

93/25

Date 18.03.25

1. Dist. Darjeeling P.S. Bagdogra Year 2025 FIR No. 93/25 Date 18.03.25
2. i) Act NDPS Sections 21(b)/29 ii) Act _____ Sections _____
- iii) Act _____ Sections _____ iv) Others Acts & Sections _____
3. (a) Occurrence of offence : Day Tuesday Date From 18.03.25 Date To 18.03.25
- Time Period _____ Time From 17:40 hrs Time To 20:17 hrs
- (b) Information received at P.S. Date 18.03.25 Time 21:45 hrs
- (c) General Diary Reference : Entry No (s) 820 Time 21:45 hrs
4. Type of Information Written Written / Oral _____
5. Place of Occurrence : (a) Direction and Distance from P.S. 1 Km West Beat No. _____
- (b) Address Service Road Siliguri Nazalbari on AH-02 at Singhihara, P.S. Bagdogra, 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 Binup Mahato (7908829881)
- (b) Father's / Husband's Name LT Harendra Nath Mahato
- (c) Date / Year of Birth _____ (d) Nationality Indian
- (e) Passport No. _____ Place of Issue _____
- (f) Occupation SI of WB Police
- (g) Address North Chak Bhabani, P.O - Belatalapark, P.S - Balurghat
7. Details of known / suspected / unknown accused with full particulars
- (Attach separate sheet, if necessary) : ① Tashima Khatun @ Suman (F/34), w/o- Md Tasmuddin of Totaramjole, P.S. Nazalbari, Dist- Darjeeling, PIN-734426
- ② Md Anwarul (M/47), S/O- LT Kandru of Matgachh, Budharugaon, Dhakpa P.S - Phamidewa, Dist- Darjeeling, PIN-734426.
8. Reasons for delay in reporting by the Complainant / Informant _____
9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) :
- ① one Plastic Pouch contains Brown Sugar (suspected) weighing 103 grams.
- ② one Lava keypad mobile ③ Aadhaar card of Tashima Khatun ④ one Intimex Hot II android mobile ⑤ Aadhaar card of Md Anwarul.
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 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 Armit Sanba of BDR P.S to take up _____ on point _____
- investigation / refused investigation / transferred to P.S. _____
- 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 Binup Mahato
- Signature of the Officer-in-Charge, Police Station SI Partha Sanathi
- Name O/C BDR P.S
- Rank : No. _____
15. Date & Time of despatch to the court :

The Officer-in-Charge,
Bagdogra Police Station,
Siliguri Police Commissionerate

Sir,

Sub: - F.I.R

In producing herewith two accused persons namely Taslima Khatun @ Suman, female aged 34 years, w/o- Md. Tasmuddin, resident of Totaramjote, PS- Naxalbari, Dist- Darjeeling, PIN- 734429 and Md. Ansarul, male aged 47 years, s/o- Late Kandru, resident of Malgachh, Budharugaon, Dhakpara, PS- Phansidewa, Dist- Darjeeling, PIN- 734426 under custody along with the following seized articles under proper seizure list:-

- (i) One plastic pouch contains brown colour substance suspected to be "brown sugar" measuring weight 103 (one hundred and three) grams and marked as Exhibit-A.
 - (ii) One steel made tiffin box in which Ex-A was concealed and marked as Exhibit-B.
 - (iii) Cash Rs. 2755/- (two thousand seven hundred and fifty-five) in the denomination of Rs. 500/- x 1 note, Rs. 100/- x 22 notes, Rs. 20/- x 1 note, Rs. 10/- x 3 notes & Rs. 5/- coin one.
 - (iv) One LAVA keypad mobile phone of navy blue colour having IMEI No. 350728566424505/13 and marked as Exhibit-C.
 - (v) Aadhaar card of Taslima Khatun @ Suman vide Aadhaar No. 859596674324.
 - (vi) One Infinix HOT11 android mobile phone, Model- Infinix X662 having IMEI No. 356317522199742/78 and marked as Exhibit-D.
 - (vii) Aadhaar card of Md. Ansarul vide Aadhaar No. 704218917439.
 - (viii) One pendrive (SanDisk 16 GB) contains audio-video record of search, seizure & arrest.
 - (ix) Certificate u/s 63(4)(c) BSA mentioning hash value "051243cca6daab725450d31fedbc8ff5"
 - (x) Hash Value document mentioning hash value "051243cca6daab725450d31fedbc8ff5".
- [Note: Sl. No. (i) to (v) are recovered & seized from the possession of Taslima Khatun @ Suman and Sl. No. (vi) & (vii) are recovered & seized from the possession of Md. Ansarul]

