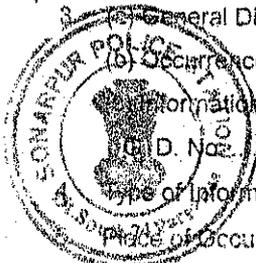


FIRST INFORMATION REPORT

11646

First information of a cognizable crime reported under section 154 Cr. P. C. at P. S.

1. Dist. 24 Pgs Sub-Divn. Baranipur P.S. Sonarpur Year 2002 FIR No. 177 Date 19.6.02
2. (i) Act Sections 406/420/120 B Act Sections
(iii) Act Sections (iv) Other Acts & Sections



3. General Diary Reference : Entry No. Time
(b) Occurrence of Offence : Day Date Time
Information received Date 19.6.02 Time 20.35 hrs
D. No. 1662 dt 19.6.02 at the Police Station :

4. Type of Information. Written/Oral
Place of Occurrence (a) Direction and Distance from P. S.
(b) Address Garia near Sitala Mandir.

(c) In case outside limit of this Police Station, then the name of P. S. Sonarpur P.S.
District South 24 Pgs.

6. Complaint/Informant :
(a) Name Partha Sarathi Charnaborty
(b) Father's/Husband's Name Late Bijoy Krishna
(c) Date/Year of Birth 17.9.1957
(d) Nationality Indian
(e) Address Garia near Sitala Temple.

7. Details Known/Suspected/Unknown/Accused with full particulars (1) Indronil Dey, Asstt. vice President Finance of Home Trade LTD. Head office International

8. Reasons for delay in reporting by the Complainant/Informant : (1) Indronil Dey, Asstt. vice President Finance of Home Trade LTD. Head office International Employee Park, Tower 3 (5th floor), Vashi Railway Stn Complex, Navi Mumbai - 400703 and Calcutta office 2B, Rajkumar Pritoria Street Ground floor, Cal - 70071 (2) Mr. Sanjoy Agarwal, Chairman (3) Mr. M. S. Thivede Executive Director (4) Mr. Manoj A. Shah Non Executive Director (5) Mr. Shanarjoy Agarwal - do (6) Shashank G Pande - do (7) Mr. Salil D. Gandhi - do (8) Mr. Vijay Kr. H. Modi - do (9) Mr. Alan James Memillan - do (10) Mr. Russel H. Boekenkrager - do

10. Total value of Properties stolen/involved :
11. Inquest report/Case No., if any :
12. FIR Content (Attach separate sheets, if required) : The original written complaint of the complainant is treated as F.I.R. is attached/reproduced below.

13. Action taken : Since the above report reveals commission of offence(s) u/s 406/420/120 B. etc

register the case and took up the investigation/directed s/c Sonarpur P.S. pl. arrange for its investigation to take up the 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.

Handwritten notes: rathi, SI. Ahammed Hossain to investigate the case pl. Sd/- S. Hossain 19.6.02

Signature of the Officer-in-charge with date 19/06/02

② The Boral Union Co-operative Bank Ltd. ②

[Registered Under the Co-operative Societies Act, 1940 and Licence obtained from the Reserve Bank of India (No. UBD. WB 342P) Under Section 22 of the Banking Regulation Act, 1949.]

REGD. OFFICE : BORAL
SAMABAY SARANI
P.O. BORAL, DIST. 24-PARGANAS (S)
PIN : 743505

4101173
435-8473
1101665
Borla St. 435-8473

Dated, the 19-06-2002

Received on 19-6-02 at 2035
from and started Samarpn
Ps Case no 177 dated 19-6-02
141 406/420/12013 J2
19-6-02

W. BUBC _____

To
The Inspector, Dindia
Police Station,
South 24-Parganas.

