

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

3803

1. Dist Darjeeling PS Siliguri Year 2021 FIR No. 1103/21 Date 08.09.2021

2. (i) Act Sections (ii) Act Sections
(iii) Act Sections (iv) Others Acts & Sections 21(c)/22(c) of NDPS Act.

3. (a) Occurrence of Offence: Day 08/09/2021 Date From 19.35 hrs. Date To 22.25 hrs.
Time Period 19.35 hrs. Time From 22.25 hrs. Time To 22.25 hrs.

(b) Information received at P.S. Date 08.09.2021 Time 22.25 hrs.

(c) General Diary Reference: Entry No(s) 502 Time 22.25 hrs.

4. Type of Information Written / Oral

5. Place of Occurrence (a) Direction and Distance from PS 03 KM N/EAST Beat No.
(b) Address Serone Road in front of City Mall, PS-Siliguri
Sist- Darjeeling.
(c) In case outside limit of this Police Station, then the Name of the P.S. District

6. Complainant / Informant
(a) Name Ashim Kumar Das, SI of Police
(b) Father's / Husband's Name
(c) Date / Year of Birth (d) Nationality Indian
(e) Passport No. Date of Issue Place of Issue
(f) Occupation Govt. Servant of W.B. Police
(g) Address Panitanki TOP, Siliguri PS/SPC, Sist- Darjeeling.

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary)
① Sahadab Barman (25) S/o Sudha Ranjan Barman of Nayan Lalbaras PS-Silakhuchi, Lochbhar A/P Chittaranjan Colony, Bagrakote, W/No-20, PS-Siliguri, Dist- Darjeeling
② N. Ranjan Das (34) S/o Sri Babu Das of Chittaranjan Colony, Bagrakote, W/No-20, PS-Siliguri, Dist- Darjeeling.
8. Reason for filing in reporting by the Complainant / Informant

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) one (or) Carton Box of 'Cefrex' Cough Syrup (chlorpheniramine Maleate & Cedine phosphate Syrup) containing 100 bottles @ 100 ml each
② one old bicycle

10. Total value of properties stolen / involved

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

12. FIR Contents (Attach separate sheets, if required) The original written Complaint of the complainant is treated as FIR which reproduced/enclosed herewith.

13. 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 Anindam Chatterjee of Panitanki TOP-I/Siliguri/SPC 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, Police Station
Name Raja Chandra
Rank SI of Police
No.
Siliguri Police Station
Siliguri Police Commissionerate

15. Date & Time of despatch to the court on 09/09/2021 at 10:30 hrs.

To
The Inspector In-Charge,
Siliguri Police Station,
Siliguri Police Commissionerate

Sir,

In producing herewith 02 (two) arrested persons who disclosed their identities as Sahadab Barman (25 yrs.) S/O Sudha Ranjan Barman of Nagar Lalbazar, Sukhandighi, PS-Sitalkuchi, Cooch Behar, A/P Chitya Ranjan Colony, Bagrakote, Ward No-20, PS Siliguri Darjeeling and (2) Niranjan Das (24) S/O Sri Rabi Das of Chitya Ranjan Colony, Bagrakote, Ward No-20, PS Siliguri Darjeeling along with the following seized articles, which is seized under proper seizure list, duly attached herewith viz:

- (i) One (01) Carton Box of "Cefrex" Cough Syrup (Chlorpheniramine Maleate & Codeine Phosphate Syrup) containing 103 bottles @ 100 ml each wrapped with white Cello tape marked as Exhibit-A having batch no. TBHU0232,
- (ii) Two bottles of "Cefrex" Cough Syrup (Chlorpheniramine Maleate & Codeine Phosphate Syrup) containing 100 ml each taken as sample from the exhibit-A and marked as Exhibits-A1.
- (iii) One old bicycle.

I, SI Ashim Kr Das of Panitanki TOP under PS Siliguri, Siliguri Police Commissionerate, do hereby lodge this written complaint against Sahadab Barman S/O Sudha Ranjan Barman (2) Niranjan Das S/O Sri Rabi Das to the effect that today on 08/09/21 at 19:35 hrs I received a specific source information that two persons is standing with one carton box containing huge quantity of contraband Cough Syrup at Sevoke Road in front of City Mall for disposing the same for their wrongful gain. The matter has been diarized at Panitanki TOP vide Panitanki TOP GDE No-203 dated 08/09/21. Accordingly, I informed the matter to OC Panitanki TOP as well as Sri Sudip Chakraborty, Inspector-in-Charge, Siliguri Police Station, SPC in writing a letter to him and expressed the entire information. Accordingly he directed me to work out the information immediately. Hence, at about 19:55 hrs as per his kind direction myself along with SI Rana Brahma ASI Biswajit Ghosh, ASI Surojit Mallick, C/233 Nagen Ch Barman, C/702 Latifur Rahaman all of Panitanki TOP under Siliguri Police Station, Siliguri Police Commissionerate left for Sevoke Road by hired vehicle bearing Reg No WB74W/0360 driven by public driver Partha Mandal to verify the veracity of the information. This refers Panitanki TOP MCC No. 1405/21 dated 08/09/21 and GDE No-204 dated 08/09/21.

