

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

3307



1. Dist. SPC P.S. Bhaktinagar Year 2022 FIR No. 614/22 Date 14/06/2022

2. (i) Act. NDPS Act Sections 21(c)/22(c)

(ii) Act. NDPS Act Sections 21(c)/22(c)

(iii) Act. NDPS Act Sections 21(c)/22(c)

(iv) Others Acts & Sections NDPS Act

3. (a) Occurrence of Offence Day Tuesday Date From 14/06/2022 Date To 14/06/2022

Time Period at 15:25 hrs to 14:45 hrs Time From 14/06/2022 Time To 21:35 hrs

(b) Information received at P.S. Date 14/06/2022 Time 21:35 hrs

(c) General Diary Reference : Entry No(s) 721 Time 21:35 hrs

4. Type of Information : Written / Oral

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

(b) Address Noor Bangal Safari, Sevoke Road, under Bhaktinagar PS
Dist: Jalpaiguri

(c) In case outside limit of this Police Station, then the Name of the P.S. NDPS Act District NDPS Act

6. Complainant / Informant :

(a) Name SI Binod Singh Rawat

(b) Father's / Husband's Name NDPS Act

(c) Date / Year of Birth : NDPS Act (d) Nationality Indian

(e) Passport No. NDPS Act Date of Issue : NDPS Act Place of Issue NDPS Act

(f) Occupation Police

(g) Address Bhaktinagar P.S., SPC

7. Details of known / suspected / unknown accused with full particulars (Attach separate sheet, if necessary) :

Surya Biswakarma (25) S/O Lt Ram Bahadur Biswakarma of
Ida Bhali Ekta Samaj, PS Bhaktinagar, Jalpaiguri

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

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

As per seizure list

10. Total value of properties stolen / involved NDPS Act

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

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 SI RANTU HALDAR to take up investigation / refused investigation / transferred to P.S. NDPS Act on point of 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 Not in original complaint of the Complainant / Informant

Signature of the Officer-in-Charge, Police Station Inspector NDPS Act

Name SRI AMARESH SINGH

Rank : No. 1/C BKNPS/SPC.

15. Date & Time of despatch to the court : NDPS Act

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

Sub: - F.I.R

Sir,
In producing herewith one (01) arrested accused person namely Suraj Biswakarma (25) S/O- Lt Ram Bahadur Biswakarma of Ita Bhati, Ekta Samaj, P.S- Bhaktinagar, Dist- Jalpaiguri along with the following articles under proper seizure as per seizure list;

- a. One multi-colour nylon bag containing 24 (Twenty-four) bottles of "Onereex" Cough Syrup (each bottle containing 100 ml) in which 12 (Twelve) bottles having Batch No. 070522-SD28, Mfg. Date: 05/2022. Exp. Date: 04/2024, and another 12 (Twelve) bottles having Batch No. 191121-SD28, Mfg. Date: 11/2021. Exp. Date: 10/2023 seized from the Exclusive and conscious possession of above noted Suraj Biswakarma (25) and marked as "Exhibit- A".

I, SI Binod Singh Rawat, of Bhaktinagar Police Station, Siliguri Police Commissionerate do hereby lodge this written complaint against the above noted accused person namely Suraj Biswakarma (25) S/O- Lt. Ram Bahadur Biswakarma of Ita Bhati, Ekta Samaj, P.S- Bhaktinagar, Dist- Jalpaiguri to the effect that on 14.06.2022 at about 14.45 hrs I received a specific source input that one person, possessing huge quantity of 'Codeine Phosphate' based drugs, was standing near Bengal Safri Sevok Road under Bhaktinagar PS to sell the same to his designed customers. The matter was diarized in Bhaktinagar PS GDE No.710 Dt. 14.06.2022 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- 986 Rajib Sarkar C/1431 Dilip Barman and CV/619 Dharmendra Roy all of Bhaktinagar PS, SPC along with investigation kit left for near Bengal Safri Sevok Road under Bhaktinagar PS under Bhaktinagar P.S by Govt. vehicle to verify the veracity of the information. This refers to Bhaktinagar PS GDE No. 711 Dt.14.06.2022 and M.C.C No-276/2022 Date- 14.06.2022.