I, SI Binup Mahato of Bagdogra PS, Siliguri Police Commissionerate do hereby lodge this written complaint against the above noted arrested accused persons to the effect that today on 18.03.25 at 17:40 hrs received a specific source input that two suspects have been waiting at Siliguri-Naxalbari Road (AH-02) and they have possessed & carried substance suspected to be brown sugar for delivering the same to their designed customers. The matter was diarized vide Bagdogra PS GDE No. 808 dated 18.03.2025 and I informed the matter to the Officer-in-Charge of Bagdogra Police Station, S.P.C. As per his kind direction a raiding team is formed consisting SI Debabrata Kundu, ASI Amit Lama, C/1509 Sourav Roy Sarkar, LC/1317 Reshma Xalxo, VP/01 Anselam Kujur, VP/02 Pradip Roy & CV/386 Kishor Ranjan Howladar, all of Bagdogra PS, S.P.C being headed by me and at 17:55 hrs we left for Siliguri-Naxalbari Road (AH-02) under Bagdogra PS by Govt. vehicle No. WB68Q/6401 with investigation kit to verify the veracity of the information in hand vides Bagdogra PS GDE No. 809 dated 18.03.2025 and M.C.C. No. 111/25 dated 18.03.2025. I contacted with the videographer namely Hari Barman, aged 29 years, s/o- Kalidas Barman, resident of Rupsingjote, PO- Gossainpur, PS- Bagdogra, Dist- Darjeeling (Ph. No. 8116132908) to accompany us at Siliguri-Naxalbari Road (AH-02) to prepare the audio-video record of the whole process of search and seizure, if any and he also accompanied us. Further, I contacted with two local witnesses namely Kundan Kumar, aged 26 years, s/o- Prem Kumar Rauth, resident of Jyotinagar, Upper Bagdogra, PS- Bagdogra, Dist- Darjeeling (Ph. No. 9679846109) and Barun Roy, aged 24 years, s/o- Late Ram Sogarath Roy, resident of Singhijhora T.E, PS- Bagdogra, Dist- Darjeeling (Ph. No. 8207274702) and issued them notice in writing to remain present with us as independent witness for the purpose of search, seizure, arrest, if any. They expressed their willingness to remain present with us as independent witness. Under these circumstances any search warrant or authorization cannot be obtained without affording opportunity for the concealment of evidences of facility for the escape of the offenders. At around 18:35 hrs we reached at Siliguri-Naxalbari Road (AH-02) near Singhijhora keeping the Govt. vehicle away and made an ambush there. After a while, the source informed that the suspect had been waiting on the service road of Siliguri-Naxalbari Road (AH-02) at Singhijhora. Then we proceeded towards the place. After reaching to the place we cordoned the place from all directions and being indication by source we apprehended two suspects including one female there at around 18:58 hrs with the help of accompanying Police team including lady constable in presence of two independent witnesses. Source identified the suspects. Then after disclosing our identity, we detained the suspects with a strong reason to believe that they were illegally possessing, carrying and dealing with Brown Sugar in their joint possession for selling the same to their designed customers for their wrongful gain. On being asked they revealed their identity as Taslima Khatun @ Suman, female aged 30 years, w/o- Aslam Khan, resident of Totaramjote, PS- Naxalbari, Dist- Darjeeling and Md. Ansarul aged 47 years, s/o- Late Kandru, resident of Malgachh, PS- Naxalbari, Dist- Darjeeling.

Contd. P. No. 02

SI Binup Mahato.

