

# FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



1354

P.S. Bhaktinagar Year 2021 FIR No. 823/2021 Date 08/07/2021  
 Sections --- (ii) Act --- Sections 201(b)(ii)(C)/29  
 Sections --- (iv) Others Acts & Sections NIDPS Act  
 (a) Occurrence of Offence : Day Thursday Date From 08/07/2021 Date To ---  
 Time Period Time From 14:45 hrs Time To 16:35 hrs

(b) Information received at P.S. Date 08/07/2021 Time ---  
 (c) General Diary Reference : Entry No.(s) --- Time ---  
 Type of Information : Written Written / Oral

Place of Occurrence : (a) Direction and Distance from P.S. --- Beat No. ---  
 (b) Address NH 21 C, near Gandhi Maidan, Gandhinagar  
P.S. Bhaktinagar, Dist - Jalpaiguri  
 (c) In case outside limit of this Police Station, then the Name of the P.S. --- District ---

Complainant / Informant :  
 (a) Name ASI Binoojit Saha  
 (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 ASI of WB Police  
 (g) Address Bhaktinagar P.S. S.C. Siliguri

Details of known / suspected / unknown accused with full particulars  
 (Attach separate sheet, if necessary) :  
1. Anup Prasad @ Guddu (26) s/o Binwakaama Prasad of Bhaktinagar  
Baraha Prasad Ray Road, P.S. Bhaktinagar, Dist - Jalpaiguri  
2. Dipak Mandal (25) s/o Late Manu Mandal of Dibrugarh, Majhura P.S. Bhaktinagar, Dist - Jalpaiguri

Reasons for delay in reporting by the Complainant / Information  
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Particulars of properties stolen / involved (Attach separate sheet, if necessary) :  
As per seizure list

Total value of properties stolen / involved ---

Inquest Report / U.D. Case No. if any ---

FIR Contents (Attach separate sheets, if required) : The original written complaint which is treated as FIR is enclosed / reproduced overleaf.

Action taken : Since the above report reveals commissions of offence(s) as mentioned at item No. 2, registered the case and took up to the investigation / directed S.I. Sibdhan Karmakar 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.

Signature / Thumb impression of the Complainant / Informant  
Noted in original complaint  
 Date & Time of despatch to the court :

Inspector-in-Charge  
 Bhaktinagar Police Station  
 Siliguri Metropolitan Police  
 Signature of the Officer-in-Charge  
 Name : Anandesh Singh  
 Rank : Inspector of Police



Received on 08/07/2021 at 17:55 hrs  
 vide BUN PS GDE NO - 437.  
 & stated BUN PS Case NO-823/2021  
 Date-08/07/2021, u/s- 20(b)(ii)(c)/29  
 NDPS Act & endorsed to SI Giddhan  
 Mahananda to investigate the case.

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

Sub: - F.I.R

Sir,

08/07/2021  
 Inspector  
 Bhaktinagar Police Station  
 Siliguri Metropolitan Police

In producing herewith two arrested accused persons namely; (1) Anup Prasad @ Guddu (26) S/O- Biswakarma Prasad of Prokashnagar, Baccha Prasad Roy Road P.S-Bhaktinagar, Dist- Jalpaiguri and (2) Dipak Mandal (28) S/O- Late Mantu Mandal of Dipnagar Majhua P.S- Bhaktinagar Dist- Jalpaiguri along with the following seized articles under seizure as per seizure list:

- i) One packet containing 11 kgs. 852 grams said to be Ganja wrapped with green colour plastic and transparent cello tape, marked as Exhibit-A,
- ii) One packet containing 100 grams said to be Ganja taken as Sample from Exhibit -A, marked as Exhibit -A1.
- iii) One packet containing 12 kgs 65 grams of said to be Ganja wrapped with green colour plastic and brown colour cello tape, marked as Exhibit-B.
- iv) One packet containing 100 grams said to be Ganja taken as Sample from Exhibit -B, marked as Exhibit -B1.
- (V) One steel colour, Ritz Maruti Suzuki vehicle bearing registration No- WB-74AC- 0605 in which Exhibits -A, A1, B, & B1 were kept in second seat. Total - 24 kgs 117 grams.

