

# FIRST INFORMATION REPORT

0657

(Under Section 154 Cr. P.C.)



1. Dist. SPC P.S. Bhaktinagar Year 2021 FIR No. 1588/21 Date 18/12/2021  
 2. (i) Act — Sections — (ii) Act — Sections 21(C)/22(C)/  
 (iii) Act — Sections — (iv) Other Acts & Sections 23(C) NDPS Act.

3. [a] Occurrence of Offence : Day Friday Date From 17/12/21 Date To —  
 Time Period at 11.45 hrs Time From — Time To —  
 [b] Information received at P.S. Date 15/12/2021 Time 04.45 hr

[c] General Diary Reference : Entry No. (s) 1001 Time 04.45 hr  
 4. Type of Information : Written/Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. — Beat No. —  
 [b] Address Olugni more, Haldopara under Bhaktinagar P.S.

Dist. Jaisaiganj  
 [c] In case outside limit of this Police Station, then the Name of the P.S. — District —

6. Complainant / Informant :  
 [a] Name PSI Santosh Subba  
 [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 P.S. - SPC

7. Details of known / suspected / unknown accused with full particulars  
 (Attach separate sheet, if necessary):  
Mahitosh Sarkar @ Karben Sarkar (u) 110 11  
Madhurankhan Sarkar @ Himanchal Sazani Buleno-2  
ward No 4A, P.S. Bhaktinagar Dist. Jaisaiganj

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 treated as FIR, enclosed here with / 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 SI SUBIR SAHA to take up investigation / refuse 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  
Note in original complaint  
 Date & Time of despatch to the court  
 Signature of the Officer-in-Charge 18/12/21  
 Inspector in Charge  
 Bhaktinagar Police Station  
 Jaisaiganj Metropolitan Police  
 Name SAs AMARESH SINGH  
 Rank 1/c P.M.P.S. No. —  
SPC



To,  
The Inspector - in- Charge,  
Bhaktinagar Police Station  
Siliguri Police Commissionerate

Subject - F.I.R.

Sir,  
In producing herewith one accused person namely Mohitosh Sarkar @ Kartick Sarkar(49) s/o Late Madhusudhan Sarkar of Himachal Sarani, Bylane 2, Ward No. 40, haiderpara, PS. Bhaktinagar, Dist. Jalpaiguri under custody and the following seized articles viz:

- 1] Two Hundred and Twenty Six (226) strips of Winspasmo Forte composition of Tramadol HCL, Acetaminophen & Dicyclomine HCL Capsules manufactured and marketed in India by Windlas Biotech Private Limited ( Plant-2), Khasra No. 141 to 143 & 145 Mohabewala Indl. Area, Dehradun- 248110 (U.K) each strip containing eight (08) pieces of capsules [ Total 226 x 08= 1808 Capsules] packed and marked as "Exhibit -A" . Out of which two strips of Winspasmo Forte Capsules each strip containing eight (08) pieces of capsules drew from "Exhibit-A" and marked as "Exhibit A-1" .
- 2] Twenty Four (24) Bottles of Cefrex Cough Syrup composition of Chlorpheniramine Maleate & Codeine Phosphate Syrup manufactured by Three B Healthcare Ltd. Opp. Dental College, Rampur Road, Paonta Sahib, Dist. Sirmour (H.P)-173025 each bottle containing 100 ml marked as " Exhibit- B" out of which two Bottles of Cefrex Cough Syrup each bottle containing 100 ml drew from "Exhibit- B" and marked as "Exhibit -B 1" .

Seized the above noted articles from the possession of accused Mohitosh Sarkar @ Kartick Sarkar(49) s/o Late Madhusudhan Sarkar of Himachal Sarani, Bylane 2, Ward No. 40, haiderpara, PS. Bhaktinagar, Dist. Jalpaiguri.

I, PSI Silessh Subba of Bhaktinagar PS/SPC do hereby lodge this written complaint to the effect that on 17.12.2021 at around 18.15 Hrs I, received a secret source information that one notorious drug peddler namely Kartick Sarkar is standing at Ghugni More, Haiderpara under Bhaktinagar PS/SPC who is possessing huge quantity of contraband drugs suspected to be waiting for his customers to dispose it clandestinely for his wrongful gain and if acted immediately he can be apprehended with the drugs. Accordingly, I diarised the matter vide Bhaktinagar PS G.D.E. No. 961 dated -17.12.2021 and informed the matter to you and as per your kind instruction at around 18.25 Hrs myself along with ASI Rabin Lama , ASI Dipak Karmakar, C/762 Mujbul Rahaman, CVF/614 Sumit Roy left for Haiderpara by Police Vehicle vide Bhaktinagar PS MCC No.2127/21, Date. 17.12.2021 to verify the veracity of the source information.

