

FORM-I

FIRST ACCIDENT REPORT (FAR)

By Investigating Officer to Claims Tribunal
Within 48 hours of the receipt of intimation of the Accident
Copy to Victim(s), Insurance Company and State Legal Services Authority (SLSA)

FIR No.		Lava Ps Case No-30/2023
Date		12/09/2023
Under Section		279/337/338 IPC
Police Station		Lava
01	Date of Accident	12/09/2023

2.	Time of Accident	08.25 hrs am	
3.	Place of Accident	NH10Near Andheri Rangpo PS-Lava Dist Kalimpong West Bengal	
4.	Source of Information	Driver/Owner Victim Witness Hospital Good SamaritanPolice Others (Specify)	
	Name, mobile number & address of the Informant		
	Name	Goray Tamany	
	Mobile No.	8972218308	
	Address	Sangsay Munsidhura A/P Andheri Rangpo PS Lava Dist Kalimpong	
5.	Nature of Accident	InjuryFatal Damage/loss of property Any other loss/injury	
	Number of Vehicles involved	01	
	Whether Registration Number of the Offending Vehicle known	YesNo	
	Whether offending Vehicle impounded by the police	YesNo	
	Whether the driver of the offending vehicle found on the spot	YesNo	
	Number of Fatalities	00	
	Number of Injured	02	
6.	Details of the Hospital where victim(s) taken		
	Hospital Name	Rangpo PHC and 1 reffered to STNM Hospital Gangtok	
	Address	Gangtok	
	Doctor's Name	Not known	
7.	Availability of CCTV Footage If yes, CCTV Footage be preserved and be filed with DAR	YesNo	
8.	Details of Owner(s), Driver(s) and Insurance of the Vehicle(s)		
	Details	Vehicle 1 (Offending vehicle)	Vehicle 2
	Vehicle Details		
	Vehicle Registration No.	WB73F7367	

	Driver Details		
	Name of theDriver	Ganesh Rai S/O Rajiv Rai	
	Address of Driver	of Jholunge Majhitar PS- Rangpo Sikkim	
	Mobile No. of Driver		
	Owner Details		
	Name of the Owner	Dipendra Biswakarma S/O Ramlal Biswakarma	
	Address of Owner	BSF Road Salugara, Bikash Nagar Junglee Mohal Baikunthapur Jalpaiguri	
	Mobile No. of Owner	8159936698	
	Insurance Details		

	Insurance Policy No.	ABTA0311863400137731000		
	Period of Insurance Policy	03/11/2022 TO 02/11/2023		
	Name of Insurance Company	Acko General insurance ltd.		
	Address of Insurance Company	6 TH FLOOR OBEROI COOMEICIAL INTERNATIONAL BUSSINESS PARK OBERAI GARDEN HIGHWAY GORE GAON EAST MUMBAI -400063		
9.	Details of Victim(s)			
	Name	Deceased /Injured	Address & Contact Details	
i.	Ganesh Rai	injured	Jholunge Majhitar PS- Rangpo Sikkim	
ii.	Bal Kr. Limboo	Injured	N/A	
iii.				
iv.				
v.				
vi.				
10. Other Accident Details				
i.	Reporting Date & Time		12/09/2023 at 13.45hrs	
ii.	Landmark		NH10 Near Andheri	
iii.	Severity		Fatal Grievous Injury Simple Injury Hospitalized Simple Injury Non Hospitalized No Injury	
iv.	Count of		Injured	Death
	Drivers		01 & OTHER 01	
	Passengers			
	Pedestrians			
	Animal			
v.	Collision Type		Vehicle to Vehicle Vehicle to Person Vehicle to Bicycle Vehicle to Tricycle Vehicle to Animal Driven CartVehicle to Animal Skidding	

vi.	Collision Nature	Head on Collision Hit Parked VehicleHit tree Hit Fixed/Stationary ObjectHit from Back Hit from Side Run off Road Overturn Skidding /Overturn Sideswipe Vehicle Fell in Gorge/ river bank Vehicle Fell in River
vii.	Initial Observation of accident scene	Non Provision of Parapets/Crash Barrier on Outer CurveLong Distance Covered/Driver Restless
		Fell Down From VehicleIllegal Parking on Road Blind Bend / Curve Alcohol abuse Carrying people in loaded vehicle Changing lane without care Dangerous Overtaking Distraction to Driver Driving against flow of trafficDrugs Abuse High Speed Inattentive Turn Accident Due to road Condition Accident Due to Weather ConditionAccident due to Heavy Traffic Non-respect of rights of way rulesRed Light jumping Overloaded Accident due to Vehicle Defect Over speed while crossing Zebra crossingOver speed while crossing speed breaker
viii.	Weather Condition	Sunny / Clear Cloudy Light Rain Heavy Rain Flooding of Causeway / RivuletsHail/ Sleet Snow Smoke/ Dust Strong WindColdHot
ix.	Light Condition	Day Twilight Darkness with street lights on Darkness with poor street light Darkness-No street light

x.	Accident Spot	Residential Zone Market Zone
		Institutional Zone Open Commercial ZoneSchool ZoneCollege Zone Other Educational Institutional Zone (Specify)Govt. Institutional Zone Hospital Zone Industrial Zone Harbour Zone
xi.	Visibility	Less than 25 Meters25 Meters 50 Meters 75 Meters 100 Meters and Above
xii.	Load Condition (1)	Excess Passengers Normally Loaded Empty Not Known
xiii.	Load Condition (2)	Excess Goods Goods Overheight Goods Rear Overhanging Goods Side OverhangingNormally Loaded Empty Not Known
xiv.	Road Classification	Expressway National Highway State Highway Major District RoadOther District RoadVillage Road Arterial Road Sub Arterial Road Collector Road Local Road
xv.	Local Body	Corporation Municipality Panchayat

xvi.P.I.S./EMPLOYEE No. : _____

S.H.O./I.O

Phone No. : 9679095705

P.S. :LAVA _____ Date
: _____

Documents to be attached:

- i. Copy of FIR

Images/ Videos to be attached:

- i. Main Resting Place of Vehicle
 - ii. Damage to Vehicle
 - iii. Damage to Property
 - iv. Obstructions of Objects on Road
 - v. Junction/ Road Type
 - vi. Road Surface
 - vii. Skid Marks
 - viii. Surroundings
 - ix. Any feature which might have contributed to the accident
 - x. Other Images
- Other Vide

