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



P.S. Matigara Year 2021 FIR No. 577/2021 Date 27.06.2021
Sections ii) Act. NDPS Act Sections 20 (b) (c)
Sections (iv) Others Acts & Sections NDPS Act

3. (a) Occurrence of Offence : Day Date From 27.06.2021 Date To
Time Period Time From 16.35 Time To 17.15 h.
(b) Information received at P.S. Date 27.06.2021 Time 17.45 h
(c) General Diary Reference : Entry No(s) 1346 Time 17.45 h

4. Type of Information : Written / Oral
5. Place of Occurrence : (a) Direction and Distance from P.S. 2 KM South Approx Beat No.
(b) Address Phansidewa more PS. Matigara Dist.
Darjeeling
(c) In case outside limit of this Police Station, then the Name of the P.S. N/A. District

6. Complainant / Informant :
(a) Name S.I. Newton Biswas
(b) Father's / Husband's Name
(c) Date / Year of Birth X (d) Nationality Indian
(e) Passport No. X Date of Issue X Place of Issue X
(f) Occupation Sub. Inspector of Police / Siliguri Police Commissionerate
(g) Address Matigara Police Station / S.P.C.

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary) : Accd. 1) Prasanna Bagchi (22) S/O Prady
Bagchi of Rabindra Sarani Near B.Ed. College PS.
Matigara Dist. Darjeeling 2) Rohak Pradhan (20) S/O
17 107 Pradhan of Chitra more Near Durga Mandir
PS. Matigara Dist. Dist.
Reasons for delay in reporting by the Complainant / Informant

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) : One packet containing
12.8 Kgs of 'Gauze' wrapped with yellow colour plastic &
brown colour cellu tape 2) One packet containing 7 kg
of Gauze wrapped with yellow colour plastic & brown
10. Total value of properties stolen / involved colour One black colour Yamaha M7-15
11. Inquest Report / U.D. Case No., if any ABSM/Cycle NO. WB 74A2-9757

12. FIR Contents (Attach separate sheets, if required) : The original written complaint
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 S.I. Parshu Barman of Matigara Police Station
investigation / refused investigation / transferred to P.S. PS / Siliguri Police Commissionerate 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 S.I. Newton Biswas
Signature of the Officer-in-Charge, Police Station Matigara Police Station
Name : A. W. Siliguri Police Commissionerate
Rank : No. S.I. of Police
Matigara PS / S.P.C.

15. Date & Time of despatch to the court : 28.06.2021 at 11.00h

To
The officer In-Charge,
Matigara Police Station,
Siliguri Police Commissionerate.



Subject: F.I.R

In producing herewith two (02) arrested accused persons namely (i) Prasanna Bagchi (22), S/O- Pradip Bagchi of Rabindra Sarani near B. Ed College, PS- Matigara, Dist. Darjeeling and (ii) Ronak Pradhan (20), S/O- Lt. Joy Pradhan of Chiria More near Durga Mandir, PS- Matigara, Dist. Darjeeling (not verified) along with the following articles under seizure as per seizure list:

- i) One packet containing 12.8 Kg of "Ganja" wrapped with Yellow colour plastic and brown colour cello-tape being kept inside a bag and marked as 'Exhibit-A',
- ii) 100 grams of ganja extracted from exhibit 'A' for examination and marked as 'exhibit A-1'
- iii) One packet containing 9.7 Kg of "Ganja" wrapped with Yellow colour plastic and brown colour cello-tape being kept inside a bag and marked as 'Exhibit-B',
- iv) 100 grams of ganja extracted from exhibit 'B' for examination and marked as 'exhibit B-1'
- v) One black colour Yamaha MT-15 ABS motor cycle having Registration number WB 74 AZ 9757.
- vi) One Blue & Red colour hand bag written on it "adidas" in which seized articles SL no i was kept.
- vii) One Olive & Red colour hand bag written on it "adidas" in which seized articles SL no iii was kept.

