

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

To,

Sh. Chandan Kumar Jha,

Superintendent of Police (SP), Bokaro

Dated: 11.06.2020

Subject: CONFIDENTIAL - Registration of FIR against JIADA (*formerly known as BIADA*), Digvijay Ferromet Private Limited, the associated Contractors and other involved unknown individuals acting in concert and involved in corruption, criminally trespassing, criminally conspiring in illegal encroachment of private land, criminal breach of trust and for threats and intimidation to the land owners in Bokaro and other offences.

Respected Sir,

1. I am writing on behalf of Sh. Pankaj Kumar Singh, Sh. Amit Singh, Sh. Birendra Kumar Singh and Sh. Arun Kumar Singh hereinafter collectively referred to as "the Complainants". Through this letter, I wish to inform you that all the private land allotted by **JIADA, Bokaro to Digvijay Ferromet Private Limited** (*hereinafter referred to as 'the Company'*) having its registered office at 41 A, A.J.C. Bose Road, Diamond Prestige, 4th Floor, Room No. 402, Kolkata - 700017 have been done on the basis of connivance, conspiracy, fraud and

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

misrepresentation. Numerous representations have been sent to the Director's of the Company regarding the issue but despite those representations the Company has continued the rampant construction activities on the private land of the Complainants herein. The land in reference that has been fraudulently transferred to the Company by JIADA and subsequently criminally trespassed and encroached by the Company is located in **Mouza Godabali, Thana No.14, Khata No.66, Plot No. 1/3608, 1/3609 and 1/3611** (*hereinafter referred to as the "private land"*) admeasuring 12 acres in total.

2. Sh. Manoj Jaiswal, the then Regional Dy. Director of JIADA and the Company have conspired and connived together to create equity and interest over the private land, a vast majority of which are owned and belong to the Complainants. The above named have had complete knowledge of the status of the private land despite which their modus operandi have been to grab the private lands for their personal benefit.
3. This practice of illegal land grabbing, unlawful transfer of private properties, encroachment by fraud and misrepresentation, intimidation and threats to the land owners by JIADA has been rampant in the region of Bokaro since decades. JIADA, Bokaro is thoroughly and openly involved in corruption, criminal conspiracy and criminal breach of trust, among other heinous acts in connivance with private companies, local contractors and the land mafia's. There have been several instances of fraud, misrepresentation, intimidation, threats, criminal trespass, encroachment on private properties and illegal land grabbing exercises.

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

4. I would like to bring to your notice one specific instance involving the Complainants which is the subject matter of the complaint, in seriatim as narrated below.
5. Sir, in the matter of Writ Petition (C) 551 of 2019 filed by the Complainants, the Hon'ble High Court of Jharkhand vide **order dated 13.02.2019** was pleased to grant stay against any further development in the private land. Barely a week after the Hon'ble High Court's order, JIADA through its Authorised Representative, **Sh. Manoj Jaiswal** fraudulently transferred and allotted the same private land vide **Lease Deed dated 20.02.2019** to the Company, in utter disregard to the pending Writ Petition regarding the private land and in Contempt of the Order dated 13.02.2019 passed by the High Court. The matter is *sub-judice* at the High Court of Jharkhand presently and the order clearly states that the development in the private land is to be stayed till the final disposal of the Writ Petition. **JIADA, Sh. Manoj Jaiswal** representing JIADA and **the Company** have willfully acted in connivance and their actions are clearly in Contempt of the order of the Hon'ble High Court. The acts or omissions for sanctioning construction and executing a lease deed *post* the date of the order is a clear violation of the Order of the High Court and they are liable to be prosecuted for Contempt of Court, in addition to other offences.

Enclosed, order dated 13.02.2019, Lease Deed dated 20.02.2019, Site Plan of the Company.

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

Enclosed please find fresh photographs of the construction site where Digvijay Ferromet Private Limited has been carrying out rampant criminal trespass and has initiated construction work for your further reference in the month of June, 2020, in Contempt of the order of the Hon'ble High Court of Jharkhand.

Enclosed please find the Allotment Letter by JIADA (*formerly BIADA*) to ONGC transferring the same private land to ONGC for reference.

6. The Company is represented through its Directors, namely, **Sh. Shew Kumar Bhartia** (*Aadhaar No. 5694 8544 8934*), Aged about 65 years S/o Sh. Bholu Nath Bhartia, R/o 227, P.N. Malia Road, At. & P.O. Raniganj, Pashchim Barddhaman District, West Bengal-713347, **Smt. Jyoti Bhartia**, (*Aadhaar No. 6314 1170 5422*) Aged about 61 years, W/o Sh. Shew Kumar Bhartia, R/o 227, P.N. Malia Road, At. & P.O. Raniganj, Pashchim Barddhaman District, West Bengal-713347, **Sh. Anish Bhartia**, (*Aadhaar No. 6319 3606 7433*) Aged about 31 years, S/o Sh. Shew Kumar Bhartia, R/o 227, P.N. Malia Road, At. & P.O. Raniganj, Pashchim Barddhaman District, West Bengal-713347 and **Sh. Siddhant Bhartia** (*Aadhaar No. 3831 8590 8045*), Aged about 30 years, S/o Sh. Shew Kumar Bhartia, R/o 227, P.N. Malia Road, At. & P.O. Raniganj, Pashchim Barddhaman District, West Bengal-713347. Sh. Siddhant Bhartia is the authorised signatory for the Company "Digvijay Ferromet Private Limited" having office address at Plot No. IV/A-4(P), Bokaro Industrial Area, Balidih, Bokaro Steel City, Jharkhand-827014.