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

- 1) Name of the Police Station:** Lava Police Station
- 2) CR No./ Traffic Accident Report:** Lava PS Case no: 30 /23, Dt: 12.09.2023, U/S 279/337/338/IPC
- 3) Date, time and place of accident:** On 12.09.2023 at about 08.25 hrs Near Andheri Rangpo
W.B PS-Lava Dist: Kalimpong
- 4) Name and full address of the injured / deceased:** Ganesh Rai 22yrs S/O Rajiv Rai , Bal
Kumar Limboo 68 yrs S/O
- 5) Name of the Hospital he/she was moved:** Rangpo PHC suraj Subba Referred to STNM
Gangtok
- 6) Registration Number of vehicle and the type of the vehicle:** **WB73-F-7367**
- 7) Driving Licence particulars:** Ganesh Rai S/O Rajiv Rai of Jholunge Majhitar PS- Rangpo
Sikkim
- (a) Driving Licence number and date of expiry:** SK0220150005329 Valid Till 26/05/2035
- (b) Address of the issuing authority:** RTO Jorthing
- (c) Badge No in case of public service vehicle:** N/A
- 8) Name and address of the owner of the vehicle at the time of the accident:** Dipendra
Biswakarma S/O Ramlal Biswakarma BSF Road Salugara, Bikash Nagar Junglee Mohal
Baikunthapur Jalpaiguri 08.25 am
- 9) 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:** Acko General insurance
Ltd.
- 10) Number of the Insurance Policy/ Insurance Certificate and the date of validity of the Insurance Policy/Insurance Certificate:** ABTA0311863400137731000 valid till 02/11/2023
- 11) Registration particulars of the vehicle (class of vehicle):** **TATA 1512**
 - (a) Registration no:** WB73F 7367
 - (b) Engine no:** 3.3LNGD06FZX501499
 - (c) Chassis no:** MAT767250L7F04390
- 12) Route Permit particulars: permit No –WB2020-GP-0503B**
- 13) Action Taken, if any, and the result thereof:** Lava PS Case no: 30 /23, Dt: 12.09.2023, U/S
279/337/338IPC

सेवामा

आफिसर इनचार्ज

रम्पू चैक पोस्ट

थाना - लामा

(जिल्ला) - कलिंग्ग


विषय: दुरव्यवस्था हेतु अर्ली पत्र।

महोदय

म किसान हेतु पिता सुधीर हेतु अर्धरी रम्पू वन
वस्ती निवासि हजुरलाई यो जानकारी दीन गैरहेको छ कि
दिनांक 12/09/2023 को समय लगभग 08:25 तिर म रम्पू
टैरले होइन अर्धरी तर्फ जाँदै गर्दा सडक दूड जसको नं
WB73F7367 सिक्किम तर्फ जाँदै गरेको गाडीले सडक अड्डात
थालिहाई टिक्कारा त्यस गाडी अर्धरी हेतु बाट लगभग
400 फिट तल झर्छो र त्यस घटनामा ड्राइभर र त्यस
अड्डात थालिहाई गम्भीर चोट लागेको हुनाले इन्सुर
त्यस थालिहाई अस्पताल पठाइयो।

त्यसर्थ हजुरलाई अनुरोध गर्दछु कि कल इन्सुर र
गाडीलाई कानुनी कारवाही गरीदिया जाओ।

Received Rangpo C.P
410EN0-299/23 dt. 12/09/23
at 13:25 hrs forwarded to
O/C Laya ps to start
specific case.


12/09/2023

Officer in Charge
Rangpo Check Post
S Dist Kalimpong


हाल्यवादे

लगाइयो बिषाबाखो

Kishor Chettri

7047940667

Received at Laya P.S on being
forwarded by O/C Rangpo CP
and started Laya P.S Case no: 30/23,
Dt: 12/09/23, U/S 279/337/338 IPC and
credited to ASI Sanjay Chettri of Rangpo CP
under Laya P.S for its investigation.


12/09/23

In-Charge
tion

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

930

Dist. KALIMPONG P.S. LAVA Year 2023 FIR No. 30/23 Date 12/09/2023(i) Act IPC Sections 279/337/338 (ii) Act. Sections

(iii) Act. Sections (iv) Others Acts & Sections

(a) Occurrence of Offence : Day TUESDAY Date From Date To 12/09/23Time Period Time From Time To 08:25 hrs(b) Information received at P.S. Date 12/09/23 Time 14:35 hrs(c) General Diary Reference : Entry No(s) 313 Time 14:35 hrs

Type of Information :

Written / Oral

Place of Occurrence : (a) Direction and Distance from P.S. Approx 32 kms North Beat No. TL No. 1(d) Address Andheri, Rangpo Forest Busty, P.S: LAVA, Dist: Kalimpong

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

Name of the P.S. District

Complainant / Informant :

(a) Name KISHOR CHETTRI(b) Father's / Husband's Name SUDHIR CHETTRI(c) Date / Year of Birth : (d) Nationality INDIAN

(e) Passport No. Date of Issue : Place of Issue

(f) Occupation

(g) Address ANDHERI, RANGPO FOREST BUSTY, P.S : LAVA

Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary) :

Not Known

Reasons for delay in reporting by the Complainant / Information

Particulars of properties stolen / involved (Attach separate sheet, if necessary) : One Truck bearing
Registration no: WB-73F-7367

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 which is treated
as FIR is enclosed herewith.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 ACI Sanjay Chettri of Rangpo CP, P.S: LAVA to take up
investigation / refused investigation / transferred to P.S. on point of
jurisdiction. FIR read over to the Complaint/ Informant, admitted to be correctly recorded and a copy given to the Complainant /
Informant free of cost.14. Signature / Thumb impression
of the Complainant / InformantOffice In Charge
Lava Range Station

Signature of the Officer-in-Charge, Police Station

Name : SI Laxman Pokhrel (O/c LAVA P.S)Rank : No. Sub-Inspector of Police

15. Date & Time of despatch to the court :

LAVA P.S.
DR. No. 753/23 dt. 13.9.23

SEIZURE LIST

PR. No. 42/23

REF :- Lava PS case No 30/23 Dt. 12/09/2023 U/S 273/337/338 IPC

1. DATE & TIME OF SEIZURE

: 12/09/2023

2. PLACE OF SEIZURE

: NH10 Near Andheri Rangpo PS-Lava
Dist - Kalimpong

3. FROM WHOM SEIZED

: Abandoned condition seized from the
P.O

4. NAME OF WITNESS

(I) Kishor chettri S/o Sudhir chettri
of Rangpo Andheri PS-Lava
Dist - Kalimpong

(II) Gosay Tamang S/o Kalay Tamang
of Sangey Kaman Municipality
A/P Andheri Gisting viewpoint
Hotel. PS Lava Dist - Kalimpong

5. DESCRIPTION OF SEIZED ARTICLES : (I) One offending vehicle bearing

NO - WB73F7376 in r/o Dipendra Biswakarma S/o Ram Lal
Biswakarma of BSF Road Sahugarah Bikash Nagar Jungles
Mehal Batkuntapur Jalpaiguri West Bengal

6. SIGNATURE OF WITNESS

(I) Kishor Chettri

(II) Gosay Tamang

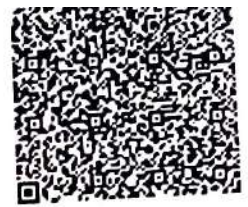
Seized by me

ASI Sanyal chettri of
Rangpo C.P PS-Lava
Dist. Kalimpong

SEIZED BY ME



GOVERNMENT OF WEST BENGAL
State Transport Department SILIGURI ARTO
FORM 23
CERTIFICATE OF REGISTRATION