Sir,
I Sri Bintha Dasgupta Chakraverty S/o Late Bijoy Dasgupta
Chakraverty of Garia, Near Sitala Manik, Kolkata-700084, P.O.
Dindia, District South 24-Parganas, do hereby lodge complaint
on behalf of the bank against - ① Sri Dindia Deb, Asst. Vice
President - Finance of Home Trade Ltd. with their Head Office
International Infotech Park, Tower 3 (5th floor), Vashi Railway
Station Complex, Navi Mumbai - 400703 and Kolkata Office
at 2B, Rajdutt, Britania Street, Ground Floor, Kolkata-700071

- ② Mr. Anjan Agaswal - Chairman & Whole time Director
- ③ Mr. N. S. Sivedi - Executive Director & Secretary
- ④ Mr. Manoj A. Shah - Non-Executive Director
- ⑤ Mr. Anjan Agaswal - do -
- ⑥ Mr. Shashank G. Karade - do -
- ⑦ Mr. Salil D. Gandhi - do -
- ⑧ Mr. Vijay Kumar H. Mali - do -
- ⑨ Mr. Alan James McMillan - do -
- ⑩ Mr. Russell H. Brückner Koeger Jr. - do -

contd. to page 2

(3)

The Boral Union Co-operative Bank Ltd.

Registered Under the Co-operative Societies Act, 1940 and Licence obtained from the Reserve Bank of India (No. UBD. WB 842P) Under Section 22 of the Banking Regulation Act, 1949.]

REGD. OFFICE: BORAL
SAMABAY SARANI
P.O. BORAL, DIST. 24-PARGANAS (S)
PIN: 743505

9173
435-6473

BUBC

Dated, the _____ 19__

- 2 -

of Home Trade Ltd., of the aforesaid address, to the effect that as per the guidelines of the Reserve Bank of India, our bank was required to invest in Govt. Securities from financial year 2000-01. During this period Sri Indranil Dey came to our bank and approached our bank Authority, to invest money for purchasing Govt. Securities through this company viz. Millage Company of 155/A, Sweet Base Road, Calcutta - 29 and introduced himself as the Regional Manager of the company. (Gilt) 11.53% GOI 2014 for Rs. 4 Crores through his company, then again on 21-9-2001 we purchased 10.25% GOI 2021 for Rs. 50 Lakhs. Subsequently on 22-1-2002 we purchased 13.10% GOI 2002 for Rs 2 Crores and 12.69% GOI 2002 for Rs. 3 Crores.

As per the guidelines of the R.B.I the banks should frequently visit the Govt. Securities which is known to all Govt. approved houses and they frequently visit the banks for their business. In course of their such business Sri Indranil Dey visited our bank in the month of February 2002 and introduced himself as Asst. Vice President - Finance of Home Trade Ltd. of Mumbai based company having its office in Kolkata and allowed us to purchase Govt. Securities through his new company Home Trade Ltd., and tendered the lowest rate of security and highest rate of interest bearing securities than the quotations of other banks. According to Sri Dey, a greater profit will thereby be obtained. In support of his claim he showed us so many documents relating to the

(Continued to page 3)

CIDUB

(4)

The Boral Union Co-operative Bank Ltd. (u)

[Registered Under the Co-operative Societies Act, 1940 and Licence obtained from the Reserve Bank of India (No. UBD. WB 842P) Under Section 22 of the Banking Regulation Act, 1949.]

REGD. OFFICE: BORAL
SAMABAY SARANI
P.O. BORAL, DIST. 24-PARGANAS (S)
PIN: 743506

435-9173

aria Br. 435-6473

Dated, the _____ 19

BUBC _____

- 3 -

credibility of Home Trade Ltd. He addressed us to sale the securities already purchased through Giltedge Group to Home Trade Ltd. and to invest more money in Home Trade Ltd for better benefit of the bank. being addressed by his version, and the rosy picture which he painted before our eyes, without a least suspicion of any foul play - we transferred the whole of our investment through Giltedge Group to Home Trade Ltd. along with a cheque NO. 124080 dt. 22-3-2002 for Rs. 103,56,780/- drawn on U.B.I. Garia Station Road Branch (1/2 payee) in favour of Home Trade Ltd. for purchasing 13.80% GOI 2002 for Rs. 9.5 Crores (Rupees Nine Crores Fifty Lakhs Only) date of maturity 30-5-2002. This deposit was for a very short period with higher rate of interest.

