

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

1544

1. Dist. SPC P.S. Bhakhnagar Year 2022 FIR No. 281/22 Date 14/03/2022

2. (i) Act Sections (ii) Act Sections (iii) Act Sections (iv) Other Acts & Sections 21(C)/22(C) NDR

3. [a] Occurrence of Offence : Day Monday Date From 14/03/22 Date To Act Time Period at 16:20 hr Time From Time To

[b] Information received at P.S. Date 14/03/2022 Time 20:25 hr

[c] General Diary Reference : Entry No. (s) 1154 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 Near Mahanda Bridge, Under Bhakhnagar PS Dist. Jalpaiguri

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

6. Complainant/Informant:

[a] Name S.I. Sk. Tanjid Ali

[B] Father's / Husband's Name S/O Lt. Sk. Quasim Ali

[c] Date / Year of Birth [d] Nationality Indian

[e] Passport No. Date of Issue Place of Issue

[f] Occupation Police

[g] Address Bhakhnagar PS / Siliguri Police Commissionerate

7. Details of known/suspected/unknown accused with full particulars (Attach separate sheet, if necessary):

1. Md. Yakub Khan (36) S/O Md. Sarafat Khan of Kaliachak, Memnagar, Near Masjid PS Kaliachak, Malda (Kaji) Sha (19) w/o Uda Sha along with baby child in her lap namely Aebalish (son) of Paul gate buswas colony, Near Memnagar, from the same locality.

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

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 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 S.I. S.V.D.P. K.R. 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.

Noted in original complaint. Signature of the Officer-in-Charge, Police Station 14/3/22

14. Signature / Thumb impression of the Complainant / Informant 1152 ni 15:03 22 Date & Time of despatch to the court Name DA S.P.I. AMARESH SINGH Rank I/C No. BKM PS/SPC





To  
The Inspector Incharge  
Bhaktinagar Police Station  
Siliguri Police Commissionerate

Sub: - F.I.R

Sir,

In producing herewith one arrested accused persons namely 1] Md. Yakub Khan (36) s/o Md. Sarafat Khan of Kaliachak, Imamjagir, Near Masjid, P.S Kaliachak, Dist. Malda, (not verified) 2] Kajol Sha (19) w/o Udai Sha of Matigara, Rail Gate, Biswas Colony, Nera Madarsa School, P.S Matigara, Dist. Darjeeling (not verified) with a baby child in her lap (namely Achal Sha (05 years) d/o Udai Sha) along with the following seized articles under proper seizure list:

1] (One) Black Colour Polytehen Bag containing 980 grams of Brown Colour Powder seems to be Brown Sugar (as admitted by accused persons as Brown Sugar), marked as "Exhibit- A".

2] One Nylon Multicolour carry Bag in which "Exhibit - A" was kept, marked as "Exhibit - B".

I, SI Sk. Tamzid Ali s/o Late Sk Quasim Ali of Bhaktinagar PS under Siliguri Police Commissionerate do hereby lodged this written complaint against above mentioned accused persons to the effect that on 14.03.2022 at about 16.20 Hrs, I received a specific source input from SOG (Special Operation Group) team Siliguri Police Commissionerate that one male person and one lady with a child on her lap were standing at 3<sup>rd</sup> Mahananda Bridge, NH 10 under Bhaktinagar PS/SPC possessing a huge quantity of Brown Sugar inside one carry bag for delivering the same to their designed customers at Siliguri. The matter was diarized in Bhaktinagar PS vide Bhaktinagar PS GDE No. 1138, Dated 14.03.2022 and subsequently, I shared the information to I/C Bhaktinagar PS, SPC and being directed by him, myself along with PSI Sailesh Subba, ASI Rabin Lama, ASI Dipak Karmakar, C/376 Debraj Biswas, LC/1348 Menuka Rana left for Mahananda Bridge under PS- Bhaktinagar by Govt. vehicle to verify the veracity of the information vide Bhaktinagar PS GDE no. 1139 dated 14.03.2022 and M.C.C No- 763/2021 Dated 14.03.2022. Before going towards the spot I took the investigation kits from the PS. We were assisted by SI Rasbihari Bose and ASI Binod Jha of SOG, SPC.

Under this circumstance any search warrant or authorization cannot be obtained with a view to intercept them at a time for preventing them from escaping from the spot.