Registration No : WB73F7367 Registration Date : 04-Nov-2020
Description of Vehicle : GOODS CARRIER Purpose For Printing RC : ALT
Dealer's Name & Address : VINAYAK AUTOTRADE PVT LTD, KALIRHAT NH 34, KRISHNAGAR, NADIA, ...
Owner Name : DIPENDRA BISWAKARMA Son/wife/daughter of : RAMLAL BISWAKARMA
Full Address: (Permanent) : BSF ROAD, SALUGARA, BIKASH NAGAR, JUNGLEE MOHAL, BAIKUNTHAPUR,
JALPAIGURI, WEST BENGAL-734008
Full Address: (Temporary) : BSF ROAD, SALUGARA, BIKASH NAGAR, JUNGLEE MOHAL, BAIKUNTHAPUR,
JALPAIGURI -WEST BENGAL-734008
Fitness UpTo : 09-Nov-2024 Tax UpTo : 17-Jan-2023
Owner Serial No : 1

Detailed Description

Class of Vehicle : GOODS CARRIER Link Vehicle No :
Ownership : INDIVIDUAL Norms : BHARAT STAGE VI
Maker's Name : TATA MOTORS LTD
Front HSRP No : BA2800137817 Rear HSRP No : BA2800137818
Type of Body : closed BODY Month/Year of Manuf. : 06/2020
No of Cylinders : 4 Chassis No : MAT767250L7F04390
Engine No : 3.3LNGD06FZX501499 Fuel : DIESEL
Horse Power(BHP) : 123.28 Cubic Capacity : 3300.00
Maker's Classification : 1412 LPT DCR42HSD 125B6 Wheel base : 4200
Seating Cap(in all) : 2 Standing Cap : 0
Sleepar Cap : 0 Unladen Wt (kgs) : 4900
Colour : BRICK_RED Laden/GV Wt (kgs) : 13850
Other Criteria : Service Type : Goods Service
AC Fitted : NO Vehicle Purchase As : Fully Built

Additional Particulars of all transport vehicles other than motor cabs (Gross Vehicle Weight)

By Manuf.	Description	As Regd.	Weight(in kgs)
a) Front:	1		4785
b) Rear:	1		9065
c) Other:			0
d) Tandem:			0

The motor vehicle above described is subject to Hypothecation in favour of TATA MOTORS FINANCE LIMITED, SILIGURI, , , Jalpaiguri, West Bengal-734001 w.e.f. 18-Oct-2020.

Purchase dt : 18-Oct-2020 Sale Amt : 1880000/-
OTT Date : 18-Oct-2022 Amount/Rcpt No : 1250 / WB73R22110002631
TaxUpTo : 17-Jan-2023 Vehicle is Govt./ Pvt. : PRIVATE
Tax Exempted or Not : NOT EXEMPTED Date of Approval : 17-Nov-2022
Other State/Transfer/Conversion Details
Previous Owner :
Old State :
Transfer Date :
Previous RegNo :
Entry Date :
Conversion Date :

This certificate is valid from 04-Nov-2020 to 03-Nov-2035

Signature of Registering Authority
Date : 23-Dec-2022
Registering Authority
M.V. Dept., Siliguri

Date : 23-Dec-2022 18:47:25
Taxation Particulars / Advance Registration Mark Fee Details

[DUPLICATE PERMIT]
Date of Approval : 11-Nov-2020



TRANSPORT DEPARTMENT, WEST BENGAL

FORM X

[See rule 125 of WBMV Rules 1989]

PERMIT IN RESPECT OF GOODS PERMIT

PART-A



- | | |
|--|---|
| 1. Permit No | WB2020-GP-0503B |
| 2. Name Of The Permit Holder | DIPENDRA BISWAKARMA |
| 3. Father's/Husband's Name | RAMLAL BISWAKARMA |
| 4. Address | BSF ROAD, SALUGARA BIKASH NAGAR, JUNGLEE
MOHAL BAIKUNTHAPUR, West Bengal Jalpaiguri-
734008 |
| 5.(i) Registration Mark of the Vehicle | WB73F7367 |
| (ii) Registration Date | 04-Nov-2020 |
| (iii) Make/Model | TATA MOTORS LTD/1412 LPT DCR42HSD 125B6M5 |
| (iv) Chassis Number | MAT767250L7F04390 |
| (v) Engine Number | 3.3LNGD06FZX501499 |
| (vi) Class of Vehicle | Goods Carrier |
| (vii) Number of Persons to be carried | 2 |
| (viii) Manuf. year of the motor vehicle | 2020 |
| (x) Name of Financier, if any, with whom the Vehicle
is under Hire Purchase agreement | TATA MOTORS FINANCE LIMITED |
| 6. The route or routes of the area for which the permit is valid: | |
| Region Covered : | ALL WEST BENGAL INCLUDING NH 10 EXCEPT
HILLY PORTION OF DARJEELING AND KALIMPONG
DISTRICT |
| 7. Validity of the Permit : | From: 11-Nov-2020 To: 10-Nov-2025 |
| 8. Load Capacity of Vehicle : | |
| (i) Gross Weight of Vehicle | 13850 |
| (ii) Unladen Weight | 4900 |
| (iii) Pay Load | 8950 |
| 9. Nature of Goods to be carried | UNRESTRICTED GOODS ONLY |

Date 03-Jan-2023


Secretary,
State/Regional Transport Authority,
SILIGURI, West Bengal
Regional Transport Authority
Siliguri



TRANSPORT DEPARTMENT, WEST BENGAL

FORM X

[See rule 125 of WBMV Rules 1989]



PERMIT IN RESPECT OF GOODS PERMIT PART-B

1. Permit No
2. Name Of The Permit Holder
3. Father's/Husband's Name
4. Address

WB2020-GP-0503B
DIPENDRA BISWAKARMA
RAMLAL BISWAKARMA
BSF ROAD, SALUGARA BIKASH NAGAR, JUNGLEE
MOHAL BAIKUNTHAPUR, West Bengal Jalpaiguri-
734008
WB73F7367

5. Registration Mark of the Vehicle

6. The route or routes of the area for which the permit is valid:

Region Covered :

ALL WEST BENGAL INCLUDING NH 10 EXCEPT
HILLY PORTION OF DARJEELING AND KALIMPONG
DISTRICT

7. Validity of the Permit :

8. Conditions of Permit

From: 11-Nov-2020 To: 10-Nov-2025
Attached

Date 03-Jan-2023

Secretary
State/Regional Transport Authority, SILIGURI ARTO
Regional Transport Authority
West Bengal
Siliguri

SANJIB ROY

AUTOMOBILE ENGINEER,
MECHANICAL EXPERT

C/o. NIRMALA NALINI
PANPARA, P.S. KOTWALI
DIST. JALPAIGURI
Pin - 735101 (W.B.)

