

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

946

1. Dist SPC P.S. Bhaktinagar Year 2021 FIR No. 1187/21 Date 11/09/2021
2. i) Act — Sections — ii) Act — Sections 21(b)/22(b)/29
(iii) Act — Sections 1— (iv) Others Acts & Sections N DPS Ad

3. (a) Occurrence of Offence: Day Friday Date From 10/09/2021 Date To —
Time Period 21.25 hr. Time From — Time To —

(b) Information received at P.S. Date 11/09/2021 Time 00.40 hr.
(c) General Diary Reference: Entry No(s) 593 Time 00.40 hr.

4. Type of Information: — Written / Oral

5. Place of Occurrence: (a) Direction and Distance from P.S. 3 km east Beat No. —
(b) Address market complex, Haiderpara. 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 Prakash 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 Police

(g) Address Bhaktinagar PS/SPC

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary):
① Abhishek kumar Gupta (26) S/O Pramoth chand Gupta of Khalpara, Near Gandhi Maidan. PS Siliguri, Darjeeling ② Gautam Biswas (23) S/O Gautam Biswas of Subashpally. Sukumar Roy Road PS Siliguri, Darjeeling. ③ Manab kanti (10) S/O Mani kishor kanti of Darrapally. PS Bhaktinagar. JPC

8. Reasons for delay in reporting by the Complainant / Information of Darrapally. PS Bhaktinagar. JPC

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 treated as FIR is enclosed here with reproduced over leaf. 11/09/21.

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 PSI SABIN YONJAN TAMANG 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
Signature of the Officer-in-Charge, Police Station 1091/2021
Name: DAWA TSHERING SIERPA
Rank: No. SI OF POLICE
BKN PS/SPC

15. Date & Time of despatch to the court:

IN-CHARGE,
POLICE STATION,
POLICE COMMISSIONERATE

SIR,

Received on 11/09/21 at 08:40 hrs vide No
NO 593/91 11/09/21 under Section Bka PJ
Case No 1187/21 of 11/09/21 U/S 21(b)/22(b)
of NDPS Act and endorsed the same to PSE
Subin Yonzon among for 1/2 months

Dated:-11.09.21

Inspector-in-Charge
Bhaktinagar Police Station
Siliguri Metropolitan Police
Commissionerate

I Sub-Inspector Prakash Saha of Bhaktinagar Police Station, Siliguri Police Commissionerate after producing three accused persons namely (1) Abhishek Kumar Gupta-26yrs s/o Promodh Chand Gupta of Khalpara, Near Gandhi Maidan, Ward No-VIII, PS Siliguri Dist Darjeeling (2) Gourav Biswas-23yrs s/o Goutam Biswas of Subhashpally, Sukumar Roy Road, Ward No-XIX, PS Siliguri, Dist Darjeeling (3) Manab Kanjilal-19yrs s/o Moni Kishor Kanjilal of Dasarathpally, ward No-44, PS Bhaktinagar Dist Jalpaiguri and seized total (1) 30 strips of Winspasmoforte capsules each strips containing 10 Pieces total 300 Pieces of capsules (2) 15 (Fifteen) bottles of Cefrex cough syrup each bottle containing 100 ML in which composition with chlorpheniramine Maleate 4 mg & Codeine phosphate 1P 10mg and Manufactured by SHIZAIN DRUGS AND PHARMACEUTICALS PVT LTD (3) Three pieces of DIAZEPAM INJECTION (4) Three pieces of PHENERGAN INJECTION (4) Three pieces of LUPIGESIC INJECTION (contained in a big plastic sack) and One Black colour NS 200 Pulsar Motor Cycle vide Registration No-WB74AV/7048 do hereby lodged written complaint to the effect that on 10.09.21 at 21.25 hrs received reliable source information that three persons were standing near Market Complex, Haiderpara under Bhaktinagar PS through a Motor cycle loaded one big plastic sack in their vehicle contained illegal drugs (Capsules & Cough syrup) to deliver the same to someone. It is reasonably believe that the persons possessing the bags containing capsules & Cough syrup may escape from the scene if Police party did not reach the spot immediately. The information was reduced in writing vide Bhaktinagar Police Station GDE no. 580 dated 10.09.21 and formed superiors about the plan of action. Thereafter myself along with ASI Dipak Karmakar, C/374 abraj Biswas, CVF/935 Biplab Roy, CVF/014 Labonnomoy Barman and CVF/619 Dharmendra Roy king blank paper, wax, metal seal and knife and other kits left for Market Complex Haiderpara to work at the information.

