

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

482



1. Dist. Pradhan Nagar, Police Station P.S. Pradhan Nagar Year 2022 FIR No. 775/22 Date 27.09.22
2. i) Act. 21(c) 22(c) of NDPS Act Sections ii) Act. Sections
- (iii) Act. Sections (iv) Others Acts & Sections
3. (a) Occurrence of Offence : Day 27.09.22 Date From 27.09.22 Date To 27.09.22
- Time Period in between 22:00h Time From 22:00h Time To 22:45h
- (b) Information received at P.S. Date 27.09.22 Time 23:40hrs
- (c) General Diary Reference : Entry No(s) 1722 Time 23:40hrs
4. Type of Information : Written Written / Oral
5. Place of Occurrence : (a) Direction and Distance from P.S. Beat No.
- (b) Address Siliguri Regulated Market, Orion Market Complex in front of Gaddi
No. A/c Po-2 P.S. Pradhan Nagar Dist. Darjeeling
- (c) In case outside limit of this Police Station, then the
Name of the P.S. District

6. Complainant / Informant :
- (a) Name SI Bidhan Ramakan
- (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 Service in West Bengal Police
- (g) Address P.S. Pradhan Nagar Siliguri Police Commissionerate

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

(Attach separate sheet, if necessary)

① Sayan Pokka (19) S/o. Ganesh Pokka
of 11 No. Dhajan P.S. Shulabari, Dist. Mechi

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

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

730 (Thirty) bottles of ephedrine
amine Maleate & Cocaine Phosphate Syrup style as "REXLEY COUGH SYRUP" each bottle
containing 100 ml. Marked by Ashley Pharmaceuticals Pvt. Ltd. Khairatpur No. 24, Farm House
No. 103, Vasant Kunj New Delhi-110070 and marked as Exhibit 'A' out of which 02 (two) bottles
marked as Exhibit 'A' for examination and marked as Exhibit 'A'
"A-1" (2) one black and white colour Pittu bag style as "Samson" where in kept Exhibit 'A'
and marked as Exhibit 'B' and (2) one black colour Masc Don Vippo + key pad mobile

10. Inquest Report / U.D. Case No.

12. FIR Contents (Attach separate sheets, if required)

The original written complaint of the Complainant
which is treated as FIR is enclosed here with

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 Abhishek Ghosh 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 Written Complaint

15. Date & Time of despatch to the court :

27.09.22

Signature of the Officer-in-Charge, Police Station

Name : Dipankar Ghosh Pradhan Nagar P.S.
Siliguri Police Commissionerate

Rank : SI of Police No. 1722
Date : 27.09.22



The Inspector In-Charge,
Pradhan Nagar Police Station,
Siliguri Police Commissionerate.

Received on 27.09.22 at 23:40 hrs vide PONI PS
CDE No. 1722 dt 27.09.22 and sealed PONI PS
Case No. 775/22 dt 21.09.22 u/c- 21(c) 22(c) of
NDPS Act and endorsed to SI Abhishek Meenah
to investigate the case.

27/09/22
Inspector-Incharge
Pradhan Nagar P.S.
Siliguri Police Commissionerate

Sub: - F.I.R

Sir,

In producing herewith one arrested accused person namely Sayar Rokka (19) S/O-Ganesh Rokka of 11 No Dhajjan, P.S- Dhulabari, Dist- Mechi, Nepal (Not Verified) with the following articles under proper seizure as per seizure list:

1. 30(thirty) bottles of Chlorpheniramine Maleate & Codeine Phosphate Syrup style as "REXLEY COUGH SYRUP" each bottle containing 100 ml. Marketed by Ashley Pharmatech Pvt. Ltd., Khasra No-24, Farm House No-103, Vasant Kunj, New Delhi-110070 and marked as Exhibit - "A". Out of which 02 (two) bottles randomly taken as sample from exhibit "A" for examination and marked as Exhibit "A-1".
2. One black and violet colour Pittu bag style as "Samson" wherein kept Exhibit "A" and marked as Exhibit - "B"
3. One black colour Max Don Vippo+ key Pad mobile.

I, SI Sibdhan Karmakar, S/O- Birendra Nath Karmakar of Pradhan Nagar Police Station, Siliguri Police Commissionerate do hereby lodge this written complaint against one arrested person namely Sayar Rokka (19) S/O-Ganesh Rokka of 11 No Dhajjan, P.S- Dhulabari, Dist- Mechi, Nepal (Not Verified) to the effect that today on 27.09.2022 at about 20:45 hrs, I received a specific source input that one person has possessed huge quantity of Codeine Phosphate drugs base Cough Syrup and roaming at Siliguri Regulated market under Pradhan Nagar PS in order to sale the same to his designed customers. The matter has been diarized in Pradhan Nagar PS GDE No. 1705/22 Dt 27.09.2022 and I informed the matter to you in written and as per your direction, myself along with ASI Tarun Kanti Ghosh, ASI Ashit Singha, C/762 Majibul Rahaman and CV-242 Rakesh Monger all of Pradhan Nagar PS, SPC along with investigation kits left for Siliguri Regulated Market under Pradhan Nagar PS by Govt. vehicle to verify the veracity of the information. This refers to Pradhan Nagar PS GDE No. 1706/22 Dt. 27.09.2022 and M.C.C No- 1837/22 Date- 27.09.2022. 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.

