

FORM 54
[See Rule 159 (a) and (2)
Accident Information Report

- 14) **Name of the Police Station:** Kalimpong Police Station
- 15) **CR No./ Traffic Accident Report:** Kalimpong PS Case no:190/2022, Dt: 12/07/2022, U/S 279/337 IPC
- 16) **Date, time and place of accident:** On : 12.07.2022 at about 0:15 hrs at Tarkhola near forest beat office (NH10) , PS/Dist: Kalimpong
- 17) **Name and full address of the injured :** Abdul Malek (32yrs) s/o Montu SK Permanent Resident of vill jhagrar par III PO Jhagrar PS Dhubri Dist- Dhubri Assam
- 18) **Name of the Hospital he/she was moved:** Rangpo Hospital Sikkim
- 19) **Registration Number of vehicle and the type of the vehicle:** AS17L8027 Four Wheeler (Bolero)
- 20) **Driving Licence particulars:**
- 21) **Name and Address of the Driver :** Abdul Malek (32yrs) s/o Montu SK Permanent Resident of vill jhagrar par III PO Jhagrar PS Dhubri Dist- Dhubri Assam
- (e) **Driving Licence number and date of expiry :** A51720180001729 valid till 11.04.2038.
- (f) **Address of the issuing authority:** RTO RTO, Jorethang, South Sikkim
- (g) **Badge No in case of public service vehicle:** N/A
- 22) **Name and address of the owner of the vehicle at the time of the accident:** Saifur Rahman s/o Abdur Rahman vill- Adabari PT-02 PO-sagal Dist – Dhubri Assam 783324
- 23) **Name and address of the Insurance Company with whom the vehicle was insured and the particulars of the Divisional Officer of the said insurance company:** Future Generali India Insurance limited
- 24) **Number of the Insurance Policy/ Insurance Certificate and the date of validity of the Insurance Policy:** VA271633
valid till: 21/06/ 2023 (Midnight)
- 25) **Registration particulars of the vehicle (class of vehicle):**
- (d) **Registration no:** AS17L8027
- (e) **Engine no:** XKM6E38185
- (f) **Chassis no:** MA1XK2XKXM5E4229
- 26) **Route Permit particulars:**
- 27) **Action Taken, if any, and the result thereof:** Registered : Kalimpong PS Case No-190/2022 Dt: 12/07/2022, U/S 279/337 IPC

Dist. KalimpongFIRST INFORMATION REPORT
(Under Section 154 Cr. P.C.)

6240

(i) Act

P.S. KalimpongYear 2022FIR No. 100/22Date 12/3/22

(ii) Act

Section

SI Act 37CSection 279/337

(iii) Occurrence of Offence - Day

Date From 12/2/22

Date To

Time Period

Time From 12-15 hrs.

Time To

(iv) Information received at P.S. Date

12.2.22Time 12-15 hrs.

(v) General Diary Reference - Entry No(s)

541Time 12-15 hrs.

Type of Information

Written / Oral

Place of Occurrence - (a) Direction and Distance from P.S.

37 Kms N.EBeat No. 11 No. 01(d) Address Tankhob NH-10, Kalimpong.

(e) In case outside limit of this Police Station, then the

Name of the P.S.

District

Complainant / Informant

(a) Name

Shabidul Islam

(b) Father's / Husband's Name

S/O - Sation Rahman

(c) Date / Year of Birth

(d) Nationality

(e) Passport No.

Date of Issue

Place of Issue

(f) Occupation

(g) Address Vill - Motircham Part-II P.O. - Howsarpara Dist: Dhubri (Assam)

Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary)

Registration No - SK-01 PC - 9290.

Reasons for delay in reporting by the Complainant / Information

Particulars of properties stolen / involved (Attach separate sheet, if necessary):

Total value of properties stolen / involved

Inquest Report / U.D. Case No., if any

FIR Contents (Attach separate sheets, if required):

The Original Written Complaint is already
is treated as FIR is enclosed herewithly & produced
over kot.