At 21.50 hours I along with officer and force reached near Market Complex, Haiderpara and contacted the source who show us the persons with the big plastic sack with one Motor cycle suspected to be contained capsules from a certain distance, I briefed all Officers and force to cordon the persons tactful as possible in order to thwart their escape from the scene. Meanwhile I called two independent witnesses namely 1) Anil Singha s/o Suresh Singha of Promodnagar PS Bhaktinagar Dist Jalpaiguri (2) Nur Alam s/o Md Bacha of Do and after apprising them about the information received I requested them in written to remain present with us during search and seizure. We rounded them up & questioned about their name and address when they disclosed their identity as above. On interrogation about the bag possessing by them, initially did not disclose anything about contains of the plastic sack. I forced them to open it, when they disclosed that the bag contains capsules & Cough syrup to them. On further interrogation they disclosed that they procured the illegal capsules from Masari side to deliver the same to another person. Then I detained them and gave an option whether he is willing to be searched in presence of an Executive Magistrate or Gazette Police Officer, on return they given written reply that they are willing to be searched in presence of Gazette Police Officer. Then I informed Shri Amresh Singh, Inspector In-Charge, Bhaktinagar Police Station to go to Market Complex, Haiderpara requested him to presence during search and seizure of the capsules & syrup.

At 22.55 hrs Shri Amresh Singh, Inspector In-Charge, Bhaktinagar Police Station arrived at spot. After I opened the bag and found illegal capsules & Cough syrup inside. I asked the accused persons above named to produce document if any in support of possessing such a huge quantity of

Inspector In-Charge
Bhaktinagar Police Station
Siliguri Metropolitan Police
11/09/21

Name: DAWA TSHERING SHERPA
Rank: No. SI OF POLICE
BKN PS/SPC

... syrup with them but they failed to produce document. I seized the following articles
... seizure list in presence of witness under direct supervision of IC Bhaktinagar PS under
... labeling. I informed Drug Controller Jalpaiguri over telephone requesting him to remain present
... spot but he failed to appear the PO.

NATURE OF ARTICLES SEIZED

- 1) Three packets of Wincasmo-Forte capsules containing with 30 strips of each strips containing 10 Pieces total -300 Pieces of capsules Marked as Exhibit-A out of one strips taken as sample marked as Exhibit-A1
- 2) 15 (Fifteen) bottles of Cefrex cough syrup each bottle containing 100 ML containing 100 ML in which composition with chlorpheniramine Maleate 4 mg & Codeine phosphate 1P 10mg and Manufactured by SHIZAIN DRUGS AND PHARMACEUTICALS PVT LTD marked as Exhibit-B out of one bottle taken as sample marked as Exhibit-B1
- 3) Three pieces of DIAZEPAM INJECTION marked as Exhibit-C out of one piece taken as sample marked as Exhibit-C1
- 4) Three pieces of PHENERGAN INJECTION marked as Exhibit-D out of one piece taken as sample marked as Exhibit-D1
- 5) Three pieces of LUPIGESIC INJECTION marked as Exhibit-E out of one piece taken as sample marked as Exhibit-E1
- 6) One Black colour NS 200 Pulsar Motor Cycle vide Registration No-WB74AV/7048 (ALL THE ARTICLES CONTAINED IN A BIG PLASTIC SACK)

(Seizure was made in between on 10.09.21 in between 22.55 hrs to 23.50 hrs)

Under the above circumstances it is evident that the accused persons above named procured has committing offence under NDPS act. On interrogation accused persons confessed them guilt and stated that they are doing such kind of business illegally with any valid documents/License since long for their wrongful gain. It is crystal clear that the accused persons are peddling prescription drugs meant for the sick people to cater to the need of drugs abusers in the locality illegally which has become menace to the life of the young generation and perishing the home of thousand parents. All the seized contents Psychotropic substance and falls under NDPS act. I arrested them u/s 41 Cr.P.C. after explaining them about the ground of arrest Issuing proper memo of arrest. Arrested accused persons along with seized articles brought to PS, seizure list and seized articles handed over to Malkhana dealing Officer under intimation to I.C. PS for keeping record in PS property register.

I therefore pray that a specific case u/s Narcotic Drugs and Psychotropic Substances Act 1985 may kindly be started against the accused persons namely (1) Abhishek Kumar Gupta-26yrs s/o Promodh Chand Gupta of Khalpara, Near Gandhi Maidan, Ward No-VIII, PS Siliguri Dist Darjeeling (2) Gourav Biswas-23yrs s/o Goutam Biswas of Subhashpally, Sukumar Roy Road, Ward No-XIX, PS Siliguri, Dist Darjeeling (3) Manab Kanjilal-19yrs s/o Moni Kishor Kanjilal of Dasarathpally, ward No-44, PS Bhaktinagar Dist Jalpaiguri and arrange for its investigation.

Encl: Original Seizure List
Arrest memo.

Yours faithfully

SI Prakash Saha

(SI Prakash Saha),

Bhaktinagar Police Station,
Siliguri Police Commissionerate.

11/09/2021

Rank : No. SI OF POLICE
BKN PS/SPE