

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

1502



1. Dist. SPC P.S. Bhaktinagar Year 2021 FIR No. 1435/21 Date 08/11/2021
2. i) Act _____ Sections _____ ii) Act IPC Sections 188 21W sec
(iii) Act _____ Sections _____ (iv) Others Acts & Sections 59 of food safety & standards Act

3. (a) Occurrence of Offence : Day Monday Date From 08/11/21 Date To _____
Time Period at evening Time From _____ Time To _____

(b) Information received at P.S. Date 08/11/2021 Time 22.35 hr
(c) General Diary Reference : Entry No(s) 439 Time 22.35 hr

4. Type of Information : _____ Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. _____ Beat No. _____
(b) Address Sastri Nagar Tringamora. PS Bhaktinagar, Jajpagan

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

6. Complainant / Informant :

(a) Name ASI Dipak Karmakar
(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) :
Manoj Gupta (41) S/O Manoj Kumar Gupta of Sastri Nagar, Tringamora. PS Bhaktinagar, Jajpagan.

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

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 attached as FIR is enclosed herewith & produced over leaf
08/11/21

13. Action taken : Since the above report reveals commission of offence(s) as mentioned at item No. 2., registered the case and led up the investigation / directed ASI BHUSAN RAM SINGH to _____
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.

Noted in original complaint

14. Signature / Thumb impression
of the Complainant / Informant

Inspector-in-Charge
Bhaktinagar
Signature of the Officer-in-Charge, Police Station
08/11/21

Name : DWA TSHERING SHERPA

Rank : No. SI OF POLICE
BKNPSI/PC

15. Date & Time of despatch to the court :

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

Sub:-F.I.R.

Sir,

In producing herewith one arrested accused person namely Monoj Gupta-41yrs s/o Mani Kumar Gupta of Sastrinagar Tiranga more, PS Bhaktinagar Dist Jalpaiguri along with following seized articles viz:-

(1) One paper cartoon containing 3.400 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, CVP/614 Sumit Kumar Roy and CVP/935 Biplob Roy all of Bhaktinagar PS had been to Tiranga More Sastrinagar (This refers to Bhaktinagar PS QDE No-428 dated 08.11.21) and found that the above noted person selling banned Gutkha & Panmasla in his street shop style as Mohan 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 07th 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 Sastrinagar Tiranga More at about 19.10 hrs 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 Monoj Gupta-41yrs s/o Mani Kumar Gupta of Sastrinagar Tiranga more, 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 3.400 Kgs of Different type of Gutkha & Pan Masala marked as Exhibit-A and randomly 06 pouch taken as sample from mother packet marked as Exhibit-A1

*Received on 08/11/21 at 22.35 hrs vide CDR NO
439 at 08/11/21 and started Blon PT case No
193517 at 08/11/21 vide 185 JPC/20/21
§9 of Road Safety & Standards Act 2000 &
and enclosed the same to ASI Brijmou Ram Singh
for his investigation.*

[Signature]
Inspector-In-Charge
Bhaktinagar Police Station
Siliguri Metropolitan Police
08/11/21

Bhakti Nagar PS/SPC

I therefore pray that a specific case under proper section of law may kindly be started against the arrested person Monoj Gupta-41yrs s/o Mani Kumar Gupta of Sastrinagar Tiranga more, PS Bhaktinagar Dist Jalpaiguri and arrange for its investigation.

Yours faithfully

ASI *Dipak Karmakar*
ASI Dipak Karmakar
Bhaktinagar PS/SPC

08/11/21

Enclosed:-

Seizure List with seizure articles

Arrest Memo