

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

2997



Dist. SPC P.S. Bhaktinagar Year 2022 FIR No. 545/22 Date 28/05/2022
 i) Act _____ Sections _____ ii) Act _____ Sections _____
 (iii) Act _____ Sections _____ (iv) Others Acts & Sections 21(C)/22(C) NDPS
Act

3. (a) Occurrence of Offence : Day _____ Date From 28/05/2022 Date To _____
 Time Period at 00:15 hr Time From _____ Time To _____

(b) Information received at P.S. Date 28/05/2022 Time 02:15 hr

(c) General Diary Reference : Entry No(s) 1519 Time 02:15 hr

4. Type of Information : _____ Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. _____ Beat No. _____

(b) Address Choto Papri Bridge under Bhaktinagar PS, Dist: Jalpaiguri

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

Name of the P.S. _____ District _____

6. Complainant / Informant :

(a) Name SI Binod Sing Rawat

(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 Police

(g) Address Bhaktinagar PS, SPC

7. Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary) :

Isvar Ray (23) S/O Lt Shyamal Ray of Bholanath Pasa,
PO Sevoke Road, PS Bhaktinagar, Dist: Jalpaiguri

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) :

As per seizure list

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 which is treated as FIR is enclosed herewith reproduced 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 S.I. PRAKASH SAHA 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 Noted in original complaint

Inspector-in-Charge, Police Station
 Bhaktinagar, Police Station
 Jalpaiguri Police Commission

Name : SRI AMARESH SAHA

Rank : No. 1/C BKN PS

SPC

15. Date & Time of despatch to the court :

DR-2631/22

To
The Officer In-Charge,
Matigara Police Station,
Siliguri Police Commissionerate.



Sub: - F.I.R

Sir,

In producing herewith one (01) arrested accused person namely Iswar Roy (23) S/O- Lt Shyamal Roy of Bholanath Para, P.O- Sevoke road, P.S- Bhaktinagar, Dist- Jalpaiguri along with the following articles under proper seizure as per seizure list;

a) One multi-colour nylon bag containing 32 (thirty-two) bottles of "Onereex" Cough Syrup (each bottle containing 100 ml) having Batch No. 191121-SD28, Mfg. Date: 11/2021. Exp. Date: 10/2023, seized from the Exclusive and conscious possession of above noted Iswar Roy (23) and marked as "Exhibit- A".

I, SI Binod Sing Rawat of Bhaktinagar Police Station, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted accused person namely Iswar Roy (23) S/O- Lt Shyamal Roy of Bholanath Para, P.O- Sevoke road, P.S- Bhaktinagar, Dist- Jalpaiguri to the effect that on 28.05.2022 at about 00.15 hrs I received a specific source input that one person, possessing huge quantity of 'Codeine Phosphate' based drugs, was standing at Choto Fafri Bridge under Bhaktinagar PS to sell the same to his designed customers. The matter was diarized in Bhaktinagar PS GDE No.1513 Dt. 28.05.2022 and subsequently, I informed the matter to the Inspector-in-Charge, Bhaktinagar Police Station in written and being directed, myself along with ASI Dipak Karmakar, Const- 946 Rajib Sarkar and CV/014 Labanyamay Barman all of Bhaktinagar PS, SPC along with investigation kit left for Choto Fafri Bridge by Govt. vehicle to verify the veracity of the information. This refers to Bhaktinagar PS GDE No.1514 Dt.28.05.2022 and M.C.C No-76/2022 Date- 28.05.2022.

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.

On way to Choto Fafri Bridge under Bhaktinagar PS I contacted two persons namely (1) Manab Roy S/O- Dhurba Roy of Bholanath para, P.S- Bhaktinagar, Dist- Jalpaiguri and (2) Rajen Roy S/O- Haren Roy of South Ektiasal, P.S- Bhaktinagar, Dist- Jalpaiguri 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 above noted independent witnesses arrived at Choto Fafri Bridge at 00.40 hrs and subsequently, being pointed by my source detained 01 (one) person standing at Choto Fafri Bridge. He had carried one multi-colour nylon bag in his right hand. Thereafter, we disclosed our identity and the information in hand and stated him that he as well as the bag under his possession will be searched for the purpose. And, I gave him option in writing to be searched in presence of an Executive Magistrate or by any Gazetted Officer upon which he agreed to be searched in presence of any one of the above. I also offered the independent witnesses and the accused person to search our Police Party as per provisions but he did not search the police party. Consequently, I informed the matter to I/C Bhaktinagar PS regarding the interception of the accused person suspected to be possessed 'Codeine Phosphate' based drugs illegally and requested him to come at Choto Fafri Bridge under Bhaktinagar PS to remain present and to supervise the search and seizure.