MECHANICAL EXAMINATION REPORT

Ref No. Rangpo CP DR No - 438/23 dt 12/09/23

Date: 13/09/23.

Case No./M.A Case No. and Date:- Lower P.S Case No - 30/23 dt 12/09/23 v/s - 274/337/338 IP.

Name and designation of the Motor Vehicle Inspector/Expert: Sanjib Roy, Mechanical Expert

Venue and Date of Examination: Rangpo CP on 13/09/2023.

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

- a. Make TATA MOTORS LTD.
- b. Type TRUCK
- c. Model 2020.
- d. Registration Number WB - 73 F - 7367.
- e. Chassis Number MAT767250L7F04390.
- f. Engine Number 3.3LN 4D06F2X501499.
- g. Colour BRICK RED.
- 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)
NIL

2. 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)

Driver cabin/Load body/cooling system/ filter Assy/ chassis/ electrical system damage.

- c. Any other point of interest

NIL


SANJIB ROY
Mechanical Examiner
Automobile Engineer
Recd. No. 029700-3

13/09/2023

3. Condition of Brakes (Please attach Photograph) :-

- 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 sings of brake failure which could have lead to the accident? Yes ☐ No. ☒

4. Condition of Tyres (Please attach Photograph) :-

- 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 make 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 ever after braking? Yes ☐ No. ☒
- e. Were the tyres found punctured? If yes specify whether before or after the accident collision? Yes ☐ No. ☒

5. Condition of Gears :-

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

6. Condition of Steering :-

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

7. Condition of Head 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? Yes ☐ No. ☐

8. Condition of battery :-

- a. What is the Condition of battery?

Battery is not in working condition.

13/09/2023

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. ☐

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

11. Condition of Speed Governors (Attach Photographs) :-

- a. Whether speed governor have been installed?

Yes ☒ No. ☐

- b. Are they to operational condition?

Yes ☒ No. ☐

- c. Have they been tampered with?

Yes ☐ No. ☒

12. Condition of the Wipers :-

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

Yes ☒ No. ☐

13. Whether EDR (Event Date Recorder) present or not?

Yes ☒ No. ☐

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

Yes ☐ No. ☒

15. Overloading :-

Was the vehicle overloaded? if yes, further remarks.

Not Known.

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

From the technical point of view it appears to me that the accident occurred due to other than mechanical failure.

Date and time of Examination of the Vehicle :

13-09-2023 at about 04:30 P.m

Signature of the Mechanical Expert

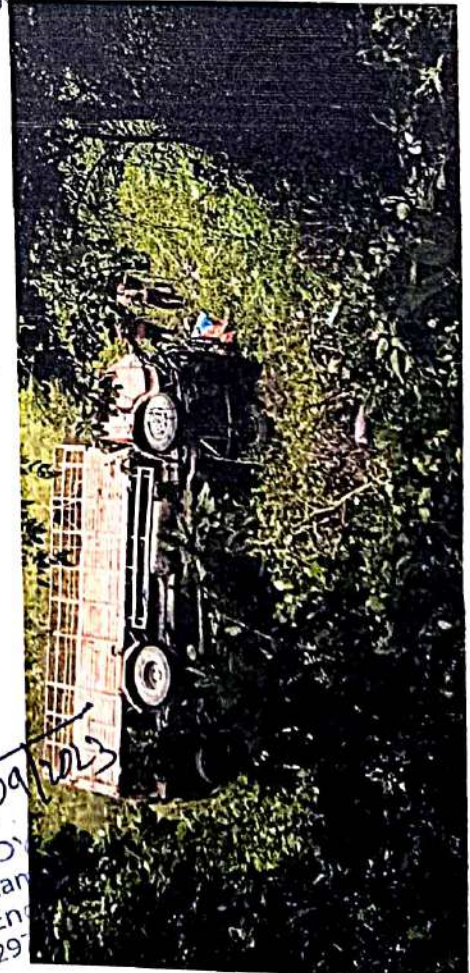
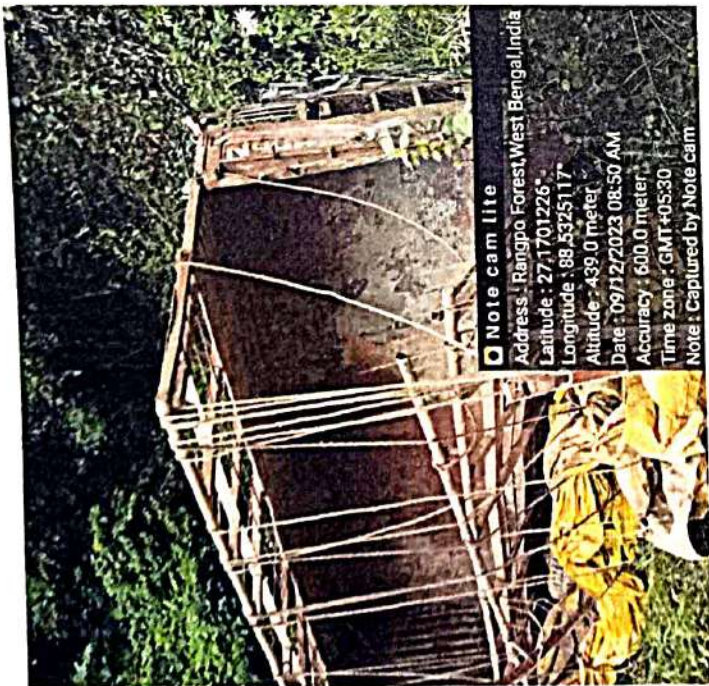

SANJIB ROY
Mechanical Examiner
Automobile Engineer
Recd. No. 029700-3

13/09/2023

Photograph of the Accidental Truck bearing Reg No - WB-73F/7367 :-



Sanjib Roy
13/09/2023
SANJIB ROY
Mechanical Examiner
Automobile Engineering
Read.No.029700-3



Sanjib Roy
13/09/2023
SANJIB ROY
Mechanical Examiner
Automobile Engineering
Read.No.029700-3

Zimmanama

Ref:- Lava As case No. 30/23 dt: 12/09/23 y/s 279/337/338 JFC

I, Dipendra Biswakarma, S/O Lt. Ram Lal Biswakarma, B&F Recd,
Salugesa PS. Bhaktinagar Dist. Talpaiguri do here by taken zimma of
Seized articles except Driving license from Place of Occurrence which was seized
by Police. On condition to produce the same before the Ld. Court or Police as an when required. I shall further
declare that I shall not change the nature of said zimma articles If I am doing so or failing to produced which I
shall come under purview of as per law.

List of articles: ① One offending vehicle bearing No. WB-73-F-7367
② one original Registration certificate of offending
vehicle bearing Regd. No. WB-73-F-7367 ③ One original
Insurance certificate bearing Policy No. A07A03166-
3400131731000.