According to the terms and conditions of this investment to the Govt. Securities through Home Trade Ltd - we were supposed to get certificates of the Govt. Securities within a month. After waiting for a reasonable period when no certificate was received we sent registered letters to Home Trade Ltd. for delivery of certificates in respect of our investment. Neither any reply nor any certificate was received from their end. We also wrote to SEBI and also enquired into the matter at R.B.I. Kolkata but no positive result was obtained from any source.

We then approached to Kolkata office of Home Trade Ltd. at Bindaia Street and found the office under lock & key. On local enquiry we could learn that Sri Sanjay Agarwal, Chairman
Continued to page 4

CID 48

The Boral Union Co-operative Bank Ltd.

[Registered Under the Co-operative Societies Act, 1940 and Licence obtained from the Reserve Bank of India (No. UBD. WB 842P) Under Section 22 of the Banking Regulation Act, 1949.]

REGD. OFFICE : BORAL
SAMABAY SARANI
P.O. BORAL, DIST. 24-PARGANAS (S)
PIN : 743505

9173
Br. 435-6473

Dated, the _____ 19

Mr. BUBC _____

- 4 -

Company had been visited in Mumbai and since then the office
at Boral. We also could not get any trace of Jindani & Co.

We suspect some foul-play behind the activities of the Company and
tried to contact them over phone but no response could be
received from their end (Tel. NO. 022-7812444, 781-2530, Fax 91-22-
781-2548). We also sent a Fax message and so many Regd.
letters but all returned undelivered.

Immediately we recognized the calligraphic and demagogic style shared
before us at the time of finalising the deal in question which was nothing
but an attempt to pose himself a friend of the Bank with an ulterior
intention to misappropriate the bank money by way of cheating.
It is, therefore, clear that Sri Jindani after making a deep rooted
conspiracy with the officials of Home Trade Ltd. allowed us
to invest Rs. 95 crores towards purchase of Govt. Securities through
Home Trade Ltd. with ulterior intention to misappropriate the same
by deceitful means and cheated our bank with the said amount.
In the same way the said conspiracy has also cheated our bank out
of many other organisations.

We would therefore request you to register a case against the
aforesaid persons and to take necessary steps for investigation.

Yours faithfully

THE BORAL UNION CO OPERATIVE BANK LTD.

Barha Senthil Chakrabarti
Secretary

19/06/2002

C1042

- 1) ...
- 2) Deal confirmation for purchase of Govt. securities dt-22.10.02 issued by Gillette to the bank
- 3) Deal confirmation for purchase of G.O.I. dt-26.2.02 received by M/s. Home Trade Ltd to the bank
- 4) Quotation dt-26.2.02 and 22/3/02 received by M/s. Home Trade Ltd in favour of the bank.
- 5) Statement of payment of interest on G.O.I. (11.85%) outside crore dt-25.4.02 of Rs 23,66,000/- issued by RBI to the bank.
- 6) Letter no. BUBE/0203/14 dt-9.5.02, 14 dt-9.5.02, 14 dt-9.5.02, 14 dt-9.5.02, 23 dt-27.5.02, 24 dt-27.5.02, 20 dt-27.5.02, 21 dt-27.5.02, 22 dt-27.5.02, 25 dt-27.5.02, 26 dt-28.5.02, 27 dt-28.5.02, 28 dt-28.5.02, 29 dt-28.5.02, 31 dt-29.5.02, 32 dt-29.5.02, 33 dt-30.5.02, 36 dt-30.5.02, 35 dt-30.5.02, 34 dt-30.5.02 issued by Postal U.C.B Ltd to the different officers of M/s. Home Trade Ltd.
- 7) Letter dated 13.5.02 to the Regional Director for West Bengal & Sikkim Public Debt office RBI Kolkata branch reg. Stop & transfer of G.O.I. 2011 issued to the bank
- 8) Letter from R+D consultant M/s. R+D/MTL/02 dt-17.5.02 reg. delivery of 13.80% G.O.I. letters of RBI P.D.O Kolkata M. P.D.O/LN/6565/50/01/2001-02 dt-15/6.5.02 reg. Stop of payment to the bank
- 9) Letter issued by the bank no. BUBE/0203/14 dt-28.5.02 to the manager survey consultant M/s. Reg. Stop & transfer of IDBI Bonds.
- 10) Letter issued by the bank no. BUBE/0203/14 dt-28.5.02 to the manager survey consultant M/s. Reg. Stop & transfer of IDBI Bonds.
- 11) Letter issued by the bank dt-30.5.02 to the Regional Director for WB & Sikkim R+B Reg. recording of stop payment - 2 to issue duplicate certificates.
- 12) Letter issued by the bank to the manager survey consultant M/s. Reg. delivery of 13.80% G.O.I. 2002
- 13) Letter from survey consultant M/s. Reg. confirmation of stop & transfer.
- 14) Letter from R+D consultant M/s. R+D/MTL/2002 dt-27.5.02 R+D/MTL/02/50/17.5.02 R+D/MTL/02 dt-27.5.02 issued to the bank
- 15) Letter from ICICI Infotech no. 000009.625.08/2002 reg. Payment of interest
- 16) Letter issued by the bank to the Deputy Branch Manager RBI Kolkata no. BUBE/PSE/0203/40 dt-20.6.02 reg. Stop & transfer/transaction of IDBI Bonds.
- 17) Letter issued by the bank to the manager survey consultant M/s. Reg. issue of duplicate certificates & interest amount
- 18) Letter issued by the bank to D.M. RBI Kolkata no. BUBE/0203/14 dt-21.6.02 for information reg. issue of duplicate certificates of IDBI Bonds.
- 19) one Account opening form of UTI bank M/s. Kora Budge Road Branch savings joint A/c no. SB/11037 dt-30/5/97 in the name of. Nand Lal, Mahendra Singh, Sudhanshu Singh of SB/14 Pooja Anand Shah Road, attaching photographs having signature of a/c holder Nand Lal & Mahendra.

