

# FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

1158

Dist. Darjeeling P.S. Siliguri Year 2023 FIR No. 59/23 Date 26/01/23  
 Sections ..... (ii) Act ..... Sections .....  
 Sections ..... (iv) Others Acts & Sections 21(1)/22(1)/29 of NISPS Act  
 Occurrence of Offence : Day ..... Date From 26/01/23 Date To .....

Time Period ..... Time From 15:05 hrs. Time To .....

(b) Information received at P.S. Date 26/01/23 Time 19:35 hrs.

(c) General Diary Reference : Entry No(s) 1529 Time 19:35 hrs.

1. Type of Information : Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 2 km South-East Beat No. ....

(b) Address South Bharat Nagar near Jora Pani Bridge  
PS - Siliguri, Dist- Darjeeling

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

3. Complainant / Informant :

(a) Name Biswasjit Sarkar

(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 Sub-Inspector of Police

(g) Address Siliguri Police Station Siliguri Police Commissionerate

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

(Attach separate sheet, if necessary) :

- 1) Md. Jahangir S/O. Md. Jafir of Koal Depot Ward No. 07 PS. Siliguri Dist. Darjeeling, 1) Motiur Sheikh @ Moti S/O. Lt. Junab Sheikh of Narayanpur under PS. Kaliachak Dist. Malda, 2) Md. Ajaz 3) Ajad Ansari, 4) Md. Pappu 5) Raju 6) Sahil of Coal Depot 7) Sameer 8) Sakiv Sheikh of Tulshi Nagar, 9) Motia @ Gajua Chakka of Koal Depot, 10) Gopi @ Meheboob Alam of Goala patty, 11) Md. Alam of Gawalapatty, 12) Anthoni of Goalapatty 13) Md. Chottu

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

- [i] One transparent plastic packet containing 286 grams brown sugar wrapped in a old news paper kept concealed in a red colour hand bag marked as "Exhibit-A" carried by the accused Md. Jahangir.  
 [ii] One transparent pouch containing 10 grams brown sugar taken as sample from "Exhibit A" for examination and marked as "Exhibit A-1".  
 [iii] One Red colour hand bag in which "Exhibit- A" was kept marked as Exhibit- "C"

treated as FIR which is 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 Basudeb Guha of Siliguri PS. 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.

SI Biswasjit Sarkar,

14. Signature / Thumb impression  
 of the Complainant / Informant

Signature of the Officer-in-Charge, Police Station

Name : SI Remal Biswas

Rank : No. SI of Police

15. Date & Time of despatch to the court :



To

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

Sub: - F.I.R

Sir,

In producing herewith one (01) arrested accused persons named 1) Md. Jahangir S/O. Md. Jafir of Koal Depot Ward No. 07 PS. Siliguri Dist. Darjeeling (not verified) along with the following seized articles under seizure as per seizure list:

- [i] One transparent plastic packet containing 286 grams brown sugar wrapped in a old news paper kept concealed in a red colour hand bag marked as "Exhibit-A" carried by the accused Md. Jahangir.
- [ii] One transparent pouch containing 10 grams brown sugar taken as sample from "Exhibit A" for examination and marked as "Exhibit A-1".
- [iii] One Red colour hand bag in which "Exhibit- A" was kept marked as Exhibit- "C"

I, SI. Biswajit Sarkar, S/O- Lt. Joydeb Sarkar of Siliguri Police Station under Siliguri Police Commissionerate do hereby lodged this written complaint against above noted arrested accused Md. Jahangir S/O. Md. Jafir of Koal Depot Ward No. 07 PS. Siliguri Dist. Darjeeling (not verified) to the effect that today on 26.01.2023 at about 15.05 hrs. I received a specific source input that one male person will arrive at South Bharat Nagar near Jora Pani Bridge under Siliguri PS with huge quantity of brown Sugar for delivering the same to his designed customers.

The matter was diarized in Siliguri PS GDE No. 1516, Dt- 26.01.2023 and subsequently, I informed the matter to the Inspector -In- Charge, Siliguri Police Station in written and being directed, myself along with ASI Siben Sarkar, ASI Subir Sen, CV/622. Ramanath Barman, CV/283. Prasenjit Dey all of Siliguri PS, SPC along with investigation kit and also collected a digital certified weighing machine from O/C central malkhana under Siliguri Police Commissionerate office at Siliguri PS building and left for South Bharat Nagar near Jora Pani Bridge, under Siliguri PS by govt. vehicle to verify the veracity of the information vide Siliguri PS GDE no. 1517, Dt. 26.01.2023 and M.C.C No- 245/2023 Date- 26.01.2023.

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 South Bharat Nagar near Jora Pani Bridge, I contacted two persons namely (i) Jahar Das S/O. Lt. Jitendra Nath Das of North Bharat Nagar near Tarun Tirtha Club Ward No. 24, PS- Siliguri, Dist- Darjeeling and (ii) Dulal Sutradhar S/O. Lt. Ratan Sutradhar of South Bharat Nagar PS- Siliguri, Dist- Darjeeling and make them aware of the information in hand and in written requested them to act as witness, if any search and seizure would be made necessary upon which they agreed.

SI Biswajit Sarkar



Thereafter we along with the independent witnesses noted above reached at South Bharat Nagar near Jora Pani bridge under Siliguri PS at 16.05 hrs and being pointed by my reliable source and with the help of other officer and forces apprehended one male person named noted above. Thereafter, we disclosed our identity and the information in hand and stated him that he will be searched in person for the purpose and being asked the detained person disclosed his identity as noted above and also admitted that he has illegally possessed brown sugar for selling the same to his designed customers as per requirement.

