

FIRST INFORMATION REPORT  
(Under Section 154 Cr. P.C.)

4098

1. Dist SPC P.S. Bhaktinagar Year 2021 FIR No. 674/21 Date 14/06/2021

2. i) Act — Sections — ii) Act — Sections —  
(iii) Act IPC Sections 108/209/270/31/305/51(b) 3/4 (iv) Others Acts & Sections 8 3/4 w/3h SPC-Ad

3. (a) Occurrence of Offence : Day Monday Date From 13/06/2021 Date To 14/06/2021  
Time Period — Time From — Time To —

(b) Information received at P.S. Date 14/06/2021 Time 00:25 hr

(c) General Diary Reference : Entry No(s) 812 Time 00:25 hr

4. Type of Information : — Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 1 km east Beat No. —

(b) Address Hotel Tourist Inn, Sewaker Road opp P.C. Mittal Bus Terminus, PS Bhaktinagar, Dist: Jalpaiguri

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

6. Complainant / Informant :

(a) Name SI Sibden Karmakar

(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 Police

(g) Address Bhaktinagar PS / SPC

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

(Attach separate sheet, if necessary) : ① Sakhar Agarwal (33) S/O Tadesh kr Agarwal of Akshgatare, Apartment Sewaker Road, PS Bkn, JPA ② Akash Mukhia (30) S/O Ambor Mukhia of Champson Anchal, Near Durgam Vidyya Mandir School, PS Bkn, JPA ③ Lt. Prakash (31) S/O Lt. Bhagwan of Pannamandi, PS Bhaktinagar, JPA ④ Sagar Kumar (30) S/O Kumar Datta of Uttar Palash, Near Loyla School, Dandanga PI PS Bkn, JPA ⑤ BUNALI

8. Reasons for delay in reporting by the Complainant / Information Sundar (33) S/O Gopal Sundar of Durganagar, Near Kali Mandir, PS Bkn, JPA

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

As per seizure list

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 forwarded as FIR is enclosed herewith for produced 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 KAMAL KUMAR SARKAR 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 original complaint

Inspector in-Charge  
Bhaktinagar Police Station  
Siliguri Metropolitan Police

Name : DAWA TSHERING SHERPA

Rank : No. S2 OF POLICE  
Bkn PS / SPC

15. Date & Time of despatch to the court :

Received on 14/6/21 at 20:05

Case No. 674/21 dt 14/6/21

C/S 188/269/276 W/W Sec 51(b)

& 314 W/BG & P.C. etc.

The same to SI, ...

for the investigation

To  
The Inspector in Charge  
Bhaktinagar PS,  
Siliguri Police Commissionerate

Sub: FIR

Sir,

With due respect, in producing herewith under arrest accused persons namely; 1. Sekhar Agarwal (33), S/O Jagdish Kumar Agarwal of Akshaytara Apartment, Sevoke Road, PS-Bhaktinagar, Dist-Jalpaiguri, 2. Ashish Mukhia (30), S/O Ambar Mukhia of Champasari Anchal, Near Srigruru Vidya Mandir School, PS-Pradhannagar, Dist-Darjeeling, 3. Ved Prakash (53), S/O Late Bhagwan Das of Pranami Mandir Road, Near Pranami Mandir, PS- Bhaktinagar, Dist-Jalpaiguri, 4. Sagar Kumar Dama (30), S/O Kumar Dama of Uttar Palash, Near Loyla School, Devulanga, PS-Pradhannagar, Dist-Darjeeling, 5. Munna Sundas (22), D/O Gopal Sundas of Durganagar, Near Kali Mandir, PS-Bhaktinagar, Dist-Jalpaiguri along with following seized articles;

- 1) 02(two) bundles of playing cards of different numbers and picture.
- 2) 100(hundred) pils of pocker coin which was used in place of money as board money
- 3) One DVD player including monitor and pen drive showing recording of exchanging money wrongful gain and wrongful loss during playing pockers (DVD white colour HK vision and Mou Lenovo).
- 4) One Calculator of Flair -FC-400.
- 5) One diary look like copy in which transaction of money noted down.