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 - Ixman Khatun of Rangpo C.P. to take up

investigation / refused 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.

14. Signature / Thumb impression
of the Complainant / Informant.

Signature of the Officer-in-Charge

Name

SARAN SARKI

Rank: No.

SI OF POLICE, KALIMPONG P.S.

15. Date & Time of despatch to the court:

Received on - 12/7/22 at 12:15 hrs.
Vide K.M. P. 906 and - 541 dt: 12/7/22
and started K.M. P. 906 for Case No.
190/22 dt: 12/7/22 up - 275/337 PC.

To,
The officer incharge
Rangpo checkpoint
PS/Dist Kalimpong

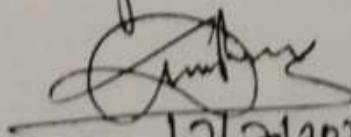
Sub: Accident- took place at Tarkhola
Dt. 12/7/2022

12/7/22
Inspector in Charge
Kalimpong Police Station
Dist. Kalimpong

Sir,
This is to inform you that I Shahidul Islam s/o Safin
Rahman of vill - Motirchar post-II P.O. Howraipar Dist-Dhar
(Assam) would like to inform you that today on 12/7/22
we are travelling in a reserved vehicle bearing No. AS 17L
8027 Siliguri to Gangtok, Suddenly at around 1:15 hrs at
Tarkhola NH10 Two bikes overtake a unknown truck, bike
bearing No. SK05P3241 and SK01PC 9290, one bike bearing
No. SK01PC 9290 hit our vehicle on our driver side
due to overspeed of those bike, after accident- our
driver has been taken to the Rangpo Hospital Sikkim
for treatment, Minor Injuries has occurred to our driver
Abdul Malek and all passengers are safe.

So, I would like to request you to take
Necessary action for above mention subject.

Received a written Complaint
vide Rangpo C.P. G.D. No 305
dt. 12/7/2022 forwarded to
S/L Kalimpong P.S. for Specific
Case to investigate, S/L James Pokhrel
Rangpo C.P.


12/7/2022
Officer in-charge
Rangpo Check Po
Kalimpong

Yours faithfully

Shahidul Islam
9957984500

CHARGE SHEET/FINAL REPORT

(Under section 173 Cr.P.C.)

IN THE COURT OF. **Ld. CJM, Kalimpong**

1. Dist. **Kalimpong** P.S. **Kalimpong** Year **2022** FIR No. **190/2022** Date **12.07.2022**
 2. Final Report/Charge sheet No. **383/2022** Date **17/11/2022**
 (i) Act Section **279/337/427/304A IPC**
 (ii) Other Acts and Section.....

5. Type of final report: Charge Sheet/ Untraced/ Unoccurred/ not Charge Sheeted for want of evidence
Final Report as True U/S 279/337/427/304A IPC

6. If F.R occurred: False/ Mastake of Fact/ Mistake of Law/ Non cognizable/ Civil Nature. **As True**
 7. If Supplementary of Original **Original**

8. Name, Rank and Number (if any) of the I.O.(s) **SI laxman Pokhrel, OC Rangpo CP, PS Kalimpong**
 9. (a) Name of Complainant/ Informant **Shahidul Islam**
 (b) Father's / Husband's Name **Safiar Rahaman**

10. Date on which the complainant /Informant was informed of the result

11. Detail of properties/Articles/Document recovered/Seized during investigation and relied upon
 (separate list can be attached, if necessary):

