

## FIRST INFORMATION REPORT

5123

First Information of a cognizable crime reported under section 154 Cr. P.C. At P.S.

1. District Mumukshu Sub-Divn Mumukshu P.S. Mumukshu Year 2022 FIR No. 421 Date 20.8.22
2. I) Act 63/65 of Copy Right Act Sections 103/104 of Indian Penal Code  
 II) Act 63/65 of Copy Right Act Sections 103/104 of Indian Penal Code  
 III) Act 63/65 of Copy Right Act Sections 103/104 of Indian Penal Code  
 IV) Other Acts & Sections 63/65 of Copy Right Act
3. A) General Diary Reference Entry No. 899 Time 13.05hrs  
 B) Occurrence of Offence : Day Not mentioned Date Not mentioned Time Not mentioned  
 C) Information of Offence : Day Saturday Date 20.8.2022 Time 13.05hrs  
 G.D. No. 899 At the police Station.
4. Type of information : Written / Oral
5. Place of Occurrence : a) Direction and Distance from P.S. 4 km in d 7 km approx S/E  
 B) Address : Mumukshu and Chakra Chandra under Mumukshu P.S.  
 Beat No. Not mentioned  
 C) In case outside limit of this Police Station, then the name of P.S. X District Not mentioned
6. Complaint / Information :  
 a) Name Sri Krishnendu Sengupta, (PR Executive of AISPE)  
 b) Father's / Husband's Name Sh. Piyush Kanti Sengupta  
 c) Date / Year of Birth Not mentioned  
 d) Nationality Not mentioned  
 e) Address Ram Krishna Sarada Road, Po - Hatagash, P.S. - Chitka, North 24 Parganas, Kolkata - 700113, W.B.
7. Details of Know / suspected / unknown / accused with full particulars (Attach separate sheets, if necessary)  
Owner of Ram Krishna Sengupta, Mumukshu P.S. and  
Proprietor of Sanyasat Sengupta, Mumukshu P.S. and  
LS No-253 near railway station at Sanyasat Sengupta, Mumukshu P.S. and others
8. Reasons for delay in reporting by the Complainant / Informant Not mentioned
9. Particulars of properties stolen / involved : (Attach separate sheets, if required)
10. Total value of properties stolen / involved X
11. Inquest report / U.D. Case No. If any X
12. FIR contents : (Attach separate sheets, required) The original written complaint is attached as FIR is attached/separation
13. Action taken : Since the above report reveals commission of offence(s) u/s The reversed

Registered the case and took up investigation / directed Sh. Subash Ranjan Deb  
 To take up the investigation / transferred to P.S. Not mentioned On point of Jurisdiction FIR read over to the Complainant / informant  
 Admitted to be correctly recorded and copy given to the Complainant / informant free of cost.

Signature / Thumb Impression of the Complainant / Informant is Mumukshu Sengupta

Signature of the Officer-in-Charge, Police Station

Name Sh. Subash Ranjan DebRank SI of Police (W.B.P.)Number, if any 15-103-104-Mumukshu



INVESTIGATION & SECURITY (P) Ltd.

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To  
The Inspector-In-Charge,  
Alipurduar,  
District Alipurduar,  
West Bengal, India

Received on 20.8.2022 at 13:05 hrs  
vide APP R. GDE no-899/2022  
Started APP R. Case no-421/22  
dt 20.08.22 v/s 63/65 & copy right Act  
of 103/1912 Trade Mark Act. 20.08.2022

20/8/22  
Inspector-In-Charge  
Alipurduar Police Station  
Alipurduar

Sir,

I, Krishnendu Sengupta, S/o Late Pijush Kanti Sengupta of Ram Krishna Sarada Road, P.O. Natagarh, P.S. Ghola, 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 Marwaripatti of Alipurduar specifically in Ram Krishna Bhandar, Marwaripatti, under P.S. Alipurduar, Dist. Alipurduar and at another store/shop at Cheko, Chaparerpar, under P.S. Alipurduar, 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.

Sincerely,

Krishnendu Sengupta  
8100651693

Krishnendu Sengupta

[IPR Executive of AISPL]

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