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 near Bengal Safri Sevok Road under Bhaktinagar PS I contacted two persons namely (1) Dipak Biswas (36) S/O- Lt Gopal Biswas of Limbu Busty W.No- 42, P.S- Bhaktinagar, Dist- Jalpaiguri, and (2) Sandeep Barman (20) s/o Suresh Barman of Bhupendranagar Radhya Krishna Mandir, 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 near Bengal Safri Sevok Road under Bhaktinagar PS under PS- Bhaktinagar at 15.25 hrs and subsequently, being pointed by my source detained 01 (one) person standing near Bengal Safri Sevok Road under Bhaktinagar PS. He had carried one carry 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 her 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 near of Bengal Safri Sevok Road under Bhaktinagar PS under Bhaktinagar PS to remain present and to supervise the search and seizure.

Accordingly at 15.55 hrs Shri Amaresh Singh I/C Bhaktinagar PS acting as Gazetted officer of SPC arrived at the spot near Bengal Safri Sevok Road under Bhaktinagar PS as Gazetted officer, SPC and in presence of two independent witnesses searched the detained person following all formalities, keeping her decency and recovered the above noted article from the exclusive and conscious possession of the accused person namely Suraj Biswakarma (25) S/O- Lt Ram Bahadur Biswakarma of Ita Bhati, Ekta Samaj, P.S- Bhaktinagar, Dist- Jalpaiguri

Contd.....

S. Binod Singh Rawat
14/6/22

On being searched of the said detained person found 24 (Twenty-four) bottles of "Onereex" cough syrup (each bottle containing 100 ml) containing 24 X 100 ml = 2400 ml i.e., equivalent to 2.4 Kgs. In which amount of codeine phosphate in each bottle 10 Mg which was kept into a nylon bag carried by the detained person namely Suraj Biswakarma (25) S/O-Lt Ram Bahadur Biswakarma of Ita Bhati, Ekta Samaj, P.S- Bhaktinagar, Dist- Jalpaiguri

Further, on demand in presence of Shri Amaresh Singh I/C Bhaktinagar PS, SPC detailed for acting as Gazetted officer of SPC the detained person namely Suraj Biswakarma (25) 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 24 (twenty four) bottles [containing total 2400 ml i.e., equivalent to 2.4Kg] of "Onereex" Cough Syrup from the exclusive and conscious possession of above noted accused person namely Suraj Biswakarma (25) at the spot near Bengal Safri Sevok Road under Bhaktinagar P.S under proper seizure list in presence of independent witnesses and Shri Amaresh Singh I/C Bhaktinagar PS, SPC detailed for 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, SPC detailed for Gazetted officer, SPC and independent witnesses and the accused person namely Suraj Biswakarma (25) The whole process of seizure was made in between 16.15 hrs to 16.55hrs.

Being further asked, the apprehend persons namely Suraj Biswakarma (25) admitted in presence of Shri Amaresh Singh I/C Bhaktinagar PS, SPC detailed for gazetted officer of SPC and other independent witnesses that She 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 and 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 Suraj Biswakarma (25) 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 Suraj Biswakarma (25) S/O- Lt Ram Bahadur Biswakarma of Ita Bhati, Ekta Samaj, 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 Suraj Biswakarma (25) S/O- Lt Ram Bahadur Biswakarma of Ita Bhati, Ekta Samaj, P.S- Bhaktinagar, Dist- Jalpaiguri and arrange for its investigation.

Enclosures:

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

Yours faithfully

Sd/- Binod Singh Rawat
(SI-Binod Singh Rawat)
Bhaktinagar Police Station,
Siliguri Police Commissionerate.

14/6/22

Received on 21/06/22 vide
G.O. No. 821 of 14/06/22 and
forwarded to PS G.O. No. 614/22
of 14/06/22 and 21/06/22 NDR
and ordered the same to
SI Binod Singh Rawat for the
investigation.

Inspector in Charge
Bhaktinagar Police Station
Siliguri Police Commissionerate