SL No	Property Description	Estimate Value	Property No.	From whom/where recovered or seized	Disposal
	1.Registration Certificate of Vehicle No. AS-17L/8027. 2.Insurance Certificate of vehicle No. AS-17L/8027 3.Pollution Certificate of vehicle No. AS-17L/8027 4.Driving License of Abdul Malek bearing No.AS1720180001729. 5.One vehicle bearing Regd No. AS-17L/8027. 6.Registration certificate of vehicle No. SK-01PC/9290. 7.Insurance Certificate of vehicle No.SK-01PC/9290 8.One authorization certificate in the N/O Bijay Pradhan S/O Arjun Pradhan. 9.Pollution certificate of vehicle No. SK-01PC/9290 10.Driving License No.SK0120100008825 in the N/O Bijay PradhanS/O Arjun Kr Pradhan. 11. One Royal Enfield byke bearing Regd No. SK-01PC/9290			Item No.1 to 5 were Seized by SI Laxman Pokhrel on 12.07.2022 as produced by Abdul Malek Item No.6 to 11 Seized by SI Laxman Pokhrel on 10.08.2022 as produced by Bishal Pradhan	Necessary order may kindly be passed for disposal of the seized articles..

11.A. Number of accused persons charge sheeted:- NIL

11.B. Number of accused persons not charge sheeted...01(One)

12. Particulars of accused persons charge sheeted.

(i) Name

(ii) Father's/ Husband's Name.. ..

(iii) Date/ Year of Birth.....

(iv) Sex.....

(v) Nationality.....

(vi) Religion.....

(vii) Whether SC/ST.....

(viii) Occupation.....

(ix) Address.....

(x) Provisional Criminal No.....

(xi) Regular criminal No.....

(xii) Date of Arrest.....

(xiii) Date of Released on Bail.....

(xiv) Date on which forwarded to Court...

(xv) Under Act and section.....

(xvi) Name(s) and Address of sureties.....

(xvii) Previous conviction with case reference.....

(xvii) Forwarded/ Bailed by Police/Under police Custody/ Bailed by Court /In judicial Custody/

Abseonding/Proclaimed Offender

particulars of accused persons not charge sheeted (suspected)

- (i) Name **Bijay Pradhan (30) S/O Arjun Pradhan of Rorathang Bazar, East Sikkim, Driver of**
(ii) Father's/ Husband's Name **Enfield byke bearing Regd No. SK-01PC/9290, Expired on.**
(iii) Date/ Year of Birth **12.07.2022.**
(iv) Sex
(v) Nationality
(vi) Religion
(vii) Whether SC/ST
(viii) Occupation
(ix) Address
(x) Provisional Criminal No.
(xi) Suspicion Approved
(xii) Forwarded /Bailed by Police/ Bailed by Court/In judicial Custody/ Absconding/Proclaimed offender...
(xiii) Under Act and Sections
(xiv) Any special remarks including reason for not charge sheeted (Attached separate sheet, if necessary)

14. Particulars of witnesses to be examined:

SL No	Name	Father's/ Husband Name	Date/Year of Birth	Occupation	Address	Type of evidence to be tendered
1	2	3	4	5	6	7

1. Shahidul Islam S/O Safior Rahaman of Motirchan Part-II, PO. Howrarpar, Dist. Dhubri (Assam).
2. Suman Tamang S/O Skdew Tamang of Tarkhola, 10th Mile, NH-10, PS Kalimpong
3. Shanti Rai D/O Mandal Rai of Do.
4. CV/899 Mangal Singh Tamang S/O Tshering Tamang of 10th Mile, NH-10, PS Kalimpong.
5. Abdul Malek S/O Mantu Sk of Jhagarpar Part-III, PO Jhagar PS + Dist. Dhubri (Assam)
6. C/130 Bijay Kumar Tamang of Rangpo CP, PS Kalimpong.
7. CV/258 Saran Tamang of Do.
8. Dr. T.P Lepcha, MO District Hospital Singtam.
9. Bhola Nath Baruri, Automobile Engineer, Mechanical Expert, Sevoke Rd. Siliguri
10. Pradeep Chhetri, PI Rangpo PS
11. SI Saran Sarki of Kalimpong PS
12. SI Laxman Pokhrel, OC Rangpo CP, PS Kalimpong

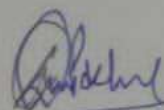
Above all may kindly be summoned to prove the fact during trial