At about 21:05 hrs we reached at Siliguri Regulated market, Onion Market Complex in front of Gaddi No- AKC PO-9 under Pradhan Nagar PS. On the way to Siliguri Regulated market I called two independent witnesses namely (1) Uma Shankar Yadav S/O- Kailash Yadav of Narmada Bagan near Mother Teresa School P.S- Pradhannagar and (2) Shih Narayan Yadav S/O- Late Srilal Yadav of Pachara Bugurg P.S- Kuseswarsthan, Dist- Darbhanga, Bihar, A/P- Gaddi No- BPS TC 3, Regulated Market 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 and subsequently, being pointed by my source detained one person who stood at Siliguri Regulated Market, Onion Market Complex in front of Gaddi No- AKC PO-9 with one Pittu bag with a strong reason to believe that he is carrying Codeine Phosphate drugs base Cough Syrup. 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. Then, I informed the matter to I/C Pradhan Nagar PS and as per his kind order, I informed the matter to Shri Rajen Chettri WBPS, Assistant Commissioner of Police, (D.D.) Siliguri Police Commissionerate who has been detailed as Special Executive Magistrate of SPC for the day, regarding the interception of the accused person suspected to be possessed 'Cough Syrup' based drugs illegally and requested him to come at Siliguri Regulated Market, Onion Market Complex in front of Gaddi No- AKC PO-9 under Pradhan Nagar PS to remain present and to supervise the search and seizure.

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61. Sibdhan Karmakar

Accordingly at 21:55 hrs Shri Rajen Chettri WBPS, Assistant Commissioner of Police, (D.D.) Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at Siliguri Regulated Market, Onion Market Complex in front of Gaddi No- AKC PO-9 under Pradhan Nagar PS as Special Executive Magistrate, SPC and in presence of two independent witnesses I searched the detained person following all formalities, keeping his decency and recovered the above noted articles from his possession. It has been found that 30 (thirty) bottles of Chlorpheniramine Maleate & Codeine Phosphate Syrup style as "REXLEY COUGH SYRUP" each bottle containing 100 ml. under the possession of the above noted accused person namely Sayar Rokka ((19) S/O-Ganesh Rokka of 11 No Dhaijan , P.S- Dhulabari , Dist- Mechi, Nepal (Not Verified). Further, on demand in presence of Shri Rajen Chettri WBPS, Assistant Commissioner of Police, (D.D.) Siliguri Police Commissionerate the detained person namely Sayar Rokka failed to produce any valid documents/papers or explanation for possessing of such a huge quantity of 'codeine base drugs beyond the prescribed limit.

Thereafter, I seized 30(thirty) bottles of Chlorpheniramine Maleate & Codeine Phosphate Syrup style as "REXLEY COUGH SYRUP" each bottle containing 100 ml. Marketed by Ashley Pharmatech Pvt.Ltd., KhasraNo-24 ,Farm House No-103, Vasant Kunj , New Delhi-110070 and marked as Exhibit -"A" . Out of which 02(two) bottles randomly taken as sample from exhibit "A" for examination and marked as Exhibit "A-1" from the exclusive and conscious possession of above noted accused person namely Sayar Rokka at the spot at Siliguri Regulated Market, Onion Market Complex in front of Gaddi No- AKC PO-9 under Pradhannagar PS under proper seizure list in presence of independent witnesses and Shri Rajen Chettri WBPS, Assistant Commissioner of Police, (D.D.) Siliguri Police Commissionerate and obtaining their signature and being acknowledged by the accused person.

Subsequently, I labelled and sealed the seized articles in presence of Shri Rajen Chettri WBPS, Assistant Commissioner of Police, (D.D.) Siliguri Police Commissionerate and independent witnesses and the accused person namely Sayar Rokka. The whole process of seizure was made in between 22:05 hrs to 22: 45 hrs and videographed by Raj Jaiswal, S/O. Lakhan Lal Jaiswal of Netaji Nagar, Near Shiv Mandir, P.S. - Pradhan Nagar, Dist. - Darjeeling.

Being further asked, the apprehended person namely Sayar Rokka admitted in presence of Shri Rajen Chettri, Assistant Commissioner of Police, (D.D.) Siliguri Police Commissionerate and other independent witnesses that he has procured Codeine Phosphate based cough syrup clandestinely for the purpose of selling the same in high rate to his designed customers for his personal gain by illegal means. He also disclosed that he has been dealing such business of procuring and selling of Codeine Phosphate based cough syrup 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 Sayar Rokka is involved in procuring and selling 'codeine phosphate based drugs illegally contravening the norms of NDPS Act. Thereafter, I arrested the above noted accused person after observing all formalities and informing him 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 namely Sayar Rokka (19) S/O-Ganesh Rokka of 11 No Dhaijan , P.S- Dhulabari , Dist- Mechi, Nepal (Not Verified) and arrange for its investigation.

Enclosures:

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

Yours faithfully,

SI. Shibdhan Karmakar

(SI Shibdhan Karmakar)

Pradhan Nagar Police Station
Siliguri Police Commissionerate

27/09/2022