Signature

Dipendra Biswakarma,

11/10/23



BOND OF ZIMMANAMA

Ref. Case: PS: case no. G.R. 259/23
U/S. 279/337/338 IPC

S/O, W/O, D/O Dipendra Biswakarma
Ram Lal Biswakarma
BSF, ROAD

Permanent resident of Siliguri Siliguri (West Bengal)

Bikash Nagar Junglee Mohal Baizunta Pur. Jalpaiguri W.B.

do hereby execute and furnished this Bond of Zimmanama of

Rupees 15,00,000 /- (Rupees fifteen lakh only)

only for release of my vehicle/motorcycle bearing Registration

mark WB-43F-7367 along with its relevant documents except

Driving License as per the order of the Ld. C.J.M. Kalimpong vide order

no. 10 dated 11/10/23 on condition that I shall not

change the nature and character of the said vehicle/motorcycle and I shall

produce the said vehicle/motorcycle as and when called for by the Ld. Court at my

own risk. In default I shall be liable to pay the bond amount to the State.

I Sign this Bond of Zimmanama on this the 11th day of October, 2021 at Kalimpong.

Executant

Identified by:

[Signature]
F689/13

Dipendra Biswakarma
Executant



UNION OF INDIA **Driving Licence**
GOVERNMENT OF SIKKIM



SK02 2015 0005329

Date of Issue

27-05-2015

Validity

(NT) **26-05-2035**

(T) **29-05-2028**

Date of Birth

07-11-1996

Blood Group

B+



Name

GANESH RAI

Father's Name

RAJIV RAI



FORM-II

RIGHTS OF VICTIM(S) OF ROAD ACCIDENT AND FLOW CHART OF THE SCHEME MENTIONED BELOW

**To be handed over by Investigating Officer to the
Victim/Family Members/Legal Representatives within 10 days of the
accident**

1. Right to immediate medical aid and treatment.
2. Right to copy of FIR.
3. Right to copy of First Accident Report (FAR) in Form - I.
4. Right to copy of Rights of Victim and Flow Chart of this Scheme in Form -II.
5. Right to copy of Driver's Form-III along with the documents.
6. Right to copy of Owner's Form-IV along with the documents.
7. Right to copy of Interim Accident Report (IAR) in Form-V along with the documents.
8. Right to blank copy of format of Victim's Form-VI and Form-VIA.
9. Right to copy of Detailed Accident Report (DAR) in Form-VII along with the documents.
10. Right to copy of Insurance Form-XI.
11. Right to copy of Report under section 173 of the Code of Criminal Procedure, 1973 (2 of 1974).
12. Right to copy of Victim Impact Report in Form-XII.
13. Right to copy of MLC and Postmortem Report.
14. Right to free legal aid from State Legal Services Authority.
15. Right to appear before the Claims Tribunal in person or through lawyer.
16. Right of a minor child/ children (18 years or below) of the victim to be referred to the Child Welfare Committee by the IO for Inquiry into their needs and status.
17. Right of a minor child/ children (18 years or below) of the victim to have the Child Welfare Committee conduct an Inquiry through the District Child Protection Officer into their well-being, medical needs, security, nutrition, etc.
18. Right of a minor child/ children (18 years or below) of the victim to get all benefits of Juvenile Justice (Care and Protection of Children) Act, 2015 in case the Child Welfare Committee returns a finding of a child being a Child in Need of Care and Protection (CNCP).
19. Right of such minor child/children of the Victim to be placed in a Children's Home in case both the parents died or the surviving parent is unable to take care of the child, as provided under the Juvenile Justice (Care and Protection of Children) Act, 2015.
20. Right to receive compensation under the Scheme for Motor Accident Claims formulated by the Delhi High Court.

Flow Chart of the aforesaid Scheme is attached herein.

S.H.O./I.O P.I.S./EMPLOYEE No. :

Phone No. :8159030436

P.S: Lava

Date:

Acknowledgement of the Victim/Family Members/Legal Representatives

I have received this Form and the Flow Chart of the Scheme along with the copy of a blank Victim's Form-VI and Form-VIA.

Bal K. Sharma.
Victim/Family Members/Legal Representatives

Date : 09/10/22.

FORM-III**DRIVER' FORM**

By Driver of the vehicle(s) to Investigating Officer Within thirty (30) days of the Accident
Copy to Victim(s) and Insurance Company

FIR No.	30/23
Date	12.09.2023
Under Section	279/337/338 of IPC
Police Station	LAVA PS

1.	Driver Details	
	Name	Ganesh rai
	Father's Name	Rajiv Rai
	Mobile No.	8927759145
	Address	Jholunge Majhitar PS rangpo East sikkim
2.	Age/Date of Birth	
3.	Gender	Male Female Other
4.	Educational Qualifications	Primary Senior Secondary Certificate Higher Secondary Certificate Graduate Postgraduate Doctorate Uneducated
5.	Occupation	Private Service Government Job Professional Agriculture Self-Employed Others
6.	Monthly Income	Rs. 10.000
7.	Driving Licence	Permanent Learner's Juvenile Without License Others (Specify)
8.	Driving Licence No.	Sk0220150005329
9.	Period of Validity of Licence	valid upto 25.5.35
10.	Licensing Authority	RTO Gangtok East Sikkim.

11.	Vehicle Registration No.	WB73F7367
12.	Vehicle Type	Good carier
13.	Owner Details	
	Name	DIPENDRA BISWAKARMA
	Mobile No.	9832040044
	Address	BSF ROAD SALUGARAH BIKASH NAGAR JUNGLEE MOHAL
14.	Insurance Details	
	Policy No.	R03092273254
	Period of Policy	02/11/2023
	Name of Insurance Company	ACKO
15.	Other details	
i.	Nationality of Driver	<div>Indian</div> <div>Foreigner</div>
ii.	Occupation of Driver	<div>Advocate</div> <div>Business</div> <div>Clerk</div> <div>Doctor</div> <div>Driver</div> <div>Engineer</div> <div>Farmer</div> <div>House Keeper</div> <div>Labourer</div> <div>Police Officer</div> <div>Politician</div> <div>Retired Officer</div> <div>Student</div> <div>Unemployed</div> <div>Vendor/ Small Business Owner</div> <div>Worker</div> <div>Other</div>
iii.	Injury Type	<div>Back Injury</div> <div>Buttocks Injury</div> <div>Chest Injury</div> <div>Face</div> <div>Hand</div> <div>Head</div> <div>Hip</div> <div>Knee</div>

		Leg Neck Not Applicable Shoulders Injury Abdominal
iv.	Cell Phone Driving?	Yes No Not Known
v.	Severity	Fatal Grievous Injury Simple Injury Hospitalized Simple Injury Non Hospitalized No Injury
vi.	Seatbelt/ Helmet	Yes No Not Known
vii.	Drunk Driving	Yes No Not Known
viii.	Mode of Transport	108 Ambulance Not Hospitalized By Self Private Ambulance Private Vehicle
ix.	Hospitalization delay	<30 Minutes >30 Minutes <1 Hour >1 Hour > 2 Hours > 2 Hours Not Hospitalized
x.	Driving License Type	Known Unknown Without License LLR Not Applicable Juvenile

Verification:

Verified at _____ on this _____ day of _____ that the contents of the above Form are true to my knowledge and the documents attached are true copies of their originals.