Phansidewa, Dist- Darjeeling. At last, they confessed their guilt and admitted that they have jointly possessed Brown Sugar and had been waiting there for delivering the same to their designed customers. I then gave them option in writing whether they wanted to be searched in presence of Magistrate or Gazetted Officer. Then they agreed to be searched by any one of them. Further, I served them Notice u/s 50 of NDPS Act in accordance with provisions of law in this regards. Accordingly, I informed the matter to the OC, Bagdogra PS, and then as per his direction, I informed the fact to Shri Debasish Bose, ACP, West-II, SPC regarding the apprehension of two suspects including one lady namely Taslima Khatun @ Suman, female aged 30 years, w/o- Aslam Khan, resident of Totaramjote, PS- Naxalbari, Dist- Darjeeling and Md. Ansarul, aged 42 years, s/o- Late Kandru, resident of Malgach, PO- Chitalghata, PS- Phansidewa, Dist- Darjeeling suspected to be possessed with Brown Sugar and requested him to come at the Service Road of Siliguri-Naxalbari Road (AH-02) at Singhijhora under Bagdogra PS and to supervise the process of search and seizure, if any. Accordingly, at around 19:37 hrs Shri Debasish Bose, ACP, West-II, SPC arrived at the spot to supervise the process of search & seizure, if any. Accordingly, I disclosed his identity to the detained persons as the Special Executive Magistrate. I also offered the independent witnesses and the detained persons to search our Police Party as per provision of law but they denied searching police party. Then in presence of the Special Executive Magistrate Shri Debasish Bose and two independent witnesses I searched the detained male suspect Md. Ansarul and LC/1317 Reshma Xalxo searched the detained female suspect Taslima Khatun @ Suman following all legal formalities. On search, one steel made tiffin-box is recovered from the possession of the lady Taslima Khatun @ Suman. On opening the tiffin-box, one plastic pouch containing brown colour substance suspected to be "brown sugar" was recovered. Further, Cash Rs. 2755/- (two thousand seven hundred and fifty-five) in the denomination of Rs. 500/- x 1 note, Rs. 100/- x 22 notes, Rs. 20/- x 1 note, Rs. 10/- x 3 notes & one Rs. 5/- coin, one navy blue colour LAVA keypad mobile phone, Aadhaar card of Taslima Khatun @ Suman were also recovered from her possession. On verification, her identity is revealed as Taslima Khatun @ Suman, female aged 34 years, w/o- Md. Tasmuddin, resident of Totaramjote, PS- Naxalbari, Dist- Darjeeling, PIN- 734429. On search, one Infinix android mobile phone, and Aadhaar card of Md. Ansarul was recovered from the possession of the male suspect Md. Ansarul. On verification, his identity is revealed as Md. Ansarul, male aged 47 years, s/o- Late Kandru, resident of Malgachh, Budharugaon, Dhakpara, PS- Phansidewa, Dist- Darjeeling, PIN- 734426. They both identified the substance as "Brown Sugar". On demand in presence of the Special Executive Magistrate and the independent witnesses they failed to produce any valid document in support of possessing of that substance suspected to be brown sugar which they had carried. Thereafter, I arranged to weigh the recovered plastic pouch contains substance suspected to be Brown Sugar in presence of the Special Executive Magistrate and the independent witnesses with the weighing instrument and found measuring 103 grams including plastic pouch. On further interrogation, they confessed that they procured the brown sugar clandestinely from Malda for the purpose of delivery the same to their designed customers at Bagdogra and Naxalbari area as per their requirement for their personal gain by illegal means. On interrogation they also disclosed that they have been dealing in such business of selling brown sugar illegally for a long time. Thus when their involvement in carrying, possessing and dealing with brown sugar was established, I seized the above noted recovered articles from their joint possession at the spot under proper seizure list in presence of the Special Executive Magistrate as well as the independent witnesses as noted above and acknowledged by the accused persons and marked the seized articles as Exhibit-A, B, C & D (brown colour substance suspected to be "brown sugar", one steel made tiffin box, one LAVA keypad mobile phone & one Infinix HOT11 android mobile phone respectively). Subsequently, I labeled & sealed the seized articles in presence of the Special Executive Magistrate and the independent witnesses and the accused persons as noted above. From the above noted facts and seizure of incriminating articles it is quite evident that the accused persons Taslima Khatun @ Suman, female aged 34 years, w/o- Md. Tasmuddin, resident of Totaramjote, PS- Naxalbari, Dist- Darjeeling, PIN- 734429 and Md. Ansarul, male aged 47 years, s/o- Late Kandru, resident of Malgachh, Budharugaon, Dhakpara, PS- Phansidewa, Dist- Darjeeling, PIN- 734426 are involved in procuring, possessing, carrying and dealing with Brown Sugar illegally and contravening the norms of NDPS Act. Section 43(5) BNSS states that "save in exceptional circumstances, no woman shall be arrested after sunset and before sunrise, and where such exceptional circumstances exist, the woman Police officer shall, by making a written report, obtain the prior permission of the Magistrate of the first class within whose local jurisdiction the offence is committed or the arrest is to be made". Is is an exceptional circumstances as one plastic pouch contains brown colour substance suspected to be "brown sugar" measuring weight 103 (one hundred and three) grams has been recovered & seized from the possession of the lady accused Taslima Khatun @ Suman (as noted above). Then, I prepared a report addressing to the Ld. Judicial Magistrate, 1st Class, 1st Court, Siliguri to obtain prior permission to arrest the involved lady accused Taslima Khatun @ Suman (as noted above) and sent a special messenger C/1509 Sourav Roy Sarkar to Siliguri Court. But C/1509

