

FIRST INFORMATION REPORT
(Under Section 154 Cr. P.C.)

2444 SPC P.S. Mahgare Year 2022 FIR No. 144/22 Date 28.01.22
NDPS Act Sections 20(b)(i)(c) NDPS Act Sections
(i) Act (ii) Act (iii) Act (iv) Others Acts & Sections

3. (a) Occurrence of Offence : Day Friday Date From 28.01.2022 Date To
Time Period Time From 14.25 Time To 16.35
(b) Information received at P.S. Date 28.01.2022 Time 17.05 hrs
(c) General Diary Reference : Entry No(s) 1812 Time 17.05 hr

4. Type of Information : Written / Oral
5. Place of Occurrence : (a) Direction and Distance from P.S. 2 KM East Beat No.
(b) Address Tumkajole Near West point School
P.S. Mahgare Dist. Darjeeling
(c) In case outside limit of this Police Station, then the
Name of the P.S. N/A District

6. Complainant / Informant :
(a) Name SI Krishna Ch. Mondal
(b) Father's / Husband's Name Shree Manindra Mondal
(c) Date / Year of Birth : (d) Nationality Indian
(e) Passport No. X Date of Issue : X Place of Issue :
(f) Occupation Sub Inspector of Police Siliguri Police Commissioner
(g) Address Mahgare Police Station Siliguri Police Commissioner

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary) : Aced 1) Nur Mohammad Khan (SH) S/O
Safi Ahmad Khan of Barwaria bech Mohallah PO+PS
Bethia Dist Bethia (Bihar) 11) Zahid Khan @ Raju (42) S/O Lt
Sakundia Khan of Barwaria bech Mohallah PO+PS
Bethia Dist Bethia (Bihar)

8. Reasons for delay in reporting by the Complainant / Informant

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) : 1) One packet (containing 24.970
kgs of Kgs Ganga wrapped with yellow cloth 11) One
packet containing 20.450 kgs Ganga wrapped with yellow
cloth 12) 7.50 kg Ganga wrapped with yellow cloth
10. Total Value of properties stolen / involved (The separate seizure list attached
here with)

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

12. FIR Contents (Attach separate sheets, if required) : The original written Complaint which
is treated as FIR is re-produce over leaf

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 Parshu Basman of Mahgare to take up
investigation / refused investigation / transferred to P.S. PS/SPC Matigara Police Station
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 / Informant
SI Krishna Chandra Mondal

15. Date & Time of despatch to the court : 29.01.22 at 11.00 hr

Signature of the Officer-in-Charge, Police Station
Officer In-Charge
Name : SI Parshu Basman
Rank : No. SI of Police
Matigara Police Station
Siliguri Police Commissionerate



TO
Officer In-Charge,
Matigara Police Station,
Siliguri Police Commissionerate

Subj: - F.I.R

In producing herewith two (02) arrested accused persons namely (i) Nur Muhammad Khan (M/54y) S/O Safi Ahammed Khan of Baswaria bech Mohallah PO+PS- Bethia, Dist- Bethia (Bihar) and (ii) Zahid Khan @ Raju(M/42Y) S/O Lt. Salauddin Khan of Baswaria bech Mohallah PO+PS- Bethia, Dist- Bethia (Bihar) along with the following articles under seizure as per seizure list:

- i) One packet containing 24.970 Kg of "Ganja" wrapped with Yellow colour plastic and brown colour cello-tape inside a green colour bag styled as "Adidas" and marked as 'Exhibit-A',
- ii) 50 grams of ganja extracted from exhibit 'A' as sample for examination and marked as 'exhibit A-1'
- iii) One packet containing 20.450 Kg of "Ganja" wrapped with Yellow colour plastic and brown colour cello-tape inside a black colour bag styled as "Adidas" and marked as 'Exhibit-B',
- iv) 50 grams of ganja extracted from exhibit 'B' as sample for examination and marked as 'exhibit B-1'
- v) One packet containing 7.450 Kg of "Ganja" wrapped with Yellow colour plastic and brown colour cello-tape inside a black colour bag styled as "Adidas" and marked as 'Exhibit-C',
- vi) 50 grams of ganja extracted from exhibit 'C' as sample for examination and marked as 'exhibit "C-1"'
- vii) One multi colour tool bag containing one cutter, one Iron Rod, one bunch of keys, and marked as 'Exhibit-D',
- viii) One rucksack bag of grey-black colour which contains different types of jewelry items of various kind of metals such as (a) Silver items- two pieces of bracelet (total weighing 94 grams), two pieces of chain (total weighing 98 grams), eighteen pieces of payel (total weighing 312 grams), four pieces of Hath Panja (total weighing 105 grams), two pieces of Baju (total weighing 65 grams), five pieces of Pan Patta (total weighing 23 grams 500 mg), two pieces of Plates (total weighing 40 grams), two pieces of glass (total weighing 14 grams 300mg), two pieces of katori (total weighing 20 grams 400mg), one piece of Sindurdani (total weighing 11 grams), one piece of Spoon (total weighing 6 grams 900 mg), five pieces of Kara/Churi (total weighing 105 grams), one piece of Bansuri (total weighing 04 grams 500mg), one piece of Rakhi (total weighing 10 grams 560 mg);(b) Gold Items- One piece of Chain (total weighing 10 grams 400mg), two pieces of ear rings (total weighing 01 grams 360 mg), four pieces of ear tops (total weighing 02 grams 940 mg), one piece of Nose Ring (total weighing 01 grams 600 mg); (c) Demo items (made of Bronze)- eight piece of Bala, three pieces of Har, six pieces of neck less, four pieces of Ear ring, four pieces of Churi (total weighing 640 grams) and marked it as Exhibit E
- ix) One Driving License in the name of Zahid Khan having reg no BR 2219990000817
- x) One Adhaar Card in the name of Zahid Khan @ Raju(M/42Y) S/O Lt. Salauddin Khan of Baswaria bech Mohallah PO+PS- Bethia, Dist- Bethia (Bihar) having bearing No- 494897188976
- xi) One Adhaar Card in the name of Nur Muhammad Khan (M/54y) S/O Safi Ahammed Khan of Baswaria bech Mohallah PO+PS- Bethia, Dist- Bethia (Bihar) having bearing No- 744315971387.
- xii) One Mahindra Scorpio Vehicle having Registration No. BR-06-PF-2691 having engine No- XMM4J10307 & chassis no MA1TAX2M2M2F10382.

1. SI Krishna Chandra Mandal (M/44) S/O- Shree Manindra Mandal presently posted at Matigara Police Station/Siliguri Police Commissionerate do hereby lodge this written complaint against above noted persons namely Zahid Khan @ Raju and Nur Muhammad Khan to the effect that on 28/01/22 at about 12:35 hrs I received a specific source input that one Mahindra Scorpio Vehicle having Registration No. BR-06-PF-2691 was coming from Tumbajote area (under PS Matigara) towards Khaprail more and heading towards Bihar with huge quantity of Ganja which will be clandestinely disposed in various parts of India for illegal wrongful gain. The matter was diarized in Matigara PS GDE No. 1792 Dt- 28.01.22 and also informed the matter to the Officer-In- Charge, Matigara Police Station in written and being directed, I along with SI Basudeb Guha, SI Abhishek Theeng, SI Rantu Halder, SI Newton Biswas, ASI Tapan Das, ASI Nitai Mondal Const-1008 Kanak Roy, Const.968 Rajib Sarkar, Const. 1035 Santosh Rabi Das all of Matigara Police Station left for Tumbajote under PS- Matigara by Govt. vehicle to verify the veracity of the information vide Matigara PS M.C.C. NO-274 Dt. - 28/01/22.

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SI - Krishna Chandra Mandal

Under this circumstance any search warrant or authorization cannot be obtained without affording opportunity for the concealment of evidence or facility for the escape of the offender.

At the time of departure from Police Station I took envelope, white paper, sealing wax, gum, seal, Digital weighing machine (Certified by the weight and Metallurgy department) etc.