15. If F.R is false, indicate action taken proposed to be taken u/s 182/211 IPC.....

16. Result of laboratory analysis.....

17. **Brief fact of the case:** - The fact of the case in brief is that on 12.07.2022 at 18.15 hrs. SI Saran Sarki of Kalimpong PS received one written complaint of Shahidul Islam S/O Safior Rahaman of Motirchan Part-II, PO. Howrarpar, Dist. Dhubri (Assam) to the effect that on 12.07.20212 at about 13.,15 hrs while he travelling towards Gangtok from Siliguri in a reserved vehicle bearing Regd No. AS-17L/8027 met an accident at Tarkhola on NH-10 with one motor cycle bearing Regd No SK-01PC/9290 coming from opposite side direction after overtaking one running truck in excessive speed and hit their vehicle. Driver of the vehicle Abdul Malek sustain injury and shifted to Rangpo Hospital, Sikkim for treatment. On the basis of the written complaint Kalimpong PS C/No.190/2022 dt.12.07.2022 U/S 279/337 IPC has been started and endorsed me for its investigation. Accordingly I took up its investigation

Forwarded
S. C. G.



Signature of the investigating Officer

Dispatched on **17/11/2022**

Inspector-in-Charge
Kalimpong Police Station
Dist. Kalimpong

Submitting the Final Report/Charge Sheet
Name. SI Laxman Pokhrel, OC Rangpo CP Kalimpong

Date - **17/11/2022**

Right Hand :

Fracture

Left Leg :

Private parts :

Fully damaged

Back :

Any other injury :

11. Discharge from :

a. Nostrils :

b. Ears/ Eyes :

c. Mouth :

d. Penis/ Vagina :

e. Anus :

12. Opinion on nature of weapon used and manner in which injuries may have been caused/ inflicted.

13. If death by hanging strangulation, description of ligature mark, rope & Knot around the neck :

14. Any foreign material such as weeds, straw, hair, etc. clinched in the hand of the deceased or attaches on any part of the body :

15. Description of place of occurrence : Tankola, West Bengal

16. Description of articles at the place of occurrence including weapon of offence, ornaments etc.

17. Opinion as to the probable cause to death : yet to be ascertained

18. Remarks (comment on condition of body & other relevant information on crime) :

19. Witnesses : Name/Address :

Signature

(i) Sital Chatterjee, 29 years s/o Ch. Debbar

s/o Sigmund, Birkur # 8016914003

(ii) Ujjwal Pradhan, 32 years

s/o Dhruva Pradhan 46/ Tankola

9232155882

(i) [Signature]

(ii) [Signature]

Brief facts (please attach separate sheets)
That on 12/10/22, a G.O. Govt. Intimate
was received from D/S-1 he stated
that one Bijay Pradhan, 30 years
was brought dead at hospital
with the W.O. R/O at Tankola

Signature of Investigation Officer

Name: Sandeep Chatterjee

Rank: Inspector

FORM

CHALAN FOR USE WHEN A DEAD BODY IS SENT FOR POST
MORTEM EXAMINATION

(48) (48)

1. Name of deceased: Birey Radhan s/o Arjun Radhan
2. Caste: Hindu (3) sex: Male (4) Age: 30 yrs
5. Address of the deceased: Lasathang, Palayang District, Sikkim
6. Where body was found: Mortuary house, District Hospital, Sikkim
7. Date and hour of despatch: (1) Date: 12/7/22 hour: -
8. Distance from place of post-Mortem: same place
9. Means of despatch: -
10. Name of identifying Police Officer under whose charge the dead body is sent together with those of bearers and other accompanying it: -
11. Marks on the body: As per request

Cause of death as far as known:

yet to be ascertained

13. Description of clothes and other articles sent with the corpse:

As per request

14. Date and hour of receipt of the dead body in the Hospital by M.O.:

1) Date:

12/7/22

2) Hours:

