



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

3594

SPC PS Mahagara Year 2021 FIR No 109112021 Date 25/05/2021  
Sections (a) Act NDPS Act Sections 21(e) NDPS Act

(b) Act Sections (iv) Others Acts & Sections  
3 (a) Occurrence of Offence Day Saturday Date From 25/05/2021 Date To  
Time Period Time From 19:45 hr Time To 20:15 hr  
(b) Information received at P.S. Date 25/05/2021 Time 20:55 hrs  
(c) General Diary Reference Entry No(s) 1387 Time 20:55 hr

4 Type of Information Written / Oral  
5 Place of Occurrence (a) Direction and Distance from P.S. 1 KM north of Mahagara  
(b) Address Chang More under Mahagara Police Station  
Siliguri Police Commissionerate  
(c) In case outside limit of this Police Station, then the Name of the P.S. District

6 Complainant / Informant  
(a) Name SI Barudab Guha  
(b) Father's / Husband's Name LI Badal Ch Guha  
(c) Date / Year of Birth 49722 (d) Nationality Indian  
(e) Passport No Date of Issue Place of Issue  
(f) Occupation Sub Inspector of Police / Siliguri Police Commissionerate  
(g) Address Mahagara Police Station / Siliguri Police Commissionerate

7 Details of known / suspected / unknown accused with full particulars  
(Attach separate sheet, if necessary) Acid Ajit Kumar Prasad (20) S/O LI  
Lalan Prasad of Moudi Bazar MW Moudi Road  
Niran Kumar Tytus Hall Bazar Rangpo  
PS Rangpo Dist East Sikkim

8 Reasons for delay in reporting by the Complainant / Information

9 Particulars of properties stolen / involved (Attach separate sheet, if necessary) our Black carry bag  
containing 30 (thirty) bottles of Cefixime cough syrup  
each bottle containing 100 mg Cash Rs 50,500

10 Total value of properties stolen / involved (fifty thousand five hundred rupees  
as source) with 1100g bottle of cefixime

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 112 is re-produced one leaf.

13 Action taken : Since the above report reveals commission of offence(s) as mentioned at item No. 2, registered the case and  
up the investigation / directed SI Md Saichulha of Mahagara Police Station  
investigation / refused investigation / transferred to P.S. pr spc  
jurisdiction. FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant /  
Informant free of cost. Siliguri Police Commissionerate

14 Signature / Thumb impression of the Complainant / Informant  
MATIGARA P.S.  
D.R. No.....  
Date.....  
Signature of the Officer-in-Charge, Police Station  
Officer In-Charge  
Name: Anil Kumar  
Rank No: SI of Mahagara Police Station  
Siliguri Police Commissionerate

15 Date & Time of despatch to the court : 26/09/2021 00:00 hrs

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

Sub: - P.I.R

Sir,

In producing herewith one (01) arrested accused person namely Ajit Kumar Prasad (34) S/O Lt. Lalan Prasad of Mandi Bazar, MW Mandi Road, Near Famous Taylor Shop, Lall Bazar Rangpo, PS- Rangpo, Dist. East Sikkim, Sikkim along with the following articles under proper seizure as per seizure list;

- a) One Black carry bag containing 30 (thirty) bottles of 'Cefrex' Cough Syrup (each bottle containing 100 ml) having Batch No. TBHU 0232, Mfg. Date: 02/2021. Exp. Date: 01/2023 which was kept inside one nylon bag - seized from the possession of above noted Ajit Kumar Prasad and marked as 'Exhibit- K'.
- b) One (01) bottle of 'Cefrex' Cough Syrup (containing 100 ml) randomly taken from 'Exhibit- K' for examination and marked as 'Exhibit A-I'.
- c) Cash rupees 50,500/- [Rupees Fifty thousand and five hundred only] Indian Currency Note in the following denomination;

Rs. 500 X = 100 = 50,000/-  
Rs. 100 X = 05 = 500/-

Total = 50,500/- [Rupees Fifty thousand and five hundred only] [kept inside Sl. No. (a)].

I, SI Basudeb Guha (49), S/O- Lt. Badal Ch. Guha of Matigara Police Station, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted accused person namely Ajit Kumar Prasad (34) S/O Lt. Lalan Prasad of Mandi Bazar, MW Mandi Road near Famous Taylor Shop, Lall Bazar Rangpo, PS- Rangpo, Dist- East Sikkim, Sikkim to the effect that on 25.09.2021 at about 18:15 hrs I received a specific source input that one person possessing huge quantity of 'Codeine Phosphate' based drugs was standing at Chhang More near City Centre under Matigara PS to sell the same to his designed customers. The matter was diarized in Matigara PS GDE No. 1382, Dt. 25.09.2021 and subsequently, I informed the matter to the Officer-in-Charge, Matigara Police Station in written and being directed, myself along with PSI Abhishek Theengh, PSI Shekhar Adhikary, ASI Nital Mandal, Const- 1035 Santosh Rabidas and Const- 986 Rajib Sarkar all of Matigara PS, SPC along with investigation kit left for Chhang More under Matigara PS by Govt. vehicle to verify the veracity of the information. This refers to Matigara PS GDE No. 1383, Dt. 25.09.2021 and M.C.C No- 462/2021 Date- 25.09.2021.