On way to Tumbajote, I contacted two local persons namely (i) Manoj Choudhury (M/34y) S/O Bholu Choudhury of Tumbajote, near hanuman mandir PO+ PS Matigara Dist Darjeeling (ii) Meghnath Sha (M/33y) @ Gannu S/O Raghupati Sha Tumbajote, near Jora bridge PO+ PS Matigara Dist Darjeeling and make them aware of the information in hand and requested them to act as witness, if any search and seizure would be made necessary upon which they agreed. Thereafter we along with the independent witnesses reached at Tumbajote near West Point School and set an ambush to apprehend the suspected vehicle. At 13:35 hrs we being pointed by my source tried to apprehend the Mahindra Scorpio Vehicle having Registration No. BR-06-PF-2691. On seeing the police team suddenly they stopped the vehicle and tried to fled away from the spot but we cordoned the vehicle and managed to apprehend one Zahid Khan @ Raju (M/42Y) who was sitting at driver seat and one Nur Muhammad Khan (M/54y) was found sitting beside driver seat of the vehicle though the other three persons who were also sitting at the vehicle managed to fled away from the spot.

Thereafter, we disclosed our identity and the information in hand and stated them that they will be searched in person for the purpose. At this, they after disclosing their identity as noted above admitted that they have illegally possessed ganja in their possession for delivering the same to various parts of India for their illegal gain. I then gave them option in writing whether they wanted to be searched in presence of an Executive Magistrate or by any Gazetted Officer. Then they agreed to be searched in presence of any one of the above. I also offered the independent witnesses and the accused persons to search our Police Party as per provisions but, they did not search the police party.

Accordingly, I informed the matter to O/C Matigara PS and as per his kind order, I informed to Sri Passang Topgay Bhutia, Assistant Commissioner of Police, West Zone (Traffic) of Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC for the day, regarding the interception of the Mahindra Scorpio Vehicle having Registration No. BR-06-PF-2691 and accused persons suspected to be possessed Ganja and requested him to come at Tumbajote near West Point School to remain present and to supervise the search and seizure. At 14:15 hrs Sri Passang Topgay Bhutia, Assistant Commissioner of Police, West Zone (Traffic) of Siliguri Police Commissionerate arrived at the spot as Special Executive Magistrate, SPC and in presence of two independent witnesses search has been conducted of the Mahindra Scorpio Vehicle having Registration No. BR-06-PF-2691 following all formalities and recovered the above noted 'Ganja' which was kept at the back seat of the vehicle from the exclusive conscious procession of the above noted accused persons along with the other articles which were kept concealed inside of the Mahindra Scorpio Vehicle having Registration No. BR-06-PF-2691. On demand, in presence of Sri Passang Topgay Bhutia, Assistant Commissioner of Police, West Zone (Traffic) of Siliguri Police Commissionerate acting as Special Executive Magistrate, SPC the detained persons namely Zahid Khan @ Raju (M/42Y) and Nur Muhammad Khan (M/54y) failed to produce any valid document in support of possessing of the Ganja and other articles as mentioned above.

Thereafter, I weighted the recovered packets with the weighing instrument which stands total of 52.820 Kgs ganja in three packets marked as Exhibit A, B and C; I also extracted 50 grams ganja from each packet for examination and marked them as Exhibit A-1, B-1 and C-1. I found one multi colour tool bag containing one cutter, one Iron Rod, one bunch of keys, and marked as 'Exhibit-D'. Then, I found some jewellery items inside a bag which was hidden inside the vehicle beneath the middle seat. I called one local goldsmith named Ramesh Prasad (M/40) S/O- Lt Rajeshwar Prasad of Kholabakhtari, Tumbajote, P.O+P.S- Matigara, Dist- Darjeeling and I served him notice as per legal provisions for identifying the metal jewellery items and weighting the same with a weighing machine brought by him. Thereafter the goldsmith named Ramesh Prasad weighted the following articles which were kept inside One rucksack bag of grey-black colour which contains different types of jewelry items of various kind of metals such as (a) Silver items- two pieces of bracelet (total weighing 4 grams), two pieces of chain (total weighing 98 grams), eighteen pieces of payel (total weighing 12 grams), four pieces of Hath Panja (total weighing 105 grams), two pieces of Baju (total weighing 5 grams), five pieces of Pan Patta (total weighing 23 grams 500 mg), two pieces of Plates (total weighing 40 grams), two pieces of glass (total weighing 14 grams 300mg),

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S/- Krishna Chandra Maider (

(Under Section 154 Cr. P.C.)