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

7. The above named officials of JIADA and the Company had the requisite knowledge that the private land allotted to the Company are private lands and even otherwise the Hon'ble High Court has in its order has directed the parties to maintain the *status quo* regarding the land in this regard till further orders. These lands were never acquired before their allotment and on the contrary the development on the aforesaid lands have been stayed by the Hon'ble High Court. Neither the physical possession of the subject matter lands were taken from the land owners (*the Complainants herein*) nor compensation was paid to the Complainants who are the original land owners. As such, the disbursement and allotment of the private lands are not tenable in the eyes of law and have been done in bad faith and in contempt of the order of the High Court along with flouting numerous other statutory laws of the State. The acts or omissions of the above named Company and its Directors, for sanctioning construction and executing a lease deed with JIADA post the date of the order is clear violation of the Order of the High Court and they are liable to be prosecuted for Contempt of Court, in addition to other offences.
8. In past few days, JIADA, the Company and the local contractors associated with the Company and other unknown persons acting in concert, by use of force, intimidation and threats to the Complainants have started construction over the subject matter land and private property of the Complainants stated in the Order dated 13.02.2019 in Writ Petition (C) 551 of 2019. The Complainants have approached all the State Authorities in Bokaro and have duly apprised them of the facts and circumstances. Sir, there are several other instances of fraudulent

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

transfer and allotment of private properties/lands and dwelling houses by JIADA to Private Parties/Companies, as such the actual land owners are losing their lands and it is leading to litigation both civil and criminal. Sir, corruption is deep rooted in JIADA and equity and interest are being created by the fraudulent action of JIADA and its representatives because of which innumerable residents of the area are getting affected daily.

9. Sir, there is a strong nexus between JIADA, the private Companies and local contractors who are involved in threats, intimidation, fraud, misrepresentation, conspiracy in illegal land grabbing, trespass and encroachment. The modus operandi of JIADA in the transfer and allotment of land in the Balidih Industrial Area in Bokaro and its nexus with local contractors, land mafias and strongmen of the area is clearly visible prima facie and is a *subject matter of investigation*. In a similar design and modus operandi, several acres of private land were illegally encroached by JIADA and local contractors and have been transferred to BPCL and Patil Rail Infrastructure Private Limited.
10. JIADA since many years has been directly involved in corruption, criminal conspiracy, forgery and criminal breach of trust in illegal land grabbing, encroachment and transfer of private lands. Through this vicious and pre-planned conspiracy, JIADA along with their associated Private Companies and local Contractors have duped the poor from claiming their rights on their only assets, the value of which is far greater than their meager earnings through other means. This is a highly unfortunate scenario and a clear case of criminal nature involving

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

corruption, fraud and misrepresentation, as from the events it is apparent that there was sufficient knowledge of the lands being private lands because of which fraudulent actions were undertaken by conspiring against the unaware land owners.

11. The Complainants herein are intimidated and threatened whenever they visit their private matter lands by the strongmen, land mafias and local contractors. Undue force, threat and intimidation are common tactics that are used by the associated Contractors and other unknown associated individuals whenever any of the land owners raise their voice.
12. The acts of JIADA and that of the Company, their associate Contractors and other individuals acting in concert and on behalf of them are Criminal in nature, that includes criminal trespass, fraud, misrepresentation, intimidation, threats, conspiracy, corruption et al. The Complainants in the instant complaint and countless other villagers have been affected by the acts of criminal trespass, encroachment, fraud, misrepresentation, use of threats, force etc. The Complainants are faced with a precarious need for protection. As Petitioners in the pending Writ Petition, the Complainants life is at imminent risk which is real and continuous.
13. The original land owners have been in a peaceful possession of the land since time immemorial and there are dwelling houses in the Map of private lands, which are being demolished without second thought and hence displacing countless villagers

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

and their families, including that of the Complainants. Despite writing various letters to the Company herein by the Complainants, apprising them about the Order of the High Court regarding stay on further development, to stop the illegal construction, encroachment and dispossession of the private lands clearly explaining the situation that it amount to Contempt of Court, no response of any kind has been received. This gives rise to the inference that the motive and intention of the Company was always to illegally grab the subject matter land in the first place. This raises serious doubts on their part and that of JIADA of strong connivance and conspiracy.