15. Remarks:

[Signature]
Medical Officer
District Hospital Sikkim
City of Sikkim

86

UNION OF INDIA Driving Licence
GOVERNMENT OF SIKKIM

SK01 2010 0008025

Date of Issue: 02-07-2010 Validity: 01-07-2030

Date of Birth: 08-07-1990 Blood Group: Unknown

Name: DEJAY PRADHAN

Father's Name: ARJUN KUMAR PRADHAN





SK01 2010 0008025

 MC
02-07-2010



Mobile No. 3046

Endorsement Date: 17-10-2017

Endorsement No. SK01 A10D0002432017

Proband Address:
BHALPANG BAZAR,
CHIT SIKKIM,
MAYONGLEPOH DISTRICT, SIKKIM

Holder's Signature: 



Form 9 (Rule 162B)

Condition of Rear View Mirrors:-

- a. Are the Rear view mirrors present inside the vehicle, and both on the left and right side of the vehicle?

Yes ☒ No ☐

7/1

9. **Rear-end conspicuity in cases of rear-end collision (CMVR, 1989, RULE NO. 164)**
Nil .

10. Condition of Speed Governors:-

- a. Whether speed governor have been installed?

Yes ☒ No ☐

- b. Are they in operational condition?

Yes ☒ No ☐

- c. Have they been tampered with?

Yes ☐ No ☒

11. Condition of the Wipers:-

- a. Were the Wiper operational prior to accident as can be ascertained from the present condition?

Yes ☒ No ☐

12. Whether EDR (Event Data Recorder) present or not?

Yes ☐ No ☒

13. Whether the joining points of the Axles of the vehicle with the wheels are in proper condition or not?

Yes ☒ No ☐

14. Overloading -

Was the vehicle overloaded? if yes, further remarks.

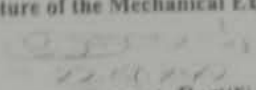
Nil .

15. Any other specific observations to highlight the condition or possible cause of the accident -

From the Technical point of view the cause of accident of the above mentioned vehicle appears to be other than mechanical failure .

Date and time of Examination of the vehicle
On 22-07-2022 at about 12.30.P.M.

Signature of the Mechanical Expert


Bhola Nath Barua
Automobile Engineer
Mechanical Expert

2. Condition of Brakes (Please attach Photographs) -

- a. Are the brakes OK? Yes ☒ No ☐
- b. Are they worn out? Yes ☐ No ☒
- c. Whether the brakes show wear and tear due to sudden application of the brakes at the time of accident? Yes ☐ No ☒
- d. Are there signs of brake failure which could have lead to the accident? Yes ☐ No ☒

3. Condition of Tyres (Please attach Photographs) -

- a. Do the tyres conform to the standards stipulated in MV act 1988? Yes ☒ No ☐
- b. Are the tyres worn out or resoled? Yes ☐ No ☒
- c. Do the tyres reveal any mark of skidding due to sudden deceleration by observing the wear and tear and the groove pattern? Yes ☐ No ☒
- d. Can the condition of the tyres be held responsible for the extra distance covered even after braking? Yes ☐ No ☒
- e. Were the tyres found punctured? If yes specify whether before or after the accident collision. Yes ☐ No ☒
- There is no any puncture found at the time of examination .

4. Condition of Gears -

- a. Whether the gear lever, gear pinion, gear handle and clutch were in flexible state at the time of accident? Yes ☒ No ☐
- b. Whether these parts are in sufficiently lubricated condition? Yes ☒ No ☐

5. Condition of Steering -

- a. Whether steering is adequately mobile? Yes ☐ No ☒
- b. Whether the tie rod is in perfect working condition? Yes ☐ No ☒

6. Condition of Light's -

- a. Whether the Head Light / Fog Light / Indicator of the vehicle are in working condition? Yes ☐ No ☒
- b. If not, is the same due to accident or were faulty even before the accident? Light's are not working properly due to accident .

7. Condition of battery :-

What is the Condition of battery?

Battery is working properly .

