biju Saha, Proprietor of Mama Bhagna Store, 2) Proprietor of Sri Krishna Bhandar, both at Barabisha Bazar, under Barabisha OP, PS Kumargram, Dist Alipurdwar.  
 8. Reasons for delay in reporting by the Complainant/Informant X

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

10. Total value of properties stolen/involved X11. Inquest report/U.D. Case No. if any X12. FIR contents: (Attach separate sheets, if required) The original written letter of complaint which is treated as FIR is enclosed/overleaf

13. Action taken: Since the above report reveals commission of offence(s) u/s 481/482/483/272/273/420 IPC & 63 of Copyright Act & 104(a)(b) of Trademark Act

registered the case and took up investigation/directed

SI Nayan Das

to take up the investigation referred

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

Name Sangay BhutiaRank SI of PoliceNumber, if any Kumargram PS, Alipurdwar

Taken in original written complaint

Signature / Thumb Impression of the Complainant/Informant





INVESTIGATION & SECURITY (P) Ltd.

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CIN No : 1U74999WB2012PTC183767

To  
The Inspector-in-Charge,  
Kumargram,  
District Alipurduar,  
West Bengal, India

Through The Officer-In-Charge, Barobisha Police Out Post, Kumargram, Dist. Alipurduar.  
Dated- 21.08.2022

Sir,

I, Krishnendu Sengupta, S/o Late Pijush Kanti Sengupta of Ram Krishna Sarada Road, P.O. Natagarh, P.S. Gholi, North 24 Parganas, Kolkata- 700113, West Bengal, India is an IPR Executive of Anusandhan Investigation and Security Private Limited, the company authorized by Tata Consumer products of the aforesaid companies, a subsidiary of Tata Group, am constructed and instructed to bring before you this complaint on the following grounds inter alia others-

1. That, our company is a leading brand in food and beverage industry, having earned considerable reputation and consequential goodwill in the market.
2. That, one of our staples and most widely used product is "TATA SALT" which has been circulated and marketed for over thirty years as on date.
3. That, our salt is an iodized salt and has remained true to every household throughout the nation, and has garnered formidable goodwill among the common consumers.
4. That, it has divulged to our knowledge that the proprietor of Samrat Sea Brines Private Limited having office at LS. No. 283, Near - Railway Station at Santalpur Patan, Gujrat - 385360, manufacturing salt in the name and style of "SUPER MAHEK SHAKTI SALT" and "TAZA SHAKTI SALT", which endeavours to pass off their product under the deceptive appearance of our "TATA SALT". This incident is clear indication of intention of selling goods and exposing the goods for sale, with false trademark and trade description.
5. That, in past as well, the proprietor of Samrat Sea Brines Private Limited attempted to pass off their product under the style of our company, being "TAZA SHAKTI SALT", in which event they were defeated and had given declaration with such falsified brand.
6. That, we annually expend considerable funds towards the sales, promotion, publicity of the goods sold under the aegis of our brand "TATA SALT" including its trademarks and other property marks and keen vigil thereof. In course of which it has come to our knowledge that a good quantity "SUPER MAHEK SHAKTI SALT" and "TAZA SHAKTI SALT" is being stored and distributed in some shops and stores at Barobisha Bazar area specifically in Mama Bhagna Store (Biju Saha) and Sri Krishna Bhandar, Barobisha Bazar, under P.S. Kumargram, Dist. Alipurduar and are available with several wholesalers and retailers.



7. That, Samrat Sea Brines Private Limited is attempting to sell and circulate the "SUPER MAHEK SHATI SALT" and "TAZA SHAKTI SALT" which appears to be identical and deceptively similar to the registered trademark in respect of packaging and colour combination of our product "TATA SALT". These products tend to ride on the hard-earned goodwill of our brand and directly impact our social and commercial image and reputation. Furthermore, these products are not authenticated by any proper authority verifying the quality and purity of the same, and it may lead to health hazards and may pose a great threat to the public health at large.
8. That, the falsified product intends to cause great mischief on our goodwill and reputation, and likely to interfere with the health and safety of the general public.
9. That, the falsified product may also be adulterated and noxious for consumption, and since it tends to pass off under the colour of our trademark we are directly in harm's way against such patently violated act on part of the accused persons.
10. That, the patent deceptive similarity of appearance in the packaging of these deceptively similar products to that of ours is an act of counterfeiting our trademark.
11. That, these deceptively similar products if allowed to be marketed or circulated or sold in the course of commerce will not only be a cheating upon our brand as well as the general public.

Therefore, it is requested to investigate into the matter and to take necessary legal action against the accused person so that these deceptively similar products cannot be circulated or sold to the public in general.

Received on 21/08/22 at 14:15 hrs  
Vide Barobisha OP D/O F 812 dt-21/08/22  
and forwarded to I/c Kumaigram P.S. to  
start a special case under section 420  
of law.

Sincerely,

Krishnendu Sengupta  
21.08.2022  
Krishnendu Sengupta

(IPR Executive of AISPL)

MB-8100651693

MA 21/08/22

OFFICER-IN-CHARGE  
BAROBISHA OUTPOST  
KUMARIGRAM P.S.  
ALIPURDUAR

Enclosures:

1. Copy of Authority Letter issued by Tata Consumer Products Limited to Anusandhan Investigation and Security Pvt Ltd
2. Copy of Authority Letter issued to Krishnendu Sengupta by Anusandhan Investigation and Security Pvt Ltd
3. Compared images of TATA SALT and deceptively similar product
4. Copy of Trademark Certificate of TATA SALT class 30
5. Copyright Certificate of Tata Salt
6. Copy of the declaration made by Samrat Sea Brines Pvt Ltd

Received on 21.08.2022 vide Kumaigram PS GDE no 656  
dated 21.08.2022 and started Kumaigram PS case no  
256/22 dated 21.08.2022 u/s 401/482/483/272/273/  
420 IPC & w section of 63 of copy right Act & 104(a)  
(b) of Trade Mark Act.

Inspector in-charge  
Kumaigram, Unit, Alipurduar