I, ASI Biswajit Saha of Bhaktinagar Police Station under Siliguri Police Commissionerate do here by lodge this written complaint against; (1) Anup Prasad @ Guddu (26) S/O- Biswakarma Prasad of Prokashnagar Baccha Prasad Roy Road P.S-Bhaktinagar Dist- Jalpaiguri and (2) Dipak Mandal (28) S/O- Late Mantu Mandal of Dipnagar Majhua P.S- Bhaktinagar Dist- Jalpaiguri to the effect that today on 08/07/2021 at 14:45 hrs. received a specific source input that two persons namely Anup Prasad @ Guddu and Dipak Mandal, in one steel colour, Ritz Maruti Suzuki vehicle bearing registration No- WB-74AC- 0605 had been coming from Matigara side towards Check Post via National Highway 31 with huge consignment of Ganja in order to sell to their designed customers at Dooars area. The matter was diarized vide Bhaktinagar P.S. G.D.E. No- 433 date 08/07/2021 and I informed the matter to Shri. Amaresh Singh, I/C, Bhaktinagar Police Station in writing letter to him and expressed the entire information. At 14.55 hrs, as per his kind direction myself along with ASI Rabin Lama, ASI Biplab Kumar Das, CV-619 Dharmendra Roy and CV-614 Sumit Roy all of Bhaktinagar P.S. Siliguri Police Commissionerate left towards Mahananda Bridge along National Highway, so as to ambush at Mahananda Bridge, under Bhaktinagar PS by vehicle bearing no WB- 74G- 9209 to verify the veracity of the information vide M.C.C. No. 2598/2021 Dt. 08/07/2021.

At the time of departure from Police Station, I took envelope, white paper, sealing wax, gum, gala seal, Digital weighing machine, etc. Meanwhile, I received further input that they crossed Darjeeling More. Hurriedly, I along with force decided to intercept the said vehicle on NH 31 C, near Gandhi Maidan,

ASI- Biswajit Saha  
 Bhaktinagar P.S./SPC  
 Date- 08.07.21

there took out 100 grms as Sample, marked as Exhibit - A-1, Sealed and labeled  
containing 12 kgs 165 grams of said to be Ganja wrapped with  
cello tape, marked as Exhibit-B, and from there  
signed by the above I/C, Bhaktinagar P.S. SPC

Gandhinagar and at about 15.00 hrs we arrived at NH 31 C, near Gandhi Maidan Gate, under P.S- Bhaktinagar and called two independent witnesses namely (1) Rani Saha S/O- Ranada Prasad Saha of Sukantanagar, Ward No- 38, Ashigarh O.P. P.S- Bhaktinagar, Dist- Jalpaiguri and (2) Pradip Paul S/O- Late Buddhiswar Paul of Khola Chand Fapri, near Seventy More, P.S- Bhaktinagar, Dist- Jalpaiguri and disclosed our identity and informed them about the information in hand and requested them to accompany us in the whole process of search and seizure if necessary with a written letter and necessary permission of their presence and as witnesses of entire process under relevant provision of law. I along with accompanying police personnel started keeping watch on the vehicles coming from Champasari side. After some time, at around 15.15 hrs, we could see one steel colour, Ritz Maruti Suzuki vehicle bearing registration No- WB-74AC- 0605 coming and as soon as said vehicle reached in front of us, I along with accompanying officers and force stopped the vehicle and found one person was driving the vehicle sitting on driver's seat and another was found sitting next to driver. As such we cordoned the vehicle and found two huge packets wrapped with green plastic and cello tape on the second seat. On being asked the person who was driving the vehicle sitting on the driver's seat as Anup Prasad @ Guddu (26) S/O- Biswakarma Prasad of Prokashnagar, Baccha Prasad Roy Road P.S-Bhaktinagar Dist- Jalpaiguri and the person sitting next to driver as Dipak Mandal (28) S/O- Late Mantu Mandal of Dinpagar Majhua P.S- Bhaktinagar Dist- Jalpaiguri. After disclosing our identity, we detained the above noted persons with strong reason to believe that they are illegally possessing ganja in their vehicle which they were carrying for selling the same to their designed customers for their wrongful gain. On interrogation, they both admitted that the two huge packets kept on Second seat was Ganja, which they procured from Islampur area for selling the same at Dooars area.