At around 18.45 Hrs myself along with force reached at Haiderpara and parked the Vehicle at a certain distance from the Ghugni More and started moving towards Ghugni More . On the way towards Ghugni More contacted my source and called two independent witnesses namely 1] Sushanto Sikdar s/o Megha Sarkar of Banerwar More, Khudiram Colony, Eastern Bypass Road, PS Bhaktinagar, Dist. Jalpaiguri and 2] Ajay Ghosh @ Puki s/o Nitai Ghosh of Haiderpara, Sarat Chandra Pally, Buddha Mandir Road, Ward No. 40, PS Bhaktinagar, Dist. Jalpaiguri and informed them about the information in written and requested them to accompany with us as witness during search and seizure if necessary. At about 18.55 hrs. myself along with force arrived at Ghugni More and as identified by my source I arrange to cordoned the above noted accused person from all sides to prevent him from escaping. I then along with my accompanying team manage to apprehend the identified person as noted above. After apprehending myself introduced him as a Police officer and the accompanying team as police personal as a team and detained him. On being asked about his name and address he disclosed his identity as Mohitosh Sarkar @ Kartick Sarkar(49) s/o Late Madhusudhan Sarkar of Himachal Sarani, By Lane 2, Ward No. 40, Haiderpara, PS. Bhaktinagar, Dist. Jalpaiguri. On being asked about the possession of the bag which he was carrying, he did not reveal the content of the bag. Further, on grilling him, he revealed that the bag contains some contraband capsules and cough syrup

Silessh Subba  
Date-18/12/2021

Date & Time of despatch to the District Police Commissioner's Name PSI Silessh Subba  
Rank I/S BKNFI No. 5PC

asked him in written whether he has any objection of any Executive Magistrate or Gazetted officer and in return he agreed to be searched in presence of any Gazetted Officer. I served him a notice in accordance with the provisions of law in this regard. Then at 19.25 Hrs I, apprise Shri Amaresh Singh, Inspector Incharge of Bhaktinagar Police Station, SPC and requested him to be remain present at the spot as a Gazetted Officer for search and seizure of the articles.

At 19.55 Hrs. Shri Amaresh Singh, Inspector Incharge Bhaktinagar Police Station, SPC arrived at the spot and disclosed his identity as Inspector of Police as Gazetted Officer to the accused person. At around 20.10 hrs under the supervision of Shri Amaresh Singh, Inspector Incharge Bhaktinagar Police Station, SPC and the above noted witnesses searched the aforesaid accused person keeping strict regard of his decency and found nothing except wearing apparel and on being searched of his bag recovered the above noted seized articles inside the bag. He further confessed in presence of Gazetted Officer and other witnesses that he has procured the recovered Contraband Capsules and syrup from different places of Siliguri clandestinely for the purpose of its selling for his wrongful gain. On interrogation he disclosed that he has been engaged in such illegal activities since long and has been importing it from different places of Siliguri and selling the same to its adjacent areas. On being asked he failed to produce any documents or license in support of their possession of such contraband capsules and syrup. Then as per direction of Shri Amaresh Singh, Inspector Incharge Bhaktinagar Police Station, SPC I counted the recovered articles and found 1] Two Hundred and Twenty Six (226) strips of Winspasmio Forte Capsules each strip containing 08 capsules labeled and Marked as "Exhibit-A" out of which two (02) strips of Winspasmio Forte Capsules each strip containing 08 capsules drew out from "Exhibit -A 1" and 2] Twenty Four (24) Bottles of "CEPREX" Chlorpheniramine Maleate & Codeine Phosphate Syrup Cough Syrup each bottle containing 100 ml marked as "Exhibit- B" out of which two Bottles of Cefrex Cough Syrup each bottle containing 100 ml drew from "Exhibit- B" and marked as "Exhibit -B 1". I packed, labeled and sealed the bag and sample in presence of witnesses, and seized all the above noted recovered articles as alamats under proper seizure list duly signed by the witnesses and the accused person. The seizure was made in between 20.45 hrs and 22.50 hrs. Then, I arrested the above noted detained accused persons after appraising him ground of arrest. The copy of seizure list and memo of arrest have been supplied to the above noted accused person. Thus, the arrested accused person has violated the terms and conditions of N. D. P. S. Act. for possessing this restricted Narcotics drugs without any legal authority.

Under the above circumstances, I pray before you that a specific case under proper section of law may kindly be registered against the arrested accused person namely Mohitosh Sarkar @ Kartick Sarkar(49) s/o Late Madhusudhan Sarkar of Himachal Sarani, Bylane 2, Ward No. 40, Halderpara, PS. Bhaktinagar, Dist. Jalpaiguri and arrange for its investigation.

Yours faithfully,

Sailesh Subba  
PSI Sailesh Subba 18/12/21  
Bhaktinagar PS/SPC,  
Dated - 18.12.2021.

Enclosure :-

- i) Original Memos of Arrest.
- ii) Original seizure list.
- iii) All the seized articles as per Seizure list

Received on 18/12/21 at 04.05 hrs  
vide GPR NO 1001 dt 18/12/21 and  
Slender Blon DECAN NO 1588/21  
dt 17/12/21, 21(0)/22(0)/23(0) NARS  
Act and enclosed 16 same to  
SI Sudip Saha for its investigation.

18/12/21  
Inspector-in-Charge  
Bhaktinagar Police Station  
Siliguri Metropolitan Police

14. Signature / Thumb impression  
of the Complainant / Informant

6850  
Date 18/12/21  
Bhaktinagar Police Station  
Siliguri Metropolitan Police

Signature of the Officer-in-Charge, Police Station,  
Siliguri Metropolitan Police

Date & Time of despatch to the

Name SRI AMARESH SINGH  
Rank I/C BKNPS No. SPC