Documents to be attached:

- i. ID/address proof
- ii. Driving Licence
- iii. Insurance Policy

FORM-IV**OWNER'S/ INSURED'S FORM**

By Owner of the vehicle(s) to Investigating Officer Within thirty (30) days of Accident
Copy to the Victim(s) and Insurance Company

FIR No.	30/23
Date	12.09.2023
Under Section	279/337/338 of IPC
Police Station	LAVA PS

1.	Vehicle Details	
	Registration No.	WB73F7367
	Colour	MARRON RED
	Make	TATA MOTORS LTD
	Model	1412LPT
	Year of Manufacture	06/2020
	Chassis No.	MAT767250L7F04390
	Engine No.	3LNGD06FZX501499
	Registering Authority Name	RTO SILIGURI
	Vehicle Type	Motorised 2-wheeler Auto Car/Jeep/Taxi Cycle Rickshaw Bicycle Hand Drawn Cart Tempo/Tractor Bus Truck/Lorry Animal Drawn Cart Heavy Articulated Vehicle/ Trolley Not Known Other (Specify)
Vehicle Use Type	Private Vehicle Commercial Vehicle Goods & Carriage Garbage Truck Taxi/Hired Vehicle	

		Public Service Vehicle Educational Institute Bus Others (Specify)
2.	Owner Details	
	Name In case of a company, give name of person in-charge in terms of section 199 of the Motor Vehicles Act, 1988	DIPENDRA BISWAKARMA
	Father's Name	RAMLAL BISWAKARMA
	Mobile No.	9832040044
	Address	BSF ROAD SALUGARAH BIKASH NAGAR JUNGLEE MOHAL
	Occupation	FOREST DEPARTMENT
3.	DRIVER DETAILS	
	Name	Ganesh rai
	Father's Name	Rajiv Rai
	Mobile No.	8927759145
	Address	Jholunge Majhitar PS rangpo East sikkim
	Driving Licence No.	SK0220150005329
	Period of Validity	26.05.2035
	Licensing Authority	RTO Gangtok East Sikkim.
4.	Insurance Details	
	Policy No.	R03092273254
	Period of Policy	02/11/2023
	Name of Insurance Company	ACKO
	Address of Insurance Company	THAPAR HOUSE 4 TH FLOOR MUKHARJEE ROAD KOLKOTA
	Details of previous Insurance Policy	
	Whether the vehicle previously involved in any MACT case? If yes, give details of FIR and MACT case.	NO
5.	In case of commercial vehicle	
	Permit details	ALL WAEST BENGAL
	Fitness details	FITNESS UPTO 11.09.2024
6.	Whether the owner reported the accident to the Insurance Company	Yes No
7.	Other details	
i.	Load Category	Passengers Goods
ii.	Age of vehicle	04YEARS

iii.	Vehicle Description	Transport Vehicle Non-transport Vehicle
iv.	Pollution under Control Certificate Validity	NIL
v.	Tax Details	VALID UPTO 17/01/2023
vi.	Seat Capacity	02
vii.	Insurance Company	ACKO

Verification:

Verified at _____ on this _____ day of _____ that the contents of the above Form are true to my knowledge and the documents attached are true copies of their originals.

Documents to be attached:

- i. ID/address proof
- ii. Registration Certificate
- iii. Driving Licence of the Driver
- iv. Insurance Policy
- v. Permit
- vi. Fitness

FORM-V**INTERIM ACCIDENT REPORT (IAR)**

By Passenger(s) and Pedestrian(s) to Investigating Officer to Claims
Tribunal Within fifty (50) days of Accident
Copy to Victim(s) and Insurance Company and SLSA

FIR No.	30/23
Date	12.09.2023
Under Section	279/337/338 of IPC
Police Station	LAVA PS

1.	Date of Accident	12.09.2023
2.	Time of Accident	08.25HRS
3.	Place of Accident	ANDHERI RANGPO FOREST VILLAGE PS LAVA DIST-KALIMPONG
4.	Offending Vehicle	
	Registration No.	WB73F7367
	Vehicle Make	TATA MOTOR
	Vehicle Model	2020
5.	Driver of the offending vehicle	
	Name	GANESH RAI
	Father's Name	RAJIV RAI
	Mobile No.	8927759145
	Address	JHOLUNGE MAJHITAR PS RANGPO EAST SIKKIM
	Driving Licence	Permanent Learner's Juvenile Without License Others (Specify)
	Driving Licence No.	Sk0220150005329
	Validity of Licence	valid upto 25.5.35
	Licensing Authority	RTO Gangtok East Sikkim.
6.	Owner of the offending vehicle	
	Name	DIPENDRA BISWAKARMA
	Father's Name	RAMLAL BISWAKARMA
	Mobile No.	9832040044
	Address	BSF ROAD SALUGARAH BIKASH NAGAR JUNGLEE MOHAL
7.	In case of commercial vehicle	
	Permit details	SIKKIM PERMIT VALID UPTO 10.11.2025
	Fitness details	FITNESS UPTO 11.09.2024
8.	Insurance Details	

	Policy No.	R03092273254	
	Period of Policy	N/A	
	Name of Insurance Company	N/A	
	Address of the Insurance Company	N/A	
9.	Witness(es) to the accident		
	Witness-1: Name	GORAY TAMANG	
	Mobile No.		
	Address	SANGSEY KAMAN MUNSHIDHURA A/P GISHING VIEW POINT ANDHERI	
	Witness-2: Name	CVF/258 SARAN TAMANG OF RANGPO CHECKPOST	
	Mobile No.	7029947954	
	Address	RANGPO CHECKPOST	
	Witness-3: Name	CVF/899 MANGAL SINGH TAMANG	
	Mobile No.	N/A	
	Address	RANGPO CHECKPOST	
	Witness-4: Name	KISHOR CHETTRI	
	Mobile No.	N/A	
	Address	OF RANGPO ANDHERI WEST BENGAL	
10.	Brief description of the Accident GIST OF FIR : The brief fact of this case is that Today on 12.09.23 received a written complaint from one Kishor Chettri S/O Sudhir Chettri of Andheri, Rangpo Forest Busty forwarded by O/C Rangpo CP to the effect that on 12.09.23 at around 08:25hrs while he was walking towards Andheri from Rangpo suddenly one truck bearing Reg no: WB-73F-7367 going towards Sikkim hit one unknown person walking on the road and after that the vehicle fell off the road about 100 ft down. Both the driver of the said vehicle and the unknown person were injured and has been taken and admitted at STNM hospital Sikkim for treatment. On the basis of complaint started Lava PS Case no: 30/23, Dt: 12.09.23, U/S 279/337/338 IPC and endorsed to ASI Sanjay Chettri of Rangpo CP under Lava PS for it's investigation.		
11.	Details of compliance(s)		
i.	Date of filing of First Accident Report (FAR)	12/09/2023	
ii.	Date of uploading FAR on the website of Delhi Police		
iii.	Date of delivery of FIR and FAR to the Insurance Company		
iv.	Date of delivery of FIR, Form-II and FAR to the Victim(s)	09/10/2023	
v.	Date of receipt of Form-III from the Driver	11/10/23	
vi.	Date of receipt of Form-IV from the Owner	25/10/23	
vii.	Date of delivery of Form-III and Form-IV to the Insurance Company	N/A	
viii.	Date of delivery of Form-III and Form-IV to the Victim(s)	11/11/23	
ix.	Whether the information/ documents of the driver/owner have been verified. <i>If yes, attach the Verification Report.</i>	Yes No	
12.	Passenger details		
i.	Gender	Male Female TG	