In this regard, I, SI Siddhan Karmakar of Bhaktinagar PS, Siliguri Police Commissionerate do hereby lodge this written complaint that on 13.06.2021 at 22:35 hrs received an information anonymous call that some persons are playing gambling with some plastic gotti, playing card exchange of money in a room at Hotel Tourist Inn, Sevoke Road, Opposite P.C. Mittal Bus Terminus. I shared the information with Shri. Amaresh Singh, I.C. Bhaktinagar PS, SPC and dialed information vide GDE No B09 Dated 13.06.2021. As per his direction, at 22:45 hrs, I along with Hiden Sherpa, ASI Rabin Lama, ASI Biswajit Saha, CV/14 Labanyamay Barman, Dharmendra Roy and CV/614 Sumit Roy accompanying Shri. Amaresh Singh, I.C. Bhaktinagar left to work out the information vide GDE No. B10 Dated 13.06.2021 & M.C. No. 1368/2021 13.06.2021

After receiving the information at about 22:55 hrs the SOG team of SPC comprising Rajbhatir Bose, ASI Binod, Jha, and force also came to spot and we proceeded towards the where Gambling was going on at Hotel Tourist Inn, by the time we reached the said room persons were seen fleeing away. However, we could apprehend above noted persons and possession recovered and seized above noted articles. On interrogation, they all admitted along with the 5/6 persons who fled away from the spot, had been gambling with the help of Gotti and playing cards but the money to be paid to each other were written in a diary them. I also checked the CCTV Footage, where it was found the exchange of money causing wrongful loss and wrongful gain to each other.

Vide order No. 647-ISS/2M-22/2020 Dated 15/05/2021 of Chief Secretary, Govt. of West Bengal, NABANNA, 325, Sarat Chatterjee Road, Howrah - 711102 in clause, 12 read as "All academic, entertainment, political, cultural and religious gatherings, groupings and shall be prohibited." "Wearing of masks, maintenance of physical distancing and health

SI. G. B. D. A.

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protocols must be followed at all times" On subsequent order vide No. 707-ISS/ZM-22/2020 Dated 29/05/2021 and No. 713-ISS/ZM-22/2020 Dated 31/05/2021 no relaxation have been given with regard to above but in every order "Wearing of mask" maintenance of physical distancing and health & hygiene protocols must be followed at all times. has been made mandatory. But the above noted persons were found without mask and not maintained physical distancing and were not found following health & hygiene protocols. The above noted persons and others have intentionally refused to comply with the order of Govt. of India and Govt. of West Bengal. They unlawfully and negligently did not wear mask, did not maintain physical distancing and did not follow health and hygiene protocols which could spread infection of dangerous disease like Covid-19 and their act found to be malignant act likely to spread infection of Covid-19 dangerous to life. I demanded permission for holding such gathering in the form of gambling but no such order could be produced by them. Finding no any other alternative, I seized the articles as noted above under proper seizure in presence of witnesses and duly acknowledge by the accused persons in between 23.25 hrs to 23.55 hrs. I arrested them and lady with the help of LSI Niden Sherpa u/s 41 Cr.P.C. under proper memo of arrest after explaining the charge against them. Myself also gone through CCTV footage of date and recent time which showed that gambling in exchange of money were going there since long in the name of Pocker. As per order of I/C Bhaktinagar Police Station myself requested SI Suraj Chetri to come at the spot to verify the CCTV footage and DVD clipping for seizure and documents purpose. Later on after 15 minutes SI Suraj Chetri of Cyber crime came and complied the same.

Under the above circumstance I request you that a specific case may kindly be started U/S 3 / 4 WBG & PC Act and 188/269/270 IPC R/W Sec 51(b) Disaster Management Act, 2005 against the above noted arrested accused persons and 5/6 others who fled away and arrange proper investigation of the case.

Enclosed:

1. Original Seizure List.
2. Memo of arrest.

Yours Faithfully

SI. Sibdhan Karmakar  
SI Sibdhan Karmakar 311113  
Bhaktinagar PS, SPC