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Matigara

Year

2022

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145/22

Date

28.01.22

two pieces of katori (total weighing 20 grams 400mg), one piece of Sindurdani (total weighing 11 grams), one piece of Spoon (total weighing 6 grams 900 mg), five pieces of Kara/Churi (total weighing 105 grams), one piece of Bansuri (total weighing 04 grams 500mg), one piece of Rakhi (total weighing 10 grams 560 mg); (b) Gold Items- One piece of Chain (total weighing 10 grams 400mg), two pieces of ear rings (total weighing 01 grams 360 mg), four pieces of ear tops (total weighing 02 grams 940 mg), one piece of Nose Ring (total weighing 01 grams 600 mg); (c) Demo items (made of Bronze)- eight piece of Bala, three pieces of Har, six pieces of neck less, four pieces of Ear ring, four pieces of Churi (total weighing 640 grams) and I accordingly seized the same and marked as Exhibit -E. I also seized One Driving License in the name of Zahid Khan having reg no BR 2219990000817 and One Adhaar Card in the name of Zahid Khan @ Raju(M/42Y) S/O Lt. Salauddin Khan of Baswaria bech Mohallah PO+PS- Bethia, Dist- Bethia (Bihar) having bearing No- 494897188976 and One Adhaar Card in the name of Nur Muhammad Khan (M/54y) S/O Safi Ahammed Khan of Baswaria bech Mohallah PO+PS- Bethia, Dist- Bethia (Bihar) having bearing No- 744315971387 and One Mahindra Scorpio Vehicle having Registration No. BR-06-PF-2691 having engine No- XMM4J10307 & chassis no MA1TAX2M2M2F10382 at the spot under proper seizure list and also labeled and sealed the articles in presence of Sri Passang Topgay Bhutia, Assistant Commissioner of Police, West Zone (Traffic) of Siliguri Police Commissionerate acting as Special Executive Magistrate, SPC and independent witnesses and also obtained signature of the above noted witnesses and the Special Executive Magistrate, SPC and put my signature too and also acknowledged by the accused persons. The whole process of seizure was made in between 14.25 hrs to 16.35 hrs.

Being further asked, the apprehend persons namely Zahid Khan @ Raju (M/42Y) and Nur Muhammad Khan (M/54y) admitted in presence of Sri Passang Topgay Bhutia, Assistant Commissioner of Police, West Zone (Traffic) of Siliguri Police Commissionerate acting as Special Executive Magistrate, SPC and other witnesses that they have procured the ganja clandestinely for the purpose of delivering the same to various parts of India for their wrongful gain. They also disclosed that they have been dealing in such business of procuring and delivering of ganja illegally for last few months and with their associates in the crime namely 1) Rajen Kumar, 2) Suraj Kumar and 3) Dwara Chowdhury all are of Bethia, West Champaran, State- Bihar.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused persons namely Zahid Khan @ Raju (M/42Y) and Nur Muhammad Khan (M/54y) and Rajen Kumar, Suraj Kumar and Dwara Chowdhury all are of Bethia, West Champaran, State- Bihar are involved in the crime.

Then, I arrested the above noted accused persons namely Zahid Khan @ Raju (M/42Y) and Nur Muhammad Khan (M/54y) after observing all formalities and informing the ground of their arrest and issued necessary Memo of Arrest.

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 Zahid Khan @ Raju (M/42Y) and Nur Muhammad Khan (M/54y) and Rajen Kumar, Suraj Kumar and Dwara Chowdhury all are of Bethia, West Champaran, State- Bihar, owner of Mahindra Scorpio Vehicle having Registration No. BR-06-PF-2691 having engine No- XMM4J10307 & chassis no MA1TAX2M2M2F10382 and others and arrange for its investigation.

Enclosure:

- i) Original Memo of Arrests
- ii) Original seizure list along with seized articles and other relevant papers.

Yours faithfully,

SI-Krishna Chandra Mandal.

(SI Krishna Chandra Mandal)
Matigara Police Station

Siliguri Police Commissionerate

DT- 28-1-22

Officer In-charge
Matigara Police Station
Siliguri Police Commissionerate

Received on 28.01.2022 at 1705 hrs
dt GOENO 1812 dt 28/01/22 and
dated Matigara PS Case NO
4/22 dt 28/01/22 u/s 20(b)(ii)(c)
of PS Act and endorsed to S.I.
Parash Barma for its investigation

28/01/22