ii.	Occupation	Advocate Business Clerk Doctor Driver Engineer Farmer House Keeper Labourer Police Officer Politician Retired Officer Student Unemployed Vendor/ Small Business Owner Worker Other
iii.	Severity	Fatal
		Grievous Injury Simple Injury Hospitalized Simple Injury Non Hospitalized No Injury
iv.	Injury Type	Back Injury Buttocks Injury Chest Injury Face Hand Head Hip Knee Leg Neck Not Applicable Shoulders Injury Abdominal
v.	Mode of Hospitalization	108 Ambulance Not Hospitalized By Self Private Ambulance Private Vehicle

vi.	Hospitalization Delay	<30 Minutes >30 Minutes <1 Hour >1 Hour > 2 Hours > 2 Hours Not Hospitalized
vii.	Education	Up to Standard 8 Standard 8 to 10 Plus 2 Diploma Graduate Post Graduate and above Uneducated
viii.	Passenger Position	Back Truck or Pick up Bus Passenger Front Seat Other Pillion Rider
		Rear Seat
ix.	Seatbelt/ Hemet	Yes No Not Known
x.	Passenger Action	Standing Sitting Boarding Falling Alighting
xi.	Nationality	Indian Foreigner
13.	Pedestrian Details	
i.	Gender	Male Female TG
ii.	Severity	Fatal Grievous Injury Simple Injury Hospitalized Simple Injury Non Hospitalized No Injury
iii.	Mode of Hospitalization	108 Ambulance Not Hospitalized By Self Private Ambulance Private Vehicle

iv.	Hospitalization Delay	<30 Minutes >30 Minutes <1 Hour >1 Hour > 2 Hours > 2 Hours Not Hospitalized
v.	Education	Up to Standard 8 Standard 8 to 10 Plus 2 Diploma Graduate Post Graduate and above Uneducated
vi.	Injury Type	Back Injury Buttocks Injury Chest Injury Face Hand
		Head Hip Knee Leg Neck Not Applicable Shoulders Injury Abdominal
vii.	Pedestrian Position	At the Pedestrian Crossing Within 50 meters of Pedestrian Crossing At the Traffic Island At the Footpath At the Shoulder of the Road At the Right Hand Side of the Road At the Centre of Road

viii.	Occupation	Advocate Business Clerk Doctor Driver Engineer Farmer House Keeper Labourer Police Officer Politician Retired Officer Student Unemployed Vendor/ Small Business Owner Worker Other
ix.	Nationality	Indian Foreigner

S.H.O./I.O P.I.S./EMPLOYEE No. :

Phone No. 9679015884

P.S.:Lava Date :

Documents to be attached:

- i. First Accident Report (FAR)
- ii. Driver’s Form-II along with documents submitted by the Driver
- iii. Owner’s Form-III along with documents submitted by the Owner
- iv. Verification Report.

Office copy

W.B.P. Form No. 39

CHARGE SHEET/FINAL REPORT

(Under section 173 Cr.P.C.)

IN THE COURT OF LD. CHIEF JUDICIAL MAGISTRATE, KALIMPONG

1. Dist: Kalimpong

PS: Lava

Year 2023- FIR No-

Date: 12.09.2023

24

30/2023

2. Charge Sheet. No. 09/2024

Date. 29.03.2024

4. (i) Act.....IPC

Sections: 279/337/338 IPC

(ii) Act...

5. Type of Final Report: Charge Sheet/ Untraced/ Not Charge- Sheeted for want of evidence: **Charge Sheet.**

6. If F.R. unoccured : False/ Mistake of fact/ Mistake of law/ Non-cognizable/ Civil nature.....

7. If Supplementary or Original: **Original**

8. Name, Rank and Number (if any) of the I.O. (S): **ASI Sanjay Chettri**

9. (a) Name of Complainant/ Informant: **Kishore Chettri**

(b) Father's / Husband's Name: **-Sudhir Chettri**

10. Date on which the complainant / informant was informed of the result: **On 29.03.2024**

11. Details of Properties/ Articles/ Documents recovered/ Seized during investigation and relied upon (separate list can be attached, if necessary)

Sl No	Property Description	Estimat ed value (in Rs.)	P.S. Property Register No.	From whom/ where Recovered or Seized	Disposal
1.	2.	3.	4.	5.	6.
01.	-Seized 01(one) vehicle displaying registration number WB 73 F 7367		PR No-42/23	In an abandon Condition	Released to Dipendra Biswakarma S/O- Late Ramlal Biswakarma of BSF Road, Salugara, PS- Bhaktinagar, Dist- Jalpaiguri as per the order of Ld. Court.
02.	-One original R/C of vehicle no- WB 73 F 7367 -Original insurance certificate of vehicle no WB 73 F 7367 bearing policy no 201110000022701135000000 valid up to 15/3/24 -Original driving license bearing no- SK 0220150005329 in the name of Ganesh Rai.		PR No-46/23	Being produced by Dipendra Biswakarma S/O- Late Ramlal Biswakarma of BSF Road, Salugara, PS- BHaktinagar, Dist- Jalpaiguri	

11 A. Number of accused persons charge- sheeted- 01(One)

11 B. Number of accused persons not charge- sheeted- Nil

12. Particulars of accused persons charge- sheeted:

(i) Name: - Ganesh Rai

(ii) Father's Name: -Rajiv Rai

(iii) Date / Year of Birth: -

(iv) Sex-Male

(v) Nationality- Indian

(v) Religion- Hindu

(vii) Whether SC/ST

(viii) Occupation: -Driver

(ix) Address- Jholunge, Majitar, PS- Rangpo, Dist-East

Sikkim

(x) Provisional Criminal No

(xi) Regular Criminal No

(xii) Date of Arrest:-

(xiii) Date on Release on bail

(xiv) Date of which forwarded to Court:-

(xv) Under Acts and Sections

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

(xvii) Previous convictions with case references

(xviii) status of the accused :~~Forwarded / Bailed by Police / Under Police custody/ Bailed by Court / In judicial Custody / Proclaimed Offender.~~

13. Particulars of accused persons not charge- sheeted (suspected):

(i) Name:-

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

(iii) Date / Year of Birth

(iv) Sex Female

(v) Nationality- Indian

(v) Religion- Hindu

(vii) Whether SC/ST

(viii) Occupation

(ix) Address

(x) Provisional Criminal No

(xi) Suspicion Approved

Yes/ No

(xii) Status of the accused: Forwarded / Bailed by Police / Under Police custody/ Bailed by Court / In Judicial Custody/ Absconding Offender.