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 Chhang More under Matigara PS I contacted two persons namely (1) Md. Azad (38), S/O- Md. Mehebab Ali and (2) Reju Khan (39), S/O- Lt. Riaz Khan both of Tumbajote, P.O+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 above noted independent witnesses arrived at Chhang More near City Centre under PS- Matigara at 18:35 hrs and subsequently, being pointed by my source, detained 01 (one) person standing near Chhang More and he was carrying one nylon bag under his possession. Thereafter, we disclosed our identity and the information in hand stated him that he as well as the bag under his possession will be searched for the purpose. And, I also gave him option in writing to be searched in presence of an Executive Magistrate or by any Gazetted Officer upon which he 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. Consequently, I informed the matter to O/C Matigara PS and as per his kind order, I informed to Shri Manish Kumar Yadav, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC for the day, regarding the interception of the accused person suspected to be possessed 'Codeine Phosphate' based drugs illegally and requested him to come at Chhang More near City Centre under Matigara PS to remain present and to supervise the search and seizure.

Accordingly at 19:35 hrs Shri Manish Kumar Yadav, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at Chhang More under Matigara PS as Special Executive Magistrate, SPC and in presence of two independent witnesses I searched the detained person namely Ajit Kumar Prasad following all formalities, keeping his decency and recovered the above noted articles of the accused person namely Ajit Kumar Prasad (34) S/O Lt. Lalan Prasad of Mandi Bazar, MW Mandi Road near Famous Taylor Shop, Lall Bazar Rangpo, PS- Rangpo, Dist- East Sikkim, Sikkim.

SI, Basudeb Guha

Contd..



was found from the bag under the possession of the above noted accused person namely Ajit Kumar Prasad containing 30 (thirty) bottles of "Cefrex" cough syrup (each bottle containing 100 ml) containing 30 X 100 ml = 3000 ml i.e., equivalent to 3 Kg].

Further, on demand in presence of Shri Manish Kumar Yadav, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC the detained persons namely Ajit Kumar Prasad failed to produce any valid documents/papers or explanation for possessing of such huge quantity of 'Codeine Phosphate' based drugs beyond the prescribed limit.

Thereafter, I seized the recovered 30 (thirty) bottles (containing 3000 ml i.e., equivalent to 3 Kg) of "Cefrex" Cough Syrup [including 1 (one) bottle of "Cefrex" Cough Syrup (containing 100 ml) which was taken randomly from the mother packet for examination] from the exclusive and conscious possession of above noted accused person namely Ajit Kumar Prasad at the spot at Chhang More near City Centre under PS- Matigara, Dist- Darjeeling under proper seizure list in presence of independent witnesses and Shri Manish Kumar Yadav, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC obtaining their signature and being acknowledged by the accused person namely Ajit Kumar Prasad.

Subsequently, I labelled and sealed the seized articles in presence of Shri Manish Kumar Yadav, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused person namely Ajit Kumar Prasad. The whole process of seizure was made in between 19.45 hrs to 20.15 hrs.

Being further interrogated, the apprehend person namely Ajit Kumar Prasad admitted in presence of Shri Manish Kumar Yadav, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC and independent witnesses that he has procured the 'Codeine Phosphate' based drugs clandestinely for the purpose of selling the same in high rate to his designed customer for his personal gain by illegal means. He also disclosed that he has been dealing in this business of procuring and selling of 'Codeine Phosphate' based drugs illegally for last few months for his wrongful gain.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Ajit Kumar Prasad is involved in procuring and selling 'Codeine Phosphate' based drugs illegally contravening the norms of NDPS Act.

Then, I arrested the above noted accused person namely Ajit Kumar Prasad after observing all formalities and informing the ground of his 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 Ajit Kumar Prasad (34), S/O- Lt. Lalan Prasad of Mandi Bazar, MW Mandi Road near Famous Taylor Shop, Lall Bazar Rangpo, PS- Rangpo, Dist- East Sikkim, Sikkim and arrange for its investigation.

Enclosures:

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

Received on 25/09/2021 at 20:55 hrs.  
W/O- G.O.E NO 1387 Dt. 25/09/2021 and  
started Matigara PS case NO 1091/2021  
Dt. 25/09/2021 U/S 21 (C) NDPS Act  
and endorsed to S/O <sup>MOJ</sup> Sanantha  
of Matigara PS/S/O for its investigation.

Yours faithfully,  
S/O Basudeb Guha.  
25.09.21.  
(S/O Basudeb Guha)  
Matigara Police Station  
Siliguri Police Commissionerate

  
25/9/2021  
Officer In-Charge  
Matigara Police Station  
Siliguri Police Commissionerate