

came to the station and stated that the accused/opp. Party is not at home at the relevant time. The OC/IBG-PS repeatedly called the accused/opp. party on a different date but in vain. Lastly, on 21-08-2023 the OC/IBG-PS called all the parties at the station to make a settlement however on the previous date of the fixed the accused/opp. party asked one of the officers of the station stating that to produce the statement of the complainant at the office of the IBG-PS and he would come again to see and settle the statement on another date in spite of compromising with them. In this situation, the concerned police station could not inquire into the matter thoroughly without the order/direction of the court. Further, on 1st September 2023 the present complainant and other four partners made a report with the S.P., Imphal East in the matter (copy enclosed) but not action has yet taken by the concerned officer till date.

9. That it is also submitted that the motive and intention of the accused/opp. party is nothing but committing the offense of criminal breach of trust, cheating by personation, cheating and thereby dishonestly inducing delivery of property or making alteration or destruction of valuable security, forgery for the purpose of harming the reputation of any person or knowing that it is likely to use for that purpose and for having criminal intimidation.

10. That having no other means to settle the matter between the parties except to approach the Hon'ble Court, the complainant approached the Hon' ble Court with the instant complaint petition for passing the necessary order for taking cognizance or direction for investigation in the matter to the OC/IBG-PS and for punish the accused/opp. party under the prevailing laws in the country for his commission of offenses as mentioned above.

PRAYER

In the light of the above facts and circumstances, the humble complainant respectfully prayed that the Hon'ble Court may graciously be pleased to: -

- i) Admit the present complaint application;
- ii) To direct the concerned police station to investigate the case by registering a regular FIR case;
- iii) To issue a non-bailable warrant against the accused/opp. party;
- iv) Take cognizance of the above-mentioned offense against the accused/opp. party,
- v) To punish the accused above named under the law in force in the country; and
- vi) To pass such further or other order/s or direction/s as the Hon'ble Court may deem fit and proper for the ends of Justice.

For which act of kindness, the humble complainant is, as in duty bound shall ever remain to pray.

Dated/Imphal
The 4th Sept., 2023

By: -

Sd/-
Advocate

This report is treated as an O.E. of case
FIR No. 56(10)2023 IBG-PS U/S 406/419/420/
469/506 IPC



Signature of Complainant
Sd/-
S. Uttam Sharma

Sd/-
OC/IBG-PS
2/10/2023

partners/shareholders for business or activities mentioned in the Memorandum of Association (copy enclosed) under the name and style of Langdai Foundation registered under the Manipur Societies Registration Act, 1989 (Manipur Act I of 1990) being No. 226/SR(IE)2020 dated 2nd March 2020 having its office address at Khongman Zone-II East, Imphal East, Manipur (Residence of the Accused/Opp. Party) (copy enclosed) and declared by the vide Notification No. 226/SR(IE)2020 dated 2nd March 2020 of Deputy Registrar of Societies, Imphal East Manipur (copy enclosed).

3. That since the establishment of the said firm/society the firm/society started its activities or business of Marup and Money Lending. The present accused/opp. party is the fund custodian cum secretary of the firm/society as such he has done most of the activities including the financial transaction of the firm. The Internal Audit Report initiated from 20th May 2023 till 8th July 2023 found that with suspicions of intentionally maintaining of poorday book record, marup ledger record of all the marup phases, no loan ledger record, and no cash book record thereby misappropriated the fund of the firm/society. Moreover, it is also found that in the 3rd phase marup, a member of the firm/society unknown to the firm/society named N. Akebi Devi was manipulated by the accused/opp. party with one Ch. Sonolata Devi (copy enclosed).

4. That after completion of the audit 1st phase started from 20th May 2023 to 15th June 2023 the firm and the present accused/opp. party agreed that the finding of the report that the accused/opp. party had misused a sum of Rs. 13,37,000/- (Rupees thirteen lakhs thirty-seven thousand) only. The accused/opp. party has executed a promissory note on 15th June 2023 promising to pay a sum of Rs. 13,37,000/- (Rupees thirteen lakhs thirty-seven thousand) only to the firm/society acknowledging the receipt of the said amount.