I then gave him option in writing whether he wanted to be searched in presence of an Executive Magistrate or by any Gazetted Officer. At this he agreed to be searched in presence of any one of them. I also offered the independent witnesses and the detained person to search our Police Party as per provisions, but he refused to search the police party. Accordingly, I informed the matter to I/C Siliguri PS and as per his kind order, I inform Sri Narendra Kalicotay, ACP, SB, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC for the day Date. 26.01.2023, regarding the interception of the detained person suspected to be possessed Brown Sugar and requested him to come at South Bharat Nagar near Jora Pani bridge under Siliguri PS to remain present and to supervise the search and seizure process.

Thereafter at 17.15 hrs Sri Narendra Kalicotay, ACP, SB, SPC arrived at the spot to act as Special Executive Magistrate, SPC and I gave him a written requisition to act as a Special Executive Magistrate to supervise the whole process. Subsequently, under his supervision in presence of two independent witnesses the process of search of the detained person was conducted following all formalities keeping his decency and recovered the above noted articles from the exclusive, conscious possession of above noted Md. Jahangir S/O. Md. Jafir of Koal Depot Ward No. 07 PS. Siliguri Dist. Darjeeling. Subsequently, being demanded in presence of Sri Narendra Kalicotay, ACP, SB, SPC acting as Special Executive Magistrate, SPC the detained person failed to produce any valid document in support of possessing of the brown sugar.

Thereafter, I weighted the recovered packets with the weighing instrument kept with me and found 286 grams of brown sugar from the possession of Md. Jahangir S/O. Md. Jafir and marked as "Exhibit- A". I also taken 10 grams of Brown Sugar from the said packet as sample for chemical examination and marked as "Exhibit A-1" one Red colour hand bag in which "Exhibit- A" was kept marked as Exhibit- "C". Then, I seized the above noted articles from the spot under proper seizure list duly signed by the above noted witnesses and the Special Executive Magistrate, SPC and acknowledged by the detained person. I also labeled and sealed all the articles in presence of Sri Narendra Kalicotay, ACP, SB, SPC acting as Special Executive Magistrate, SPC and independent witnesses and accused person. The whole process of seizure was made in between 17.45 hrs to 18.10 hrs.

Being further asked, the apprehend person namely Md. Jahangir S/O. Md. Jafir of Koal Depot Ward No. 07 PS. Siliguri Dist. Darjeeling admitted in presence of Sri Narendra Kalicotay, ACP, SB, SPC acting as Special Executive Magistrate, SPC and other witnesses that he procured the brown sugar clandestinely from one person named Motiur Seikh @ Moti S/O. Lt. Junab Seikh of Narayanpur under PS. Kaliachak Dist. Malda and with the help of three other persons

Dr Biswajit Sarkar



namely 1) Md. Ajaz and 2) Ajad Ansari and 3) Md. Pappu all of Coal Depot Ward No. 7 Siliguri for the purpose of selling the same in high rate to his designed customer for his personal gain by illegal means. after arrival of the brown sugar at Siliguri Coal Depot Ward No. 7 he along with his other associates namely 1) Raju 2) Sahil of Coal Depot 3) Sameer 4) Sakiv Shekh of Tulshi Nagar, 5) Motia @ Gajua Chakka of Koal Depot ,6) Gopi @ Meheboob Alam of Goala patty, 7) Md. Alam of Gowalapatty, 8) Anthoni of Goalapatty 9) Md. Chottu selling the brown sugar illegally in and around Siliguri area for last few years.

Then with the help of other officer and forces, I arrested the above noted accused person named Md. Jahangir S/O. Md. Jafir of Koal Depot Ward No. 07 PS. Siliguri Dist. Darjeeling (not verified) after observing all formalities and informing the ground of his arrest and issued necessary Memo of Arrest from the above noted facts and seizure of incriminating articles it is quite evident that the accused namely Md. Jahangir S/O. Md. Jafir was involved in procuring and selling of brown sugar illegally contravening the norms of NDPS Act.

Under the above circumstances, I pray to you that a specific case under proper section of law may kindly be started against the arrested accused person named Md. Jahangir S/O. Md. Jafir of Koal Depot Ward No. 07 PS. Siliguri Dist. Darjeeling (not verified) and his associates namely 1) Motiur Seikh @ Moti S/O. Lt. Junab Seikh of Narayanpur under PS. Kaliachak Dist. Malda , 2) Md. Ajaz 3) Ajad Ansari, 4) Md. Pappu 5) Raju 6) Sahil of Coal Depot 7) Sameer 8) Sakiv Shekh of Tulshi Nagar, 9) Motia @ Gajua Chakka of Koal Depot , 10) Gopi @ Meheboob Alam of Goala patty, 11) Md. Alam of Gowalapatty, 12) Anthoni of Goalapatty 13) Md. Chottu are the associates of Md. jahangir and helping him to procure Brown Sugar through clandestinely and arrange for its investigation.

Enclosure: [i] Original Memo of Arrest, [ii] Original seizure list along with seized articles.

Yours faithfully,

SI Biswajit Sarkar

SI Biswajit Sarkar  
Siliguri Police Station  
Siliguri Police Commissionerate

dt - 26.01.2023

Received on 26/01/23 at 19:35hrs vide  
SLG PS GDE no - 1529 dt - 26/01/23 and  
started SLG PS Case no - 59/23  
dt - 26/01/23 U/S 21(c)/22(c)/29 of  
NDPS Act and endorsed to  
SI Basudeb Guha of SLG PS for  
its investigation.

  
26/01/23  
Inspector-In-Charge  
Siliguri Police Station  
Siliguri Police Commissionerate