MECHANICAL EXAMINATION REPORT

Date: 19-11-2022.

Ref.: RANGPO, C.P.D/R, No, 471 /2022, Dated. 18-11-2022.

PS: Kalimpong.

Case No. / M.A Case No.: 290 /2022, Dated. 13-11-2022. U/S, 279 /337 /338. IPC.

Name and designation of the Motor Vehicle

Inspector/Expert: Bholanath Baruri / Automobile Engineer / Mechanical Expert .

Venue and Date of Examination: Infront of Rangpo Check Post on 19-11-2022 .

1. Details of the Vehicle, (Attach close view and long view photo)

- a. Make MAHINDRA AND MAHINDRA LTD .
- b. Type MAXX PASSANGER CARRIER .
- c. Model 2011 .
- d. Registration Number SK 01 J 0354 .
- e. Chassis Number MA 1 NW 2 GBKB3H 45143 .
- f. Engine Number GBB4H 46894 .
- g. Colour WHITE .
- h. Distinguishing Features (Basically please write if the vehicle can be identified without the registration number like some specific Name / Painting on the Body / Windscreen etc)
The name of " SANIA " painted on the rear dicky glass .

1. General Description from outside - Eye View -

- a. Point of contact between the vehicles and signs of exchange of paint-

Nil .

b. Description of damage caused (specify)-

Front show, bumper, mudguard, engine bonnet, radiator, waterpump, engine fan front both side suspension is badly damage and front both side head and indicator light, front windshield glass is broken .

Condition of Rear View Mirrors -

- a. Are the Rear view mirrors present inside the vehicle, and both on the left and right side of the vehicle?

Yes ☒ No ☐

9. Rear-end conspicuity in cases of rear-end collision (CMVR, 1989, RULE NO. 104)

Nil .

10. Condition of Speed Governors:-

- a. Whether speed governor have been installed?
b. Are they to operational condition?
c. Have they been tampered with?

Yes ☒ No ☐

Yes ☒ No ☐

Yes ☐ No ☒

11. Condition of the Wipers-

- a. Were the Wiper operational prior to accident as can be ascertained from the present condition?

Yes ☒ No ☐

12. Whether EDR (Even Data Recorder) present or not?

Yes ☐ No ☒

13. Whether the joining points of the Axles of the vehicle with the wheels are in proper condition or not?

Yes ☒ No ☐

14. Overloading -

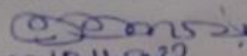
Was the vehicle overload? if yes, further remarks.
Nil .

15. Any other specific observations to highlight the condition or possible cause of the accident -

From the Technical point of view the cause of accident of the above mentioned vehicle appears to be other than mechanical failure .

Date and time of Examination of the vehicle
On 19-11-2022 at about 2.30.P.M.

Signature of the Mechanical Expert


19.11.2022
Bhola Nath Baruri
Automobile Engineer
Mechanical Expert

Condition of Brakes (Please attach Photographs) -

- a. Are the brakes OK? Yes ☐ No ☒
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- b. If not, is the same due to accident or were faulty even before the accident? Light's are not working properly due to accident .

7. Condition of battery :-

What is the Condition of battery?

Battery is not working properly due to accident .

BHOLA NATH BARURI
AUTOMOBILE ENGINEER
MECHANICAL EXPERT
VEHICLE ESTIMETER
(DVT. APPROVED) MECH. REG. NO. 1120

Photograph of Vehicle bearing registration no
SK 01 J 0354 MAHINDRA MAXX

M/S. B. N. BARURI MECHANICAL
EXPERT AND CO.
C/O. M/S. ANIL TRADING CO.
SEVOKE ROAD, SILIGURI-734 001
DARJEELING
(WEST BENGAL GOVT.) REG. NO. L-72044

Date: 19-11-2022



Bholanath Baruri
Automobile Engineer Mechanical Expert

(Signature)
19-11-2022

Bhola Nath Baruri
Automobile Engineer
Mechanical Expert