14. The Complainants have approached the local Police Station having jurisdiction over the matter i.e., Balidih O.P. on multiple occasions for redressal of their complaint and for lodging of FIR against JIADA, the perpetrators representing JIADA, the Company and the associated local Contractors and their unknown allies but their request has been denied each and every time.
15. Sh. Shailesh Chauhan, SI of Balidih Thana along with Sh. Ram Vilas Paswan, ASI have denied the request giving frivolous reasons such as that the Complainants should not mess with the 'big' officials of JIADA like Sh. Manoj Jaiswal or the 'big' Companies or 'local' Contractors as they are people with a lot of influence and contacts adding further that it may ultimately harm the Complainants. The above named Police Officials have surprisingly also offered that they will get *compensation* to the Complainants for their encroached private lands but only if they do not pursue the matter. Sir, it is beyond reason and

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

unbelievable that the Police is promising that they will grant compensation in a criminal matter involving threat to life, criminal trespass of property, conspiracy and corruption.

16. This had lead to tremendous mental agony and harassment to the Complainants and they are made to run from pillar to post in vain. In such circumstances the conduct of erring official SI Sh. Shailesh Chauhan and ASI Sh. Ram Vilas Paswan is punishable under the relevant provisions of the Code of Criminal Procedure for their inaction in non-registration of FIR and consequently for Contempt of Court for not fulfilling their statutory duties to upheld the order of the Hon'ble High Court by their inactions. Many representations have been made to the office of the respected Superintendent of Police in this regard as well for which the Complainants are awaiting some kind of immediate relief, kindly take into consideration all the previous representation as precursor to this complaint. The Complainants have also received information that the present SP of Bokaro, Sh. Chandan Kumar Jha has acquaintance with the main Contractor to whom the work has been allotted. The information has been given by one Sh. Pramod Singh, who is a sub-contractor in the matter. The veracity of the information received can be confirmed once FIR is registered and investigation is undertaken.

17. In the light of the above stated facts and circumstances and the documents provided herewith, on behalf of the Complainants it is my humble request to you and your esteemed Office to immediately take cognizance and register an FIR against **Sh. Manoj Jaiswal of JIADA, Sh. Shew Kumar Bhartia, Smt. Jyoti**

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

Bhartia, Sh. Anish Bhartia, Sh. Siddhant Bhartia of Digvijay Ferromet Private Limited, the associated Contractors, other officials of JIADA in the nexus and other unknown allies/individuals acting in concert who are involved in the whole nexus for perpetrating corruption, fraud, misrepresentation, criminal breach of trust, criminal trespass of private property, criminal conspiracy, illegal encroachment of private land, for contempt of Court, for criminal intimidation, use of undue force at the site of construction and other relevant penal offences under the statutory laws. The investigating agency is vested with the power to even take *suo moto* cognizance of the matter and initiate investigation in this regard. It is my humble request on behalf of the Complainants that kindly take *suo moto* action against the perpetrators in this regard as the Complainants have knowledge and information related to the acts that they have witnessed, and can provide those information as such. While the investigating agency has a much wider scope of powers and can reach to the heart of the matter and provide justice to the Complainants herein and others alike.

The Complainants and I shall forever be thankful and obliged for your kind assistance and forbearance in this regard.

Yours respectfully,

Sh. Pankaj Kumar Singh (8826807547)

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

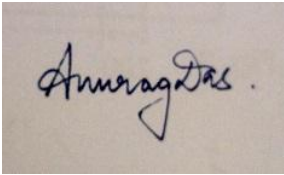
Sh. Amit Singh

Sh. Birendra Kumar Singh, and

Sh. Arun Kumar Singh

(All Complainants are residents of Village Godawali, Post Office Balidih, Police Station Balidih Thana No.14)

Through

A rectangular box containing a handwritten signature in black ink. The signature appears to read 'Anurag Das' with a stylized flourish at the end.

Anurag Das

(Advocate)

High Court of Delhi

Contact No.: +91-88607-81700;

Email ID: dasanurag666@gmail.com

ANURAG DAS

ADVOCATE (D/130/2019)

D-144, 4th Floor, Freedom Fighters Enclave, Neb Sarai, IGNOU Road, New Delhi-110068

Tel.: (M) 8860781700; Email id: dasanurag666@gmail.com

Copy to:

1. The Office of the Honourable Chief Minister of Jharkhand

2. Sh. Sukhdev Singh, Chief Secretary, CMO [via email: cs-jharkhand@nic.in]

3. Sh. M.V. Rao, DGP Jharkhand [via email: dgp@jhpolicе.gov.in; dgpjharkhand@gmail.com]

4. Sh. Rajiv Arun Ekka, Principal Secretary to CM [via email: secretarytocmjharkhand@gmail.com]

5. Sh. Mukesh Kumar, DC Bokaro [via email: dc-bok@nic.in]

6. Sh. Prabhat Kumar, DIG Bokaro [via email: dig-bokaro@jhpolicе.gov.in]

7. Sh. Shahshi Prakash Singh, SDO [via email: sdochas-jhr@nic.in; sdmchas@gmail.com]