



1049

1. P.S. Bhaktinagar Year 2021 FIR No. 1432/21 Date 08/11/2021

2. Act — Sections — ii) Act IPC Sections 188 & 163 sec

iii) Act — Sections — (iv) Others Acts & Sections 59 The food Safety and Standards Act 2006.

3. (a) Occurrence of Offence : Day Monday Date From 08/11/2021 Date To —

Time Period at 17.55 hr Time From — Time To —

(b) Information received at P.S. Date 08/11/2021 Time 20.25 hr

(c) General Diary Reference : Entry No(s) 429 Time 20.25 hr

4. Type of Information : Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. — Beat No. —

(b) Address 2nd Check Post, 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 Samanta Chatterjee

(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) :

Gobind Kumar (29) S/O Han Narayan Yadav of Sagarpan-

pally, PS Bhaktinagar, Dist: Jalpaiguri.

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) :

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

traced as FIR is enclosed herewith /

reproduced over leaf.

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 ASI TANMOY ROY. 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

15. Date & Time of despatch to the court :

Inspector-in-Charge  
Bhaktinagar Police Station  
Signature of the Officer-in-Charge, Police Station  
Name : DANU TSHE RING SHERPA  
Rank : No. SI OF POLICE  
BKN PS / SPC

Noted in original complaint



TO,  
THE INSPECTOR-IN-CHARGE,  
BHAKTINAGAR POLICE STATION,  
SILIGURI POLICE COMMISSIONERATE

Sub:-F.I.R.

Sir,

In producing herewith one arrested accused person namely Gobind Kumar Yadav-29yrs s/o Hari Narayan Yadav of Sarajanipally, PS Bhaktinagar Dist Jalpaiguri permanent address of Vill Balapur PS Bataria Dist Siwan, Bihar along with following seized articles viz:-

- (1) One paper cartoon containing 5.085 Kgs of Different type of Gutkha & Pan Masala
- (2) One plastic sac containing 2.875 Kgs of Different type of Gutkha & Pan Masala

In this regard I beg to state that today i.e. 08.11.21 during my mobile van duty at PS area myself along with ASI Rabin Lama, Const/374 Debraj Biswas, CVF/619 Dharmendra Roy and CVF/935 Biplab Roy all of Bhaktinagar PS had been to 2<sup>nd</sup> Mile, Check Post near Traffic more (This refers to Bhaktinagar PS GDE No-414 dated 08.11.21) and found that the above noted person selling banned Gutkha & Panmasla in his street shop style as Yadav stores thereby violating the Govt of West Bengal order issued by office of the Commissioner of Food safety (Health & Family Welfare Department, Govt of West Bengal) vide order 355/HF/CFS/!M-6/2012(pt.II) dated Kolkata-25.10.21 is as here quote "In pursuance of regulation 2,3,4 of the Food safety and standards (prohibition and Restrictions on sales) Regulations 2011 the manufacture, storage, sale or distribution of Guthka and Panmasala containing tobacco and/or nicotine as ingredients, by whatsoever name it is available in the market, is hereby prohibited for a period of one year with effect from 07<sup>th</sup> day of November, 2021 in the State of west Bengal, in the interest of public health" Unquote.

When police team reached in the shop of the above noted person at 2<sup>nd</sup> Mile check post at about 17.55hrs found that the person selling banned Gutkha and Pan Masala to the general public after violating Govt order. He is violating the Govt order which was passed with a view to stop the sell Gutkha and Panmasala upon the general public as it is injurious to public health. Accordingly I recovered and seized the above noted articles from his possession after preparing seizure list, labelled it duly signed by the witnesses and acknowledge by the accused persons also arrested Gobind Kumar Yadav-29yrs s/o Hari Narayan Yadav of Sarajanipally, PS Bhaktinagar Dist Jalpaiguri u/s 41 Cr.pc after preparing proper arrest memo. Informed Inspector, Food & Safety, (Health & Family Welfare Department, Govt of West Bengal) but he is unable to appear the spot.

**The seizure articles viz:-**

- (1) One paper cartoon containing 5.085 Kgs of Different type of Gutkha & Pan Masala marked as Exhibit-A and Randomly Six pouch taken from mother packet as sample marked as Exhibit-A1)

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SI Shrimanta Chatterjee  
08.11.21

(2) One plastic sac containing 2.875 Kgs of Different type of Gutkha & Pan Masala marked as Exhibit-B and Randomly Six pouch taken from mother packet as sample marked as Exhibit-B1)

I therefore pray that a specific case under proper section of law may kindly be started against the arrested person Gobind Kumar Yadav-29yrs s/o Hari Narayan Yadav of Sarajanipally, PS Bhaktinagar Dist Jalpaiguri permanent address of Vill Balapur PS Bataria Dist Siwan Bihar and arrange for its investigation.

Yours faithfully

*Srimanta Chatterjee*  
SI Srimanta Chatterjee  
Bhaktinagar PS/SPC

08-11-21.

Enclosed:-

Seizure List with seizure articles

Arrest Memo

Received on 08/11/21 at 20.25 hr.  
vide no. NO 429 at 08/11/21  
and started Blom PS case No 1432/21  
at 08/11/21 vs 188 IPC 2/10 in s9 The  
Food Safety & Standards Act 2006 and  
enclosed the same to ASI Tommay Ray  
for its investigation.

↓  
08/11/21.  
Inspector-In-Charge  
Bhaktinagar Police Station  
Jalpaiguri Metropolitan Police