



1. Dist. SPE P.S. Matigara Year 2021 FIR No. 496/2021 Date 12.06.2021

2. (i) Act NIDPS Sections 21(i) ii) Act / Sections /

(iii) Act / Sections / (iv) Others Acts & Sections /

3. (a) Occurrence of Offence : Day Saturday Date From 12.06.2021 Date To /

Time Period / Time From 21:55 hrs Time To 22:35 hrs

(b) Information received at P.S. Date 12.06.2021 Time 23:35 hrs

(c) General Diary Reference : Entry No(s) 675 Time 23:35 hrs

4. Type of Information : / Written / Oral /

5. Place of Occurrence : (a) Direction and Distance from P.S. 5 KM North-East (approx) Beat No. /

(b) Address Sadhon More, P.S. Matigara, Dist. Darjeeling.

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

6. Complainant / Informant :

(a) Name Shekhar Adhikary

(b) Father's / Husband's Name Hr. Sonatan Adhikary

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

(e) Passport No. / Date of Issue : / Place of Issue /

(f) Occupation Govt Service (S.I. of Police)

(g) Address Matigara Police Station, Siliguri Police Commissionerate.

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

(Attach separate sheet, if necessary) : (i) Sultan Islam (19), S/O. G. Sariful Islam of Netaji Nagar, P.O. Selugara, P.S. Bhaktinagar, Dist. Jalpaiguri, (ii) Makiyul Haque (21), S/O. Majibur Rahman of D.O. /, (iii) Manoj Biswas (21), S/O. Molan Biswas of Purba Rangia, Sadhan More, P.S. Matigara, Dist. Darjeeling.

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) : (i) one transparent plastic packet containing 275 gms of Brown Sugar, (ii) one blue colour Samsung galaxy S20 FE mobile phone bearing IMEI No. 358816174415381/1 and 359210/30/415381/2, (iii) one black colour Pulsar 220 cc motorcycle without number plate having chassis no. M22A13E2 76RE12058 and Engine No. AK2CGE 28858.

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 overleaf.

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 Subhanta Dhan 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.

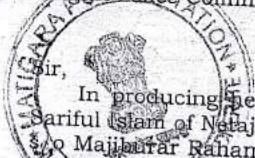
SI Shekhar Adhikary
12.06.2021

12/06/2021
Officer In-Charge
Matigara Police Station
Siliguri Police Commissionerate

Signature of the Officer in Charge - Police Station

Officer In-Charge,
Matigara Police Station,
Siliguri Police Commissionerate

Sub: - F.I.R



In producing herewith three (03) arrested accused persons namely 1) Sultan Islam (19 yrs) s/o Lt. Sariful Islam of Netajinagar, PO- Salugara, PS- Bhaktinagar, Dist. Jalpaiguri, 2) Makcedul Haque (21 years) s/o Majiburrahman of Netajinagar, Word No- 42, PO- Salugara, PS- Bhaktinagar, Dist. Jalpaiguri and 3) Manoj Biswas (21), S/O Mohan Biswas of Purba Rangia, Sadhan More, PS Matigara, Dist- Darjeeling (not verified) along with the following seized article under proper seizure as per seizure list;

- a) One transparent plastic packet containing 275 grams brown sugar which was kept inside tool box of one black colour Pulsar 220 CC Motorcycle without number plate, and marked as "Exhibit- A".
- b) One transparent pouch containing 20 grams brown sugar taken as sample from exhibit "A" for examination and marked as Exhibit "A-1".
- c) One blue colour Samsung galaxy S20 FE mobile phone having IMEI no. 358818/74/415381/1 & 359210/30/415381/2 which was found kept inside right pocket of trousers of accused Sultan Islam, and marked as "Exhibit- C".
- d) One black colour Pulsar 220 CC Motorcycle without number plate having Chassis no MD2A13EZ7GCE12058 and Engine no DKZCGE28858.

I, SI Shekhar Adhikary, S/O- Sonatan Adhikary of Matigara Police Station, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted accused persons namely Sultan Islam, Makcedul Haque and Manoj Biswas (not verified) to the effect that today on 12.06.2021 at about 20.25 hrs I received a specific source input that three persons were standing at Sadhan More under Matigara PS with huge quantity of Brown Sugar for delivering the same to their designed customers at the adjacent areas. The matter was diarized in Matigara PS GDE No. 557, Dt- 12.06.2021 and subsequently, I informed the matter to the Officer-in-Charge, Matigara Police Station in written and being directed, myself along with ASI Nitai Mandal, ASI Subhendu Das, Const- 1035 Santosh Rabidas, Const- 1008 Kanak Roy and Const- 986 Rajib Sarkar all of Matigara PS, SPC along with investigation kit left for Sadhan More under Matigara PS by govt. vehicle to verify the veracity of the information. This refers to Matigara PS GDE No. 558 Dt- 12.06.2021 and M.C.C No- 1407/21 Date- 12.06.2021.