At the time of departure from TOP, I took envelope, white paper, sealing wax, gum, seal etc. At about 20:05 hrs we reached at Sevoke Road in front of City Mall area & kept our vehicles at a distant. Subsequently on the way we called two independent witnesses namely (1) Mani Kundu (51) S/O Lt Gopal Kundu of Vidyā Chakra Colony, Ward No-44, PS Bhakti Nagar, Jalpaiguri and (2) Rakesh Sarkar (45) S/O Lt Nani Gopal Sarkar of do and disclosed our identities and informed them about the information in hand and requested them in writing to accompany us to witness the Police action. They agreed & gave in writing about their consent to accompany Police during the raid.

Then, as per source information, we approached towards Sevoke Road in front City Mall area & as per identification by source we managed to cordoned the place and found that one person was standing with a cycle loaded with one cartoon on the carrier of that cycle and another person helped him from back side to keep the cartoon safely on the cycle carrier. Accordingly we detained them. After disclosing our identities in presence of independent witnesses we had a strong reason to believe that the detained persons were carrying contraband Cough Syrup in their exclusive possession for disposing the same at Sevoke Road adjacent area in concealed manner for supplying/ selling the same in Siliguri and its adjacent area for their wrongful gain. On being asked they disclosed their identity as noted above and admitted that they possessed contraband Cough Syrup. Then I gave them option in written whether they wanted to be

searched in presence of Executive Magistrate or any Gazetted Police Officer. They agreed to be searched by any one of them. Further, I served them option notice in accordance with provisions of law in this regard in writing and they also gave their approval of being searched by any one of them in writing on the notice served to him. Then I informed the matter to I.C. Siliguri PS & I requested him to come at Sevoke Road in front of City Mall area to remain present and supervise the search, seizure and label being a Gazetted Police officer.

Accordingly, at 20:35 hrs Sri Sudip Chakraborty, I. C. Siliguri PS arrived at the spot in uniform and disclosed his identity to the detained person as well as to the witnesses as a Gazetted Police Officer. I also offered the independent witnesses and the accused persons to search our Police Party as per provision of law. But they refused to search the police party. Then under the supervision of Sri Sudip Chakraborty, Inspector-in-Charge, of Siliguri Police Station, SPC and in presence of two independent and disinterested public witnesses, searched the detained both persons following all formalities keeping their decency but nothing could be recovered on his person except his wearing apparels. Then, I opened the carton box which was kept on the carrier of cycle and found that the above seizure articles kept concealed in the said carton box wrapped with plastic which is not visible from the outside. Then the detained persons confessed that they were carrying the box in concealed manner for selling/supplying to young boys at Punjabi Para/Vidya Chakra Colony and its adjacent area. On demand in presence of the Gazetted Police Officer, Sri Sudip Chakraborty, I. C. Siliguri PS, they failed to produce any valid document in support of possessing of the said contraband Cough Syrup which was holding by them.

Accordingly I counted the said Cartoon box containing Cough Syrup, which was found in the joint possession of the above noted detained persons namely Sahadab Barman S/O Sudha Ranjan Barman and (2) Niranjan Das S/O Sri Rabi Das and found total 103 bottles of "Cefrex" Cough Syrup (Chlorpheniramine Maleate & Codeine Phosphate Syrup) containing 100 ml each marked as Exhibit-A, and also collected two bottles of said contraband Cough Syrup containing 100 ml each as sample taken from Exhibits A and marked as Exhibits A-1. Then, I seized the above noted articles under proper seizure list and labeled, duly signed by the above noted witnesses, Police personnel and the Gazetted Police Officer, Sri Sudip Chakraborty and duly acknowledge by the detained persons. I also supplied a copy of seizure list to the detained persons. The whole search, seizure & label were made in between 20:55 hrs and 21:35 hrs. On further asked the apprehended person confessed in presence of Gazetted Police Officer, Sri Sudip Chakraborty, I.C Siliguri PS and other witnesses that they procured the said seized Cough Syrup from Darjeeling side for the purpose of illicit gain. On interrogation they disclosed that they had been dealing in such business of selling the said Cough Syrup illegally since long. Then I arrested the above noted both accused persons namely Sahadab Barman S/O Sudha Ranjan Barman and (2) Niranjan Das S/O Sri Rabi Das after observing all guidelines of Apex Court.

Under the above circumstances, I pray to you that a specific case under proper section of law may kindly be started against the accused persons namely Sahadab Barman S/O Sudha Ranjan Barman and (2) Niranjan Das S/O Sri Rabi Das.

End:-

- (i) Original Memo of arrest,
- (ii) Original seizure list,
- (iii) All the Seized articles as per seizure list

Yours faithfully,

[Signature]
08.09.21
SI Ashim K. Dm.
Pannitanki T.O.

Received on 08/09/2021 at 22:25 hrs.
vide SCS PS GDE no. 502 Dt. 08/9/21
Stamped Siliguri PS Case no- 1103/21
Dt. 08/9/2021 u/s 21(c)/22(c) of NDPS
Act and endorsed to SI Asindam
Chatterjee of Pannitanki T.O.-I under
Siliguri PS for its investigation.

[Signature]
08/09/2021
Siliguri Police Station
Siliguri Police Commissioner