Thereafter, I gave them option notice in writing that whether they want search and seizure to made in presence of Executive Magistrate or any Gazetted Officer. They agreed in writing, to be searched by any one of them. Accordingly, I sent letter to Shri. Amaresh Singh, Inspector of Police, I.C. Bhaktinagar PS, SPC informing him the interception of Ganja and requesting his presence for supervision of search and seizure, if any at NH 31 C, near Gandhi Maldan, Gandhinagar. Accordingly at 15.45 hrs Sri Amresh Singh, Inspector of Police, I/C, Bhaktinagar P.S, SPC arrived at the spot in uniform and disclosed his identity to the detained persons as well as witnesses as Gazetted Officer. Till then, both the accused persons were kept inside vehicle as they were apprehended and detained first. After arrival of Gazetted Officer, they were made to get down from the vehicle. Under supervision of Sri Amresh Singh, Inspector of Police, I/C, Bhaktinagar P.S, SPC, I offered the independent witnesses and the accused persons to search our Police Party as per provision. But they refused to search the police party. In presence of Gazetted Officer and two independent public witnesses searched the detained persons following all formalities keeping their decency but nothing could be recovered from their physical possession except wearing apparels. Then conducted search inside the vehicle and found two plastic packets kept on second seat of the vehicle and I could smell of ganja coming out from these two packets. On demand in presence of the Gazetted Officer Sri Amresh Singh, Inspector of Police, I/C, Bhaktinagar P.S, SPC, they failed to produce any valid document in support of possessing said ganja which they were transporting.

I, accordingly, in presence of Sri Amresh Singh, Inspector of Police, I/C, Bhaktinagar P.S, SPC and witnesses and accused persons weighed the said two packets of said to be Ganja by the weighing instrument which we had taken with us and found, 1) One packet containing 11 kgs. 952 grams said to be Ganja wrapped with green colour plastic and transparent cello tape, marked as Exhibit-A, and from

Asst Biswajit Saha  
Bhaktinagar PS/SPC  
Date - 02.07.21

there took out 100 grms as Sample, marked as Exhibit - A-1, Sealed and labeled the same. ii) One packet containing 12 kgs 165 grams of said to be Ganja wrapped with green colour plastic and brown colour cello tape, marked as Exhibit-B, and from there took out 100 grams as sample, marked as Exhibit - B-1. Sealed and labeled the same. Then, I seized the above noted articles under proper seizure list duly signed by the above noted witnesses and the the Gazetted Officer Sri Amresh Singh, Inspector of Police, I/C, Bhaktinagar P.S. SPC and acknowledged by the accused persons by putting their signatures. The seizure was made between 15:55 hrs to 16:35 hrs. Then I arrested the above noted accused persons observing all guidelines of Apex court of arrest as well as after disclosing the cause of arrest and issued necessary Memo of Arrest as they violated the provisions of NDPS Act by transporting and possessing Ganja without any valid authority & license.

On further interrogation, the arrested persons confessed in presence of Sri Amresh Singh, Inspector of Police, I/C, Bhaktinagar P.S. SPC and other witnesses that they procured the Ganja clandestinely from Islampur area for the purpose of selling the same in high rate to the designed customers of Dooars area for their personal gain by illegal means. On interrogation he disclosed that they had been dealing in such business of selling the ganja illegally for many years.

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) Anup Prasad @ Guddu (26) S/O- Biswakarma Prasad of Prokashnagar Baccha Prasad Roy Road P.S-Bhaktinagar Dist- Jalpaiguri and (2) Dipak Mandal (28) S/O- Late Mantu Mandal of Dipnagar Majhua P.S- Bhaktinagar Dist- Jalpaiguri and arrange for its investigation.

Enclosure:

- i) Original Memo of Arrest
- ii) Original seizure list.
- iii) All the Seized articles as per seizure list.

Yours faithfully,

Asst. Biswajit Saha  
(Biswajit Saha) 02/07/21  
Asstt. Sub inspector of Police  
Siliguri Police Commissionerate