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Dr. Binay Mohanta

Sourav Roy Sarkar replied that Siliguri Court is closed and prior permission of the Ld. Judicial Magistrate, 1st Class, 1st Court, Siliguri to arrest the involved lady accused Taslima Khatun @ Suman could not be obtained at the odd hours. Having no other alternative, I arrested the involved accused persons namely Taslima Khatun @ Suman, female aged 34 years, w/o- Md. Tasmuddin, resident of Totaramjote, PS- Naxalbari, Dist- Darjeeling, PIN- 734429 and Md. Ansarul, male aged 47 years, s/o- Late Kandru, resident of Malgachh, Budharugaon, Dhakpara, PS- Phansidewa, Dist- Darjeeling, PIN- 734426 after observing all legal formalities as well as after communicating them the ground of arrest in writing as they have committed a cognizable offence in presence of Police Officers for procuring, possessing & carrying substance suspected to be brown sugar in their joint possession and issued memo of arrest in this regard. The process of search, seizure & arrest was made in between 18:58 hrs and 20:17 hrs on 18.03.2025. The process of search, seizure & arrest is done through audio-video electronic means using DSLR camera and then the same audio-video record is converted to a pen drive using computer system.

Under the above noted facts and circumstances, I request to you that a specific case under proper sections of law may kindly be started against the involved arrested accused persons namely Taslima Khatun @ Suman, female aged 34 years, w/o- Md. Tasmuddin, resident of Totaramjote, PS- Naxalbari, Dist- Darjeeling, PIN- 734429 and Md. Ansarul, male aged 47 years, s/o- Late Kandru, resident of Malgachh, Budharugaon, Dhakpara, PS- Phansidewa, Dist- Darjeeling, PIN- 734426 and arrange for its investigation.

Note: This complaint is drafted and printed by me from Bagdogra PS's Computer.

Enclosure:

- (i) Memo of Arrest
- (ii) Seizure lists (PR No. 66/25 & 67/25)
- (iii) Carbon copies of label (04)
- (iv) All the Seized articles as per seizure lists
- (v) Receipt copies of Notice u/s 50 of NDPS Act
- (vi) Receipt copies of Notice to two independent witnesses
- (vii) Receipt copy of requisition to the videographer
- (viii) MCC No. 111/25 dated 18.03.2025
- (ix) One SanDisk pen drive (16 GB)
- (x) Certificate u/s 63(4)(C) BSA with hash value
- (xi) Check list
- (xii) Receipt copy of requisition to ACP, West-II, SPC
- (xiii) Receipt copy of written intimation to O/C Bagdogra PS
- (xiv) Receipt copies of communicating ground of arrest
- (xv) Inspection memo
- (xvi) Report to obtain prior permission

Yours faithfully,

SI Binup Mahato
(SI Binup Mahato)
Bagdogra PS, S.P.C.
18.03.2025

Received on 18.03.25 at 21:45 hrs vide
GDE NO 820, started BDR P.S case No
93/25 Dt 18.03.25 u/s 21(b)/29 NDPS
Act, endorsed to SI Amit Saiba for
its investigation.

[Signature]
Officer-in-charge
Bagdogra P.S., SLG
Siliguri Metropolitan Police