

1. Dist. S.P.C. P.S. Matigara Year 2021 FIR No. 1143/2021 Date 06.10.2021
2. i) Act N.D.P.S. Sections 21 (c) ii) Act ✓ Sections ✓
(iii) Act ✓ Sections ✓ (iv) Others Acts & Sections ✓

3. (a) Occurrence of Offence : Day Wednesday Date From 06-10-2021 Date To
Time Period Time From 20.45 hrs Time To 21.15 hrs
(b) Information received at P.S. Date 06.10.2021 Time 22.05 hrs
(c) General Diary Reference : Entry No(s) 312 Time 22.05 hrs

4. Type of Information : ✓ Written / ✓ Oral
5. Place of Occurrence : (a) Direction and Distance from P.S. 1 KM North (approx) Beat No.
(b) Address Goyal More near WASTE WORKSHOP, PS. Matigara, Dist. Darjeeling.

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

6. Complainant / Informant :
(a) Name Basudeb Guha
(b) Father's / Husband's Name Lt. Badal Ch. Guha
(c) Date / Year of Birth 49 yrs (d) Nationality Indian
(e) Passport No. Date of Issue Place of Issue
(f) Occupation Sub. Inspector of Police
(g) Address Matigara Police Station, Siliguri Police Commissionerate.

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary) :
Sujite Prasad (27), s/o. Lt. Bhared Prasad of Shirmagar, Darjeeling More, PS. Pradhannagar, Dist. Darjeeling

8. Reasons for delay in reporting by the Complainant / Information

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) : one chocolate colour school bag styled as 'Puma' containing 30 (thirty) two bottles of 'Cofrax' cough syrup (each bottle containing 100ml) having Batch No: TDU 0232, Mfg. Date: 02/2021, Exp. Date: 01/2023.

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 reproduced overleaf.

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. Kalipada Barman 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 on original complaint.
Signature of the Officer-in-Charge, Police Station
Name : Anirban Bha Hacharjee
Rank : No. SI of Police, MTA PS/SPC
6/10/21

15. Date & Time of despatch to the court :



Officer-in-Charge,
Matigara Police Station,
Police Commissionerate.

Sub: - F.I.R

Sir,

In producing herewith one (01) arrested accused person namely Sujite Prasad (27) S/O Lt. Bharad Prasad of Shivanagar, Darjeeling More, PS. Pradhannagar, Dist. Darjeeling, along with the following articles under proper seizure as per seizure list;

a) One chocolate colour school bag styled as 'Puma' containing 32 (thirty two) 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 - seized from exclusive and conscious possession of above noted Sujite Prasad and marked as "Exhibit- A".

b) One (01) bottle of "Cefrex" Cough Syrup (containing 100 ml) randomly taken from "Exhibit- A" for examination and marked as "Exhibit A-1".

c) Cash rupees 7,500/- [Rupees Seven thousand and five hundred only] Indian Currency Note in the following denomination;

Rs. 500 X = 11 = 5,500/-

Rs. 100 X = 20 = 2,000/-

Total = 7,500/- [Rupees Seven thousand and five hundred only] [kept inside the right pocket of trouser].

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 Sujite Prasad (27) S/O Lt. Bharad Prasad of Shivanagar, Darjeeling More, PS. Pradhannagar, Dist. Darjeeling to the effect that on 06.10.2021 at about 19:05 hrs I received a specific source input that one person possessing huge quantity of 'Codeine Phosphate' based drugs was standing at Goyel More near NBSTC Workshop under Matigara PS to sell the same to his designed customers. The matter was diarized in Matigara PS GDE No. 306, Dt. 06.10.2021 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 Newton Biswas, ASI Nitai Mandal, Const- 1035 Santosh Rabidas and Const- 986 Rajib Sarkar all of Matigara PS, SPC along with investigation kit left for Goyel More under Matigara PS by Govt. vehicle to verify the veracity of the information. This refers to Matigara PS GDE No. 307, Dt. 06.10.2021 and M.C.C No- 374/2021 Date- 06.10.2021.

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 Goyel More under Matigara PS I contacted two persons namely (1) Md. Azad (38), S/O- Md. Mehebab Ali and (2) Reeru 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 Goyel More near NBSTC Workshop under PS- Matigara at 19.45 hrs and subsequently, being pointed by my source, detained 01 (one) person standing near Goyel More and he was carrying one school bag under his exclusive and conscious 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 person 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 Manabendu Sekhar Rakshit, 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 Goyel More near NBSTC Workshop under Matigara PS to remain present and to supervise the search and seizure.

Accordingly at 20.35 hrs Shri Manabendu Sekhar Rakshit, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at Goyel More under Matigara PS as Special Executive Magistrate, SPC and in presence of two independent witnesses I searched the detained person namely Sujite Prasad following all formalities, keeping his decency and recovered the above noted articles of the accused person namely Sujite Prasad (27) S/O Lt. Bharad Prasad of Shivanagar, Darjeeling More, PS. Pradhannagar, Dist. Darjeeling.

SI. Basudeb Guha.

Contd..

It has been found from the bag under the exclusive and conscious possession of the above named accused person namely Sujite Prasad containing 32 (thirty two) bottles of "Cefrex" cough syrup (each bottle containing 100 ml) containing 32 X 100 ml = 3200 ml i.e., equivalent to 3.2 Kg].

Further, on demand in presence of Shri Manabendu Sekhar Rakshit, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC, the detained person namely Sujite 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 32 (thirty two) bottles [containing 3200 ml i.e., equivalent to 3.2 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 the above noted accused person namely Sujite Prasad at the spot at Goyel More near NBSTC Workshop under the supervision of PS- Matigara, Dist- Darjeeling under proper seizure list in presence of independent witnesses and Manabendu Sekhar Rakshit, 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 Sujite Prasad.

Subsequently, I labelled and sealed the seized articles in presence of Shri Manabendu Sekhar Rakshit, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused person namely Sujite Prasad. The whole process of seizure was made in between 20.45 hrs to 21.15 hrs.

Being further interrogated, the apprehend person namely Sujite Prasad admitted in presence of Manabendu Sekhar Rakshit, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC and independent witnesses that he has procured 'Codeine Phosphate' based drugs clandestinely for the purpose of selling the same in high rate to a designated customer for his personal gain by illegal means. He also disclosed that he has been dealing 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 Sujite 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 Sujite 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 kindly be started against the accused person namely Sujite Prasad (27) S/O Lt. Bharad Prasad Shivnagar, Darjeeling More, PS. Pradhannagar, Dist. Darjeeling and arrange for its investigation.

Enclosures:

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

Received on 06.10.2021 vide MTC PS G.O.E. No. 312 dt. 06.10.2021 and started MTC PS Case No. 1143/2021 dt. 06.10.2021, u/s- 21(c) of NDPS Act and endorsed to SI- Kalipada Barman for its investigation.


6/10/2021

Officer in Charge
Matigara Police Station
Siliguri Police Commissionerate

Yours faithfully,
SI- Basudeb Guha
6/10/2021
(SI Basudeb Guha)
Matigara Police Station
Siliguri Police Commissionerate