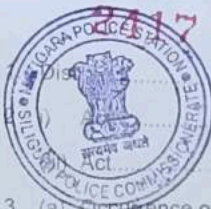


FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



SPC

P.S. Mahgara Year 2021 FIR No. 1459/21 Date 30.12.2021

Sections X ii) Act NDPS Act Sections 21 (c) NDPS

Sections (iv) Others Acts & Sections Ø

3. (a) Occurrence of Offence : Day Date From 30.12.2021 Date To

Time Period Time From 21.45 hr Time To 22.25 hrs

(b) Information received at P.S. Date 30.12.2021 Time 23.35 hrs

(c) General Diary Reference : Entry No(s) 1537 Time 23.35 hrs

4. Type of Information : Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 2 KM North approx. Beat No.

(b) Address Taipolijala under Mahgara Police Station / Siliguri Police Commissionerate

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

6. Complainant / Informant :

(a) Name SI Abhishek Theengh

(b) Father's / Husband's Name Suehandoo Kumar Theengh

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

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

(f) Occupation Sub. Inspector of Police / Siliguri Police Commissionerate

(g) Address Mahgara Police Station / Siliguri Police Commissionerate

7. Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary) : Accd. Nandan Mohanta (20) S/O Manu Mohanta of Bantokhari, Taipolijala, PO Nilmai P.S. Mahgara Dist. D.J.C.

Reasons for delay in reporting by the Complainant / Information

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

One Multi Column bag containing 22 (Twenty Two) bottles of "CFRFX" cough Syrup (each bottle containing 100 mL)

10. Total value of properties stolen / involved One (01) bottle CFRFX for examination

11. Inquest Report / J.D. Case No., if any Exhibit - A1

12. FIR Contents (Attach separate sheets, if required) :

which is treated as the original written Complaint is reproduced on 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 Basu Deb Kumar of Mahgara P/S Officer In-Charge Siliguri Police Commissionerate

investigation / refused investigation / transferred to P.S. Mahgara P/S Matigara 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.

14. Signature / Thumb impression of the Complainant / Informant

SI Abhishek Theengh Signature of the Officer-in-Charge, Police Station Mahgara Police Station Name SI of Police Rank : No. Mahgara P/S

15. Date & Time of despatch to the court : 31.12.2021 at 11:00 hrs.

FIRST INFORMATION REPORT

Officer In-Charge,
Matigara Police Station,
Siliguri Police Commissionerate.

Sub: - F.I.R

Sir,

In producing herewith one (01) arrested accused person namely Nandan Mohanto (20), S/O- Mantu Mohanto of Baniakari, Tripalijote PO- Nimai, PS- Matigara, Dist. - Darjeeling with the following articles under proper seizure as per seizure list;

- a) One multi colour bag containing 22 (Twenty Two) bottles of "CEFREX" Cough Syrup (each bottle containing 100 ml) having Batch No. TBHU 0232, Mfg. Date: 02/2021. Exp. Date: 01/2023 seized from the possession of above noted Nandan Mahanto 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".

I, SI Abhishek Theengh (32), S/O- Sri Suchandra Kumar Theengh of Matigara Police Station, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted accused persons namely Nandan Mohanto (20), S/O- Mantu Mohanto of Baniakari, Tripalijote PO- Nimai, PS- Matigara, Dist. - Darjeeling to the effect that on 30.12.2021 at about 20:15 hrs I received a specific source input that one person possessing huge quantity of 'Codeine Phosphate' based drugs was standing at Tripalijote under Matigara PS to sell the same to their designed local customers. The matter was diarized in Matigara PS GDE No. 1527/21 Dt. 30.12.2021 and subsequently, I informed the matter to the Officer-in-Charge, Matigara Police Station in written and being directed, myself along with ASI Nitai Mandal, Const- 1035 Santosh Rabidas, Const- 1008 Kanak Roy and Const- 986 Rajib Sarkar, all of Matigara PS, SPC along with investigation kit left for Tripalijote under Matigara PS by Govt. vehicle to verify the veracity of the information. This refers to Matigara PS GDE No. 1528/21 Dt. 30.12.2021 and M.C.C No- 1364/021 Date- 30.12.2021.

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 Tripalijote under Matigara PS, I contacted two persons namely (1) Golak Borai (42) s/o Lt. Bhim Borai of Simultala, PO New Rangia, Matigara, Dist Darjeeling and (2) Amal Biswas (52) s/o Lt. Santosh Biswas of Simultala, 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 above noted independent witnesses arrived near Tripalijote, under PS- Matigara at 20.45 hrs and subsequently, being pointed by my source detained 01 (one) person standing near Tripalijote. He had carried one nylon bag under his possession. Thereafter, we disclosed our identity and the information in hand and stated him that he as well as the bag under his possession will be searched for the purpose. And, I 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, he 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 Narendra Kalicotay, 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 near Tripalijote under Matigara PS to remain present and to supervise the search and seizure.

Accordingly at 21:35 hrs Shri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at Tripalijote under Matigara PS as Special Executive Magistrate, SPC and in presence of two independent witnesses I searched the detained person following all formalities, keeping his decency and recovered the above noted article from the exclusive and conscious possession of the accused namely Nandan Mohanto (20), S/O- Mantu Mohanto of Baniakari, Tripalijote PO- Nimai, PS- Matigara, Dist. - Darjeeling.

It has been found from the bag under the possession of the above noted accused person namely Nandan Mohanto containing 22 (twenty two) bottles of "CEFREX" cough syrup (each bottle containing 100 ml) containing 22 X 100 ml = 2200 ml i.e., equivalent to 2.2 Kg.

Further, on demand in presence of Shri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC the detained persons namely Nandan Mohanto failed to produce any valid documents/papers or explanation for possessing of such a huge quantity of 'Codeine Phosphate' based drugs beyond the prescribed limit.

Contd...

Thereafter, I seized the recovered 22 (twenty two) bottles [containing 2200 ml i.e., equivalent to 2.2 Kg] of "CEFREX" Cough Syrup (including 1 (one) bottles of "CEFREX" Cough Syrup (containing 100 ml) which were taken randomly from the mother packet for examination from the conscious possession of above noted accused person namely Nandan Mahanto at the spot at Tripalijote, under Matigara PS under proper seizure list in presence of independent witnesses and Shri Narendra Kalicotay, 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.

Subsequently, I labelled and sealed the seized articles in presence of Shri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused person namely Nandan Mahanto. The whole process of seizure was made in between 21.45 hrs to 22.25 hrs.

Being further asked, the apprehend person namely Nandan Mohanto admitted in presence of Shri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC and other independent witnesses that he have procured the 'Codeine Phosphate' based drugs clandestinely for the purpose of selling the same in high rate to their designed local customer for his personal gain by illegal means. He also disclosed that he have been dealing in 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 Nandan Mohanto 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 Nandan Mohanto 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 Nandan Mohanto (20), S/O- Mantu Mohanto of Baniakari, Tripalijote PO-Nimai, PS- Matigara, Dist. - Darjeeling and arrange for its investigation.

Enclosures:

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

Yours faithfully,

Abhishek Theengh
(SI Abhishek Theengh)
Matigara Police Station

Siliguri Police Commissionerate

Received on 30/12/2024 at 23.35 hrs.
Vide CeDE NO 1537 Dt 30/12/2024 and
started Matigara PS case no 1459/24
Dt 30/12/2024 MS 21 (c) NDPS Act. and
referred to S I Basu Deb Anba.
of Matigara PS for its investigation.

[Signature]
30/12/2024

Officer In-charge
Matigara Police Station
Siliguri Police Commissionerate