I, SI Newton Biswas, S/O-Nirmal Biswas of Matigara Police Station, Siliguri Police Commissionerate do hereby lodge this written complaint against above noted persons to the effect that on 27/06/2021 at about 14:15 hrs I received a specific source input that two persons were standing at Phansidewa more under PS Matigara with huge quantity of Ganja for delivering the same to their designed customers. The matter was diarized in Matigara PS GDE No. 1338 Dt- 27.06.2021 and also informing the matter to the Officer-In- Charge, Matigara Police Station in written and being directed, I along with ASI Subhendu Das, ASI Nitai Mandal, Const-1035 Santosh Rabidas, Const- 1008 Kanak Roy and Const- 986 Rajib Sarkar all belongs to Matigara Police Station left for Phansidewa more under PS- Matigara by Govt. vehicle to verify the veracity of the information vide Matigara PS M.C C. NO 1633 Dt. 27/06/2021.

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.

At the time of departure from Police Station I took envelope, white paper, sealing wax, gum, seal, Digital weighing machine (Certified by the weight and Metallurgy department) etc.

On way to Phansidewa more, I contacted two persons namely (i) Ajmal Kadri (33), S/O- Md. Keyamuddin (ii) Manik Shil (20), S/O- Ananda Shil both of Phansidewa more, PO. Kadamtala, 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 reached at Phansidewa more at 14:55 hrs and being pointed by my reliable source approached towards two persons standing there with a motor cycle. At that time seeing the Police party approaching towards them they started fled away from the spot riding the motor cycle but, however we managed to apprehend them with the motor cycle. Above noted Ronak Pradhan was found riding the above noted motor cycle whereas above noted Prasanna Bagchi was found as pillion rider on the above noted motor cycle and above noted two bags containing Ganja were found hanged on the back handle grip of the above noted motor cycle under conscious and joint possession of above noted Prasanna Bagchi and Ronak Pradhan.

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 have illegally possessed ganja in their possession for selling the same to their designed customers as per 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. Then 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.

Contd..

S-I Newton Biswas

Accordingly, I informed the matter to O/C Matigara PS and as per his kind order, I informed to Sri Narendra Kalicotay, Assistant Commissioner of Police, SB, Siliguri Police Commissionerate acting as Special Executive Magistrate, 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 Ganja and requested him to come at Phansidewa more to remain present and to supervise the search and seizure. At 16:20 hrs Sri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate arrived at the spot as Special Executive Magistrate, SPC and in presence of two independent witnesses search has been conducted of the detained persons following all formalities keeping their decency and recovered the above noted articles from the conscious and joint possession of accused Prasanna Bagchi and Ronak Pradhan. On demand, in presence of Sri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate acting as Special Executive Magistrate, SPC the detained persons namely Prasanna Bagchi and Ronak Pradhan failed to produce any valid document in support of possessing of the Ganja.

Thereafter, I weighted the recovered packets with the weighing instrument which stand total of 22.5 (twenty two Kg and five hundred grams) Kg in two packets [1] (09 Kg 700 grams) and [2] (12 Kg 800 grams) and also extracted 100 grams ganja from each packet for examination. Then, I seized the above noted articles at the spot under proper seizure list and also labeled and sealed the articles in presence of Sri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate acting as Special Executive Magistrate, SPC and independent witnesses and also obtained signature of the above noted witnesses and the Special Executive Magistrate, SPC and put my signature too and also acknowledged by the accused persons. The whole process of seizure was made in between 16.35 hrs to 17.15-hrs.

Being further asked the apprehend persons namely Prasanna Bagchi and Ronak Pradhan admitted in presence of Sri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate and other witnesses that they have procured the ganja clandestinely 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 such business of procuring and selling of ganja illegally for last few months.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Prasanna Bagchi and Ronak Pradhan are involved in procuring and selling of Ganja illegally contravening the norms of NDPS Act.

Then, I arrested the above noted accused persons namely Prasanna Bagchi and Ronak Pradhan 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 (i) Prasanna Bagchi (22), S/O- Pradip Bagchi of Rabindra Sarani near B. Ed College, PS- Matigara, Dist. Darjeeling and (ii) Ronak Pradhan (20), S/O- Lt. Joy Pradhan of Chiria More near Durga Mandir, 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 27/06/2021 at 17.45 h
Vide GDE NO 1346 Dt 27/06/2021 and
started Matigara PS case no 577/2021
Dt 27/06/2021 u/s 20(b) (i) (c) NDPS
Act and enclosed to SI Parash
Barman for its investigation*

[Signature]
27/6/21
Officer in-Charge
Matigara Police Station
Siliguri Police Commissionerate

Yours faithfully,

SI Newton Biswas
(SI Newton Biswas)
Matigara Police Station
Siliguri Police Commissionerate