

# FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



List S.P. P.S. Mahgara Year 2021 FIR No. 1319/21 Date 20 11 2021  
(i) Act N.D.P.S Act Sections 21 (c) (ii) Act N.D.P.S Act Sections  
(iii) Act Others Sections (iv) Others Acts & Sections

(a) Occurrence of Offence : Day Saturday Date From 20 11 2021 Date To  
Time Period Time From 22:15 Time To 23:25 h.

(b) Information received at P.S. Date 20 11 2021 Time 22:45 h.

(c) General Diary Reference : Entry No.(s) 984 Time 23:45 h.

Type of Information : Written / Oral

Place of Occurrence : (a) Direction and Distance from P.S. 2 km West / North approx. Beat No.

(b) Address Mahgara Simultala Near IT Park  
PS - Mahgara Dist D.K.

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

Complainant / Informant:

(a) Name S.I. Newton Biswas

(b) Father's / Husband's Name Nizam Biswas

(c) Date / Year of Birth : X (d) Nationality Indian

(e) Passport No. X Date of Issue : X Place of Issue X

(f) Occupation Sub-Inspector of Police / Siliguri Police (Commercial)

(g) Address Mahgara Police Station / Siliguri Police (Commercial)

Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary): 1) Dilsad Khan (20) S/O Nishat Khan of Uttar Dalkhola Ward NO-15, Post PS Dalkhola Dist Uttar Dinajpur and 2) Md. Islam (40) S/O Saikat Mahomed of Bahadrigachh PO Kuchola PS Islampur

Reasons for delay in reporting by the Complainant / Information Dist Uttar Dinajpur

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

one transparent plastic packet containing 270 grams brown sugar, one transparent plastic packet containing 30 grams brown sugar, and Cash RS. 158,000 (158 thousand only)

Total value of properties stolen / involved One Lakh fifty Eight thousand (158,000) only

Inquest Report / U.D. Case No. if any 30 grams & 5 grams sample

FIR Contents (Attach separate sheets, if required): The original written complaint which is treated as FIR is re-produced overleaf

Action taken : Since the above report reveals commissions of offence(s) as mentioned at item No. 2, registered the case and took up to the investigation directed S.I. Pooresh Basma

investigation / refused investigation / transferred to P.S. of Mahgara PS / Siliguri Police Station jurisdiction. FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

Signature / Thumb impression of the Complainant / Informant

Noted in original complaint

Date & Time of despatch to the court : 21 11 2021 at 11:00 h.

Signature of the Officer-in-Charge, Police Station

Name : Amit Kumar Bhattacharya  
Rank : S.I. of Police  
No. : Mahgara PS / S.P.





Charge  
Station  
Commissionerate

Sub: F.I.R

In producing herewith two (02) arrested accused persons namely 1) Dilsad Khan (20), S/O-Nishar Khan of Uttar Dalkhola, Ward No 15, PO-PS Dalkhola, Dist Uttar Dinajpur and 2) Md Islam(40), S/O- Sarju Muhammad of Bahadigaach, PO Kuchula, PS Islampur, Dist Uttar Dinajpur (not verified) along with the following seized article under proper seizure as per seizure list,

- a) One transparent plastic packet containing 270 grams brown sugar which was kept inside the right side pocket of trousers of Dilsad Khan and marked as "Exhibit A"
- b) One transparent pouch containing 20 grams brown sugar taken as sample from "exhibit A" for examination and marked as "Exhibit A-1"
- c) One transparent plastic packet containing 30 grams brown sugar which was kept inside the right side pocket of jacket of Md Islam and marked as "Exhibit-B"
- d) One transparent pouch containing 05 grams brown sugar taken as sample from "exhibit-B" for examination and marked as "Exhibit B-1"
- e) Cash rupees 1,58000 [Rupees one Lakh Fifty Eight thousand] only in Indian Currency Note in the following denomination,  
Rs. 500 X 280 = 1,40000, Rs. 200 X 21 = 4200/-, Rs. 100 X 138 = 13800/-, Total = 1,58000 [Rupees one Lakh Fifty Eight thousand] only. [Kept inside the left side pocket of trousers of Md. Islam]

I, SI Newton Biswas, S/O- Nirmal Biswas of Matigara Police Station, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted accused persons namely Dilsad Khan and Md Islam (not verified) to the effect that today on 20.11.2021 at about 20.15 hrs I received a specific source input that two persons were standing at Matigara Shimultala near IT Park, under Matigara PS with huge quantity of Brown Sugar for delivering the same to their designed customers at the adjacent areas. The matter was diarized in Matigara PS GDE No. 976, Dt- 20.11.2021 and subsequently, I informed the matter to the Officer-in-Charge, Matigara Police Station in written and being directed, myself along with SI Rashbihari Saha, ASI Binod Jha, C/166 Gopal Saha, C/126 Satrughna Sen all of SOG team, SPC and PSI Shekhar Adhikary of Matigara PS, SPC along with investigation kit left for Matigara Shimultala near IT Park, under Matigara PS by govt. vehicle to verify the veracity of the information. This refers to Matigara PS GDE No. 977, Dt- 20.11.2021 and M.C.C No- 1620/21 Date- 20.11.2021.