(xiii) Under Acts and Sections.

(xiv) Any special remarks including reasons for not Charge- sheeting: There is no such evidences found against the non charge sheeted persons.

14. Particulars of witnesses to be examined:

Sl No.	Name	Father's / Husband's name	Date / Year birth	Occupation	Address	Type of evidence to be tendered
1.	2.	3.	4.	5.	6.	7.
1.	Kishor Chettri	S/O Sudhir Chettri of Andheri, Rangpo Forest Busty, PS: Lava, Dist.- Kalimpong. (Complainant)				
2.	Goray Tamang	S/O Kalay Tamang of Sansay Kaman Munsidhura A/P- Andheri Gishing View Point Hotel, PS: Lava, Dist- Kalimpong. (Witness)				
3.	Bal Kumar Limboo	S/O Lt. Bal Krishna Limboo (65yrs.) S/O Lt. Bal Krishna Limboo of Itahari Nepal. (Victim Witness)				
4.	CVF/258 Saran Tamang	of Rangpo Checkpost, PS: Lava, Dist- Kalimpong. (Witness)				
5.	CVF/899 Mangal Singh Dorjee Tamang	of Rangpo Forest Village PS- NJP, Dist.- Kalimpong (Witness)				
6.	Sri Sanjib Roy,	Mechanical Expert, Automobile Engineer, Pampara, Jalpaiguri (Mechanical Expert)				
7.	Dr. Puzan Sharma,	GDMO, STNM Hospital, Gangtok (M.O)				
8.	S.I Laxman Pokhrel	of Lava PS..... (R.O.)				
9.	A.S.I. Sanjay Chettri	of Lava PS..... (I.O.)				

15. If F.R is false, indicate action taken or proposed to be taken U/S 182/ 211 IPC.

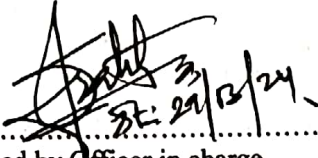
16. Result of Laboratory analysis:


17. Brief facts of the case: (Add separate sheet, if necessary):- The brief fact of this case is that on 12.09.23 received a written complaint from one Kishor Chettri S/O Sudhir Chettri of Andheri, Rangpo Forest Busty forwarded by O/C Rangpo CP to the effect that on 12.09.23 at around 08:25hrs while he was walking towards Andheri from Rangpo suddenly one truck bearing Reg no: WB-73F-7367 going towards Sikkim hit one unknown person walking on the road and after that the vehicle fell off the road about 100 ft. down. Both the driver of the said vehicle and the unknown person were injured and has been taken and admitted at STNM hospital Sikkim for treatment. On the basis of complaint started Lava PS Case no: 30/23, Dt: 12.09.23, U/S 279/337/338 IPC and endorsed to ASI Sanjay Chettri of Rangpo CP under Lava PS (presently of Lava PS) for its investigation.

During investigation of the case, I visited the P.O. and prepared a rough sketch map of the P.O. with its index in a separate sheet of paper, examined the complainant who fully corroborated the FIR and examine the available witnesses and record their statement u/s 161 CrPC. I seized the offending vehicle having registration number WB 73F 7367 in an abandon condition from the PO. Later during the investigation of the case, on produced by the owner namely Dipendra Biswakarma S/O- Late Ramlal Biswakarma of BSF Road, Salugara, PS- Bhaktinagar, Dist-Jalpaiguri I seized the relevant documents of offending vehicle having registration number WB 73F 7367 and the D/L of the driver Ganesh Rai under proper seizure list. I sent the requisition to Sanjib Roy, Mechanical Expert for the mechanical examination of the offending vehicle having registration number WB 73F 7367. I have submitted the for 54, Accident information report and Form -I (FAR). I served the U/S 41 A CrPC notice to the driver of the offending vehicle

WB 73F 7367 namely Ganesh Rai S/O- Rajiv Rai of Jholunge, Majitar, PS- Rangpo, Dist.- East Sikkim. The accused appeared before the IO at PS and complied the U/S 41 CrPC notice. I have collected the mechanical expert report from Sanjib Roy, Mechanical Expert and opined that **"from the mechanical point of view it appears that the accident occurred due to other than mechanical failure"**. He received the bail order sheet of accused namely Ganesh Rai from the Ld. CJM, Kalimpong. He received call for report from the IO regarding the seized vehicle having registration number WB 73F 7367 and according he sent the report before Ld. CJM, Kalimpong regarding the release of seized vehicle having registration number WB 73F 7367. I received an order sheet from the Ld. CJM of releasing the seized vehicle having registration number WB 73F 7367 along with all documents except DL of driver and in compliance of Ld. Court order IO released the seized vehicle having registration number WB 73F 7367 along with documents to registered owner namely Dipendra Biswakarma S/O- Late Ramlal Biswakarma of BSF Road, Salugara, PS- Bhaktinagar, Dist-Jalpaiguri except D/L of Ganesh Rai. I sent a prayer for injury report of the victim namely Bal Kumar Limboo before The Superintendent, STNM Hospital, Sikkim. I received an Injury report of the victim namely Bal Kumar Limboo from the General Duty Medical Officer, STNM Hospital, Gangtok in c/w above noted case. Dr. Puzan Sharma, GDMO opined that the **Name of injury is- Grievous**. After completion of the investigation the prima facie charge U/S 279/337/338 IPC has well established against the accused person namely Ganesh Rai S/O- Rajiv Rai of Jholunge, Majitar, PS- Rangpo, Dist.-East Sikkim.

Hence, I am submitting the Charge Sheet in this case after consulted with my superior vide **Lava PS Charge Sheet No- 09/2024. Dated- 29.03.2024. U/S- 279/337/338 IPC** against the above noted accused person. The summon may kindly be issue against the all accused persons to compel them appear before the Ld. Court during trial of the case.
18. Dispatched no.....


.....
Forwarded by Officer in charge
Name - SHRI PRATIK SUBBA
Rank - SUB- INSPECTOR OF POLICE
Date - 29.03.2024


.....
Signature of the investigation Officer
Submitted the ~~final report~~ charge sheet
Name - SANJAY CHETTRI
Rank - ASI OF POLICE
Date - 29.03.2024