Accordingly at 01.05 hrs Shri Amaresh Singh acting as Gazetted Officer of SPC arrived at the spot at Choto Fafri Bridge as Gazetted Officer, SPC and in presence of two independent witnesses I searched the detained person following all formalities, keeping his decency and recovered the above noted article from the exclusive and conscious possession of the accused person namely Iswar Roy (23) S/O- Lt Shyamal Roy of Bholanath Para, P.O- Sevoke road, P.S- Bhaktinagar, Dist- Jalpaiguri

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S.I. Binod Sing Rawat
28/5/2022

On being searched of the said detained person found 32 (thirty-two) bottles of "Onereex" cough syrup (each bottle containing 100 ml) containing 32 X 100 ml = 3200 ml i.e., equivalent to 3.2 Kgs. which was kept into a nylon bag carried by the detained person namely Iswar Roy (23) S/O- Lt Shyamal Roy of Bholanath Para, P.O- Sevoke road, P.S- Bhaktinagar, Dist- Jalpaiguri

Further, on demand in presence of Shri Amaresh Singh I/C Bhaktinagar PS acting as Gazetted Officer of SPC the detained person namely Iswar Roy (23) failed to produce any valid documents/papers or explanation for possessing of such a huge quantity of 'Codeine Phosphate' based drugs beyond the prescribed limit.

Thereafter, I seized the recovered 32 (thirty two) bottles [containing total 3200 ml i.e., equivalent to 3.2 Kg] of "Onereex" Cough Syrup from the exclusive and conscious possession of above noted accused person namely Iswar Roy (23) at the spot at Choto Fafri Bridge under Bhaktinagar PS under proper seizure list in presence of independent witnesses and Shri Amaresh Singh I/C Bhaktinagar PS acting as Gazetted Officer, SPC obtaining their signature and being acknowledged by the accused person.

Subsequently, I labelled and sealed the seized articles in presence of Shri Amaresh Singh I/C Bhaktinagar PS acting as Gazetted Officer SPC and independent witnesses and the accused person namely Iswar Roy (23) The whole process of seizure was made in between 01.20 hrs to 01.45hrs.

Being further asked, the apprehend persons namely Iswar Roy (23) admitted in presence of Shri Amaresh Singh I/C Bhaktinagar PS acting as Gazetted Officer SPC and other independent witnesses that he has procured the 'Codeine Phosphate' based drugs clandestinely for the purpose of selling the same in high rate to his designed customer for his personal gain by illegal means. He also disclosed that he has been dealing in this business of procuring and selling of 'Codeine Phosphate' based drugs illegally for last few months for his wrongful gain.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Iswar Roy (23) is involved in procuring and selling 'Codeine Phosphate' based drugs illegally contravening the norms of NDPS Act.

Then, I arrested the above noted accused person namely Iswar Roy (23) S/O- Lt Shyamal Roy of Bholanath Para, P.O- Sevoke road, P.S- Bhaktinagar, Dist- Jalpaiguri after observing all formalities and informing the ground of his 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 person Iswar Roy (23) S/O- Lt Shyamal Roy of Bholanath Para, P.O- Sevoke road, P.S- Bhaktinagar, Dist- Jalpaiguri and arrange for its investigation.

Enclosures:

- i) Original Memo of Arrests.
- ii) Original seizure list.

Yours faithfully,

S. I. Binod Singh Rawat

(SI Binod Singh Rawat)

28.05.2022

Bhaktinagar Police Station,
Siliguri Police Commissionerate

Received on 28/05/22 at 02.15 hr
vide G.O. No 1519 dt 28/05/22 and
started Bbn PS case No 545/P2 dt
28/05/22 U/S 21(c) (22(c)) NDPS Act
and endorsed the same to SI Prakash Saha
for its investigation

2015/22
(Amresh Singh) Inspector-In-charge
Bhaktinagar Police Station
Siliguri Police Commissionerate