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 Matigara Shimultala near IT Park, I contacted two persons namely 1) Md. Azad(39), S/O- Md. Mehebab Ali and 2) Bikash Sha(20), S/O-Pasuram Sha both of Beldangi, Tumba Jote, PO + 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 the independent witnesses noted above reached at Shimultala near IT Park, under Matigara PS at 21.05 hrs and being pointed by my reliable source approached towards two persons standing at Matigara Shimultala near IT Park. At that time seeing the Police party approaching towards them they started fled away from the spot but, however we managed to apprehend them. Thereafter, we disclosed our identity and the information in hand and stated them that they will be searched in person for the purpose. At this, they after disclosing their identity as noted above admitted that they has illegally possessed brown sugar for selling the same to their designed customers as per their requirement. I then gave them option in writing whether they wanted to be searched in presence of an Executive Magistrate or by any Gazetted Officer. At this they 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. Accordingly, I informed the matter to O/C Matigara PS and as per his kind order, I informed to Shri Santanu Tarafder, 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 persons suspected to be possessed Brown Sugar and requested him to come at Matigara Shimultala near IT Park, under Matigara PS to remain present and to supervise the search and seizure.

Contd..

PSI Newton Biswas



Accordingly at 21.45 hrs Shri Santanu Tarafder, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at Matigara Shimultala near IT Park as Special Executive Magistrate, SPC and in presence of two independent witnesses searched the detained persons following all formalities, keeping their decency and recovered the above noted articles from the conscious and exclusive possession of the accused persons namely Dilsad Khan and Md. Islam (not verified). Further, on demand in presence of Shri Santanu Tarafder, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC the detained persons namely Dilsad Khan and Md. Islam (not verified) failed to produce any valid document in support of possessing of the brown sugar.

Thereafter, I weighted both the recovered packet with the weighing instrument and found 270 grams brown sugar kept in a transparent pouch which was kept inside the right side pocket of trousers of Dilsad Khan and marked as "Exhibit- A" and One transparent plastic packet containing 30 grams brown sugar which was kept inside the right side pocket of jacket of Md. Islam and marked as "Exhibit A 1" and 05 grams grams of Brown Sugar from "Exhibit-A" as sample for examination and marked as "Exhibit B-1" Accordingly, I seized brown sugar from "exhibit-B" as sample for examination and marked as "Exhibit B-1" of accused persons namely Dilsad Khan and Md. Islam respectively at the spot at Matigara Shimultala near IT Park under proper seizure list in presence of independent witnesses and Shri Santanu Tarafder, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC obtaining their signature and being acknowledged by the accused persons. Subsequently, I labeled and sealed the seized articles in presence of Shri Santanu Tarafder Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused persons. The whole process of seizure was made in between 22 15hrs to 23 05hrs.

Being further asked, the apprehend persons namely Dilsad Khan and Md. Islam (not verified) admitted in presence of Shri Santanu Tarafder, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC and other independent witnesses that they have procured the brown sugar clandestinely from Kaliyachak, Malda side for the purpose of selling the same at high rate to their designed customer for their personal gain by illegal means. They also disclosed that they have been dealing in this business of procuring and selling of brown sugar illegally for last few months for their wrongful gain.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused persons namely Dilsad Khan and Md. Islam (not verified) are involved in procuring and selling of brown sugar illegally contravening the norms of NDPS Act.

Then, I arrested the above noted accused persons namely Dilsad Khan and Md. Islam (not verified) after observing all formalities and informing the ground of their 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 1) Dilsad Khan (20), S/O-Nishar Khan of Ulla Dalkhola, Ward No-15, PO+PS- Dalkhola, Dist- Uttar Dinajpur and 2) Md. Islam(40), S/O- Sarju Muhamma Bahadigacch, PO-Kuchila, PS-Islampur, Dist- Uttar Dinajpur (not verified) and arrange for its investigation.

Enclosure:

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

Yours faithfully,

Received on 20.11.2024 at 23.45 hrs  
under CDR No 984 Dt 20.11.2024  
and started Matigara PS case  
NO 1319/21 Dt 20.11.2024 MS  
21 (C) NDPS Act and endorse  
to S.I. Parash Barua for  
its investigation.

(S.I. Newton Biswas)  
Matigara Police Station  
Siliguri Police Commissionerate

Office in charge  
Matigara Police Station  
Siliguri Police Commissionerate