5. That after completion of the audit 2nd phase started from 16th June 2023 to 8th July 2023 the firm and the present accused/opp. party agreed that the finding of the report that the accused/opp. party had misused the funds of the firm/society a sum of Rs. 10,63,000/- (Rupees ten lakhs sixty-three thousand) only. The accused/opp. party has executed a promissory note on 9th July 2023 promising to pay a sum of Rs. 10,63,000/- (Rupees ten lakhs sixty-three thousand) only to the firm/society acknowledging the receipt of the said amount.

6. Thus, the accused/opp. party has misappropriated/misused the firm/society mentioned in the audit report which was agreed by the firm/society and accused/opp. party. As a result of the firm/society and the accused/opp. party made an amicable settlement to make a payment of Rs. (13,37,000 + 10,63,000) = Rs. 24,00,000/- (Rupees twenty-four lakhs) only.

7. That the complainant submitted that the complainant and other 4(four) partners approached the accused/opp. party to pay the settled amount i.e. Rs. 24,00,000/- (Rupees twenty-four lakhs) only whereas, in spite of positive response to the approach, the accused/opp. party given threat to them they will face dire consequences if they come to him the next time repeatedly.

8. But, on 01-08-2023 in the morning at about 7:00 am they went to the residence of the accused/opp. party, he further promised to pay an amount of Rs. 4,00,000/- (Rupees four lakhs) as a first installment out of the total amount of Rs. 24,00,000/- (Rupees twenty-four lakhs). Since he failed to pay the said amount there was happened hot argument between them at his residence and assaulted one of the partners and stated that he would not pay the amount. So, the complainant and 4(four) other partners made a report to the officer-in-charge, Irilbung-PS. The OC/IBG-PS (copy enclosed) called

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CRIL. (Complaint) CASE NO. 21 OF 2023

Shri Sanglakpam Uttam Sharma, aged about 37 years, S/o. S. Brajagopal Sharma resident of Khongman Zone-II West, P.O. Imphal, P.S. Iribung, District Imphal East, Manipur (Joint Secretary of Langdai Foundation Khongman Zone-II East, Imphal East, Manipur).

..... **Complainant.**

- Versus-

Chanam Praveenkumar Singh, aged about 41 years, S/o. Late Ch. Jadumani Singh resident of Khongman Zone-II East, P.O. Imphal, P.S. Iribung, District Imphal East, Manipur (Secretary of Langdai Foundation Khongman Zone- II East, Imphal East, Manipur).

..... **Accused/Opp. Party.**

IN THE MATTER OF: -

A complaint petition under section 156(3) Cr. P. C. filed on behalf of the above-named complainant for taking cognizance and inquiry/investigation against the above-named accused/opp. party for the commission of offenses on the day/date below mentioned.

AND

IN THE MATTER OF: -

Place of Occurrence:-	At the Office of Langdai Foundation, Khongman Zone-II East, Imphal East, Manipur.
Date of Occurrence:-	On 15-06-2023, 09-07-2023, 04-08-2023 still continuing.
Offences committed:-	Under Section 408/419/420/469/506 I.P.C.

MOST RESPECTFULLY SHEWETH: -

1. That the present complainant/petitioner is a law-abiding citizen of India having a permanent resident in the State of Manipur at the above-mentioned place as such he is entitled to all the rights, privileges, and protections as enshrined in the constitution of India and other laws in force for the time being in the Country.

And by the instant application, the present complainant application seeks to pray to the Hon'ble Court to take cognizance and inquiry/investigation against the above-named accused/opp. party for the commission of offenses on the day/date mentioned above.

2. That vide a Deed of Agreement made on 14th December 2019 (copy enclosed), the present above-named complainant as Joint secretary and accused/opp. party as Secretary along with the other 4(four persons as the witnesses in the present case namely, (i) Ahongshangbam Sanayaima Singh as Vice President, (i) Soibam Suresh

District: - Imphal-East

15-06-2023 time
is not mentioned

N.B. — A first information must be authenticated by the signature, mark of them
Impression of informants and attested by signature of the officer recording it.

Imphal East District, Manipur

Michael East District, Manly

2/10/2023

2/10/2023