Submitted
C/O U.B.

CHARGE SHEET/FINAL REPORT

(Under section 173 Cr. P.C.)

17

COURT OF J.M. Alipore ~~Judge~~ Magistrate
 At Sourpur P.S. Sourpur Year 2002 FIR No. 177 Date 19.6.02
 Charge Sheet No. 16/05 3. Date 31.1.05
 (i) Act D.P.C. Sections 406/420/120B I.P.C.
 (ii) Act Sections
 (iii) Act Sections (25)
 (iv) Other Acts and Sections :

Type of Final Report : Charge Sheet/Untraced/Unoccurred/Not Charge-Sheeted for want of evidence : Charge sheet

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

If Supplementary of Original : Original

Name, Rank and Number (if any) of the I.O.(s) : SI. Adammal Hosain of Sourpur PS 2) SI. Asoke Kumar Mandal of Sourpur PS.

(a) Name of Complainant/Informant : Sri. Poran Senapati
 (b) Father's/Husband's Name : Late. Bijay Krishna Senapati

Date of which the Complainant/Informant was informed of the result : 31.1.05

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

Sl. No.	Property Description	Estimated Value (in Rs.)	P.S. Property Register No.	From whom/where Recovered or Seized	Disposal
1.	Certificates of Registration of 20.1.1988 and amended on 17.8.1988 of Boral Union Co-operative bank Ltd.			Seized by SI. AK Mandal of CPWD on 11.7.2002.	
2.	A.G.M. card SPL A.G.M. Merul Bank of Boral Union Co-operative Bank Ltd. commencing from 9.10.96 to 17.5.2002.				
3.	Board meeting Merul Bank of Boral Union Co-operative Bank Ltd. commencing from 9.10.96 to 26.9.99, continuing after from 10.10.99 to 10.10.01.				

IA. Number of accused persons charge-sheeted. 11 (eleven) attached in separate sheet attached.