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 Sadhan More, I contacted two persons namely (i) Md. Khalilur Rahaman, S/O- Lt. Md. Hassan Ali of Tari Jote, PS- Matigara, Dist- Darjeeling and (ii) Shibu Singh S/O- Lt. Tapan Singh of Tumba Jote, Jora Bridge, PS- Matigara, Dist- Darjeeling 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 the independent witnesses noted above reached at Sadhan More under Matigara PS at 21:05 hrs and being pointed by my reliable source approached towards three persons standing there with a motorcycle. At that time seeing the Police party approaching towards them they started fled away from the spot riding the motorcycle but, however we managed to apprehend them with the motorcycle without number plate. Above noted Makcedul Haque was found riding the above noted motorcycle and above noted Sultan Islam, and Manoj Biswas were found as pillion rider on the above note motorcycle. Thereafter, we disclosed our identity and the information in hand and stated them that they will be searched in person for the purpose. At this, they after disclosing their identity as noted above admitted that they has illegally possessed brown sugar for selling the same to their designed customers as per their requirement. I then gave them option in writing whether they wanted to be searched in presence of an Executive Magistrate or by any Gazetted Officer. At this they agreed to be searched in presence of any one of the above. I also offered the independent witnesses and the accused persons to search our Police Party as per provisions but, they did not search the police party. Accordingly, I informed the matter to O/C Matigara PS and as per his kind order, I informed to Dr Chandan Das, ACP, West, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC for the day, regarding the interception of the accused persons suspected to be possessed Brown Sugar and requested him to come at Sadhan More, under Matigara PS to remain present and to supervise the search and seizure.

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Accordingly at 21.45 hrs Dr Chandan Das, ACP, West, SPC detailed for acting as Special Executive Magistrate of SPC arrived at the spot at Sadhan More as Special Executive Magistrate, SPC and in presence of two independent witnesses I searched the detained persons following all formalities, keeping their decency and recovered the above noted article from the exclusive and conscious possession of the accused persons namely Sultan Islam, Makcedul Haque and Manoj Biswas. Further, on demand in presence of Dr Chandan Das, ACP, West, SPC detailed for acting as Special Executive Magistrate of SPC the detained persons namely Sultan Islam, Makcedul Haque and Manoj Biswas failed to produce any valid document in support of possessing of the brown sugar.

Thereafter, I weighted the recovered packet with the weighing instrument and found 275 grams of brown sugar kept in a transparent pouch which was kept inside tool box of one black colour Pulsar 220 CC Motorcycle without number plate under the joint possession of accused Sultan Islam, Makcedul Haque and Manoj Biswas and marked as "Exhibit- A". I also taken 20 grams of Brown Sugar from the packet as sample for examination and marked as "Exhibit A-1". Accordingly, I seized the above noted articles from the exclusive, conscious and joint possession of accused namely Sultan Islam, Makcedul Haque and Manoj Biswas at the spot at Sadhan More under proper seizure list in presence of independent witnesses and Dr Chandan Das, ACP, West, SPC detailed for acting as Special Executive Magistrate, SPC obtaining their signature and being acknowledged by the accused persons. Subsequently, I labeled and sealed the seized articles in presence of Dr Chandan Das, ACP, West, SPC, detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused persons. The whole process of seizure was made in between 21.55 hrs to 22.35 hrs.

Being further asked, the apprehend persons namely Sultan Islam, Makcedul Haque and Manoj Biswas admitted in presence of Dr Chandan Das, ACP, West, SPC detailed for acting as Special Executive Magistrate of SPC and other independent witnesses that they has procured the brown sugar clandestinely from Panitanki side for the purpose of selling the same in high rate to their designed customer for their personal gain by illegal means. They also disclosed that they have been dealing in this business of procuring and selling of brown sugar illegally for last few months.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused persons namely Sultan Islam, Makcedul Haque and Manoj Biswas is involved in procuring and selling of brown sugar illegally contravening the norms of NDPS Act.


Then, I arrested the above noted accused persons namely Sultan Islam, Makcedul Haque and Manoj Biswas after observing all formalities and informing the ground of their 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 persons namely 1) Sultan Islam (19 yrs) s/o Lt. Sariful Islam of Netajinagar, PO- Salugara, PS- Bhaktinagar, Dist. Jalpaiguri, 2) Makcedul Haque (21 years) s/o Majiburar Rahaman of Netajinagar, Word No- 42, PO- Salugara, PS- Bhaktinagar, Dist. Jalpaiguri and 3) Manoj Biswas (21), S/O Mohan Biswas of Purba Rangia, Sadhan More, PS Matigara, Dist- Darjeeling (not verified) and arrange for its investigation.

Enclosure:

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

Received on 12.06.2021 at 23.35 hrs vide
G.O. NO. 575 dt. 12.06.2021 and recorded
MTC PS Case No - 496/2021 dt. 12.06.2021, u/s -
21(e) of NDPS Act and endorsed to
SI Sushanta Chak for its investigation.


Office of the
Matigara Police Station
Siliguri Police Commissionerate

Yours faithfully,
SI Shekhar Adhikary
SI Shekhar Adhikary
Matigara Police Station
Siliguri Police Commissionerate