IB. Number of accused persons not charge-sheeted. X

12. Particulars of accused persons charge-sheeted :

(i) Name : Sanjay Agarwal Subodh Bhawani
 (ii) Father's/Husband's Name : S/o. Sri. Hari Ram Agarwal S/o. Sri. Chand Datt Bhawani
 (iii) Date/Year of Birth : 35 yrs
 (iv) Sex : Male
 (v) Nationality : Indian
 (vi) Religion : Hinduism
 (vii) Whether SC/ST : X
 (viii) Occupation : Business
 (ix) Address : 702, Museum Apartment 7th floor, Sector-17, Vashi, Navi Mumbai, S. Vashi of B-703, Gokul complex, Sector-14, Vashi, Navi Mumbai PS, Vashi
 (x) Provisional Criminal No. : and chairman - C.M. D. and vice president of M/s. Home Trade Ltd.
 (xi) Regular Criminal No. : of M/s. Home Trade Ltd.
 (xii) Date of Arrest : 6.3.03
 (xiii) Date of Release on bail :
 (xiv) Date of which forwarded to Court : on 6.3.03
 (xv) Under Acts and Sections :
 (xvi) Name(s) and Address(es) of sureties :
 (xvii) Previous convictions with case references :
 (xviii) Forwarded/Bailed by Police/Under Police Custody/Bailed by Court/in Judicial Custody/Abducting/Proclaimed Offender : Forwarded 31/01/05 C.P. West Bengal

South pur. P. No. 177 dt. 17.6.01 W/S-406/420/120B P.C.
of C.A.M. II.

Reports of Boral U.E.B Ltd, for May 1999, 2000 & 2001 (656,666,671M)
Profile of M/s Gillidge
of M/s Home Trade Ltd.

- 6) Annual report of M/s. Home Trade Ltd for the year 2000-01.
- 8) Deal confirmation of M/s. Kadan Self & Company (Gillidge Group)
- 7) Xerox copy of certificate of subscribed stocks Govt of India S/W EA-8 to EA-15 valued each of Rs 50 lac.
- 10) Xerox copy of cheque no-126064 issued by the Boral U.E.B Ltd on 4.7.01 for Rs 52,52,638.89 in favour of M/s-Gillidge Management-Services Pvt Ltd
- 4) Deal confirmation dt-21.7.01 issued by Sudranil Day Regional Manager of Gillidge Management-Services to the authority of Boral U.E.B Ltd regarding purchase of Govt securities
- 12) Deal confirmation dt-22.11.02 issued by Sudranil Day on behalf of Gillidge Management-Services Reg. Sell of Govt securities.
- 13) Certificate of Registration dt-10.11.2000 issued by SEBI in favour of M/s. Home Trade Ltd.
- 15) Return memo dt-22.11.02 issued by Sudranil Day of Gillidge Management-Services Reg. Sales and purchase of GOI to the Chairman of Bank
- 16) Receipt letter dt-28.2.02 reg. receipt of 1000 and 1001 bonds issued by Sudranil Day on behalf of M/s. Home Trade Limited.
- 17) Deal confirmation dt-26.2.02 for sale of 1001 bonds to M/s. Home Trade Ltd in favour of Boral U.E.B Ltd.
- 18) Deal confirmation dt-26.2.02 for sale of 1001 bonds to Home Trade Ltd issued by Sudranil Day
- 19) Calculation details of Trans dt-27.2.02 issued by Sudranil Day of M/s. Home Trade Ltd to the bank
- 20) Contract note issued by Home Trade Limited contract no. 2002-01 00016513 dt-26.2.02 in favour of the bank
- 21) Bill no. BORD/PUNE/16513 dt-26.2.02 of Rs 36,471,166.67, 1651 dt-26.2.02 of Rs 3,541,477.05, 16509 dt-26.2.02 of Rs 15,852,602.74, 16507 dt-26.2.02 of Rs 10,092,465.75 issued by Home Trade Ltd to the bank regarding purchase and sale of GOI, DBI & 1001 bonds.
- 22) Contract note no. 2002-2001/00016511 dt-26.2.02, 16509 dt-26.2.02, 00016507 dt-26.2.02 issued by Home Trade Limited to the bank.
- 23) Certified true copy of Registration of M/s Home Trade Ltd dt-5.3.02
- 24) Cheque deposit details issued by M/s Home Trade Limited in favour of the bank of Rs 5,08,697.27.
- 25) Deal confirmation dated 22/3/02 issued by M/s Home Trade Ltd for purchase of Govt securities in favour of the bank.
- 26) Deal confirmation dt-22/3/02 for sale of GOI, dt-22/3/02 for adjustment for sale. D.O dt-22/3/02 for sale of GOI and DO dt-22/3/02 for adjustment of purchase and sale issued by Home Trade Ltd to the bank.