At about 16.35 Hrs we reached near Mahananda Bridge under Bhaktinagar PS and kept the Vehicle at considerable place and started moving by foot towards the Mahananda Bridge. On the way I called two independent witness namely 1] Arun Thakur (27) s/o Jogendar Prasad of Milan Pally, Near R.B.S Club, Samaresh Bose Sarani Road, PS Siliguri, Dist Darjeeling and 2] Abinash Sahani (26) s/o Kailash Sahani of Gandhinagar, Near gupta Building, PS Bhaktinagar, Dist. Jalpaiguri and shared the information in written and asked them to remain present during search and seizure if necessary. The witnesses agreed to remain present during search and seizure with the Police team. Further on being identified and shown by source managed to apprehend above noted male person and one lady with a girl child on her lap who were standing at Mahananda Bridge and were waiting for someone. Thereafter, we detained both of them after maintaining their decency and disclosed our identity as police and the accompanying team as Police team. On being asked their name and address they disclosed their name and identity as 1] Md. Yakub Khan (36) s/o Md. Sarafat Khan of Kaliachak, Imamjagir, Near Masjid, P.S Kaliachak, Dist. Malda, (not verified) 2] Kajol Sha (19) w/o Udai Sha of Matigara, Rail Gate, Biswas Colony, Nera Madarsa School, P.S Matigara, Dist. Darjeeling (not verified) with a girl child in her lap. Further, on enquiry about the content of the bag which they were possessing they did not disclose the content of the bag instead they tried to fabricate the police team and tried to escape from the spot. But due to the alertness of the team they failed to escape. Further on grilling them they admitted that the bag content Brown Sugar inside the bag which they procure from Kaliachak, Malda for the purpose of transporting and for selling the same at the adjacent areas of Siliguri for their wrongful gain. This arose to strong reason to believe that they were possessing Brown Sugar inside the bag. I, gave them option whether they wanted to be searched in presence of Executive Magistrate

Date & Time of despatch to the court

Name DA. C.P.I. AMARLESH SINGH  
Rank I/C No. 13KN PS/SPC



or by any Gazeted Officer. They both agreed and stated that they have no objection to be searched in presence of any Gazetted Officer. Accordingly, I informed the matter to Shri Amaresh Singh I/C Bhaktinagar PS, SPC, as a Gazetted officer, regarding the interception of the accused persons including one lady person with a baby child in her lap suspected to be possessed Brown Sugar and requested him to be present at 3<sup>rd</sup> Mahananda Bridge and to supervise the search and seizure.

Accordingly at 17.25 Hrs Sri Amaresh Singh I/C Bhaktinagar PS, SPC, arrived at the spot as a Gazetted officer and subsequently, under his supervision in presence of witnesses searched both of them after maintaining their decency found nothing except wearing apparels. Further on being searched of the bag which they were possessing recovered one Black Coloured Polythene which content Brown Colour Powder seems to be Brown Sugar. Subsequently, being demanded in presence of Sri Amaresh Singh I/C Bhaktinagar PS, SPC as a Gazetted officer the detained persons failed to produce any valid document in support of possessing the said brown sugar.

Thereafter, in presence of Shri Amaresh Singh as a Gazetted Officer I, weighed the recovered packet with the weighing instrument (not certified) and found total 980 grams said to be Brown Sugar and seized the noted articles in presence of of Sri Amaresh Singh I/C Bhaktinagar PS, SPC, as a Gazetted officer under proper seizure list duly signed by the witnesses and acknowledged by the accused persons. I then packed, sealed and labelled the packet and marked as "Exhibit-A" and one Nylon multicolour carry Bag in which "Exhibit - A" was kept, and marked as Exhibit "B". The whole process of seizure was made in between 17.50 hrs to 18.35 hrs.

Further on enquiry in presence of Shri Amaresh Singh I/C Bhaktinagar PS, SPC as a Gazetted officer the detained persons admitted their guilt and stated that they had procured the brown sugar clandestinely from Kaliachak, Malda for the purpose of selling the same in high rate to their designed customers of Siliguri for their personal gain by illegal means. They also disclosed that they have been engaged in illegal activities since long for their wrongful gain.

Then, I arrested the above noted detained person namely 1] Md. Yakub Khan (36) s/o Md. Sarafat Khan of Kaliachak, Imamjagir, Near Masjid, P.S Kaliachak, Dist. Malda, (not verified) 2] Kajol Sha (19) w/o Udai Sha of Matigara, Rail Gate, Biswas Colony, Nera Madarsa School, P.S Matigara, Dist. Darjeeling (not verified) with a girl child in her lap, after observing all the 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 person namely 1] Md. Yakub Khan (36) s/o Md. Sarafat Khan of Kaliachak, Imamjagir, Near Masjid, P.S Kaliachak, Dist. Malda, (not verified) 2] Kajol Sha (19) w/o Udai Sha of Matigara, Rail Gate, Biswas Colony, Nera Madarsa School, P.S Matigara, Dist. Darjeeling (not verified) with a baby child in her lap and arrange for its investigation.

Enclosure:

- [i] Original Memo of Arrest,
- [ii] Original seizure list along with seized articles.

Received on 14/03/2022 at - 20.25 hr  
vide G.O. NO 1154 dt 14/03/2022 and  
started Ben PS Case NO 281/22  
at 14/03/2022 u/s 21(C)/22(C) NDPS Act  
and endorsed the same to SI Sudip  
len Saha for its investigation.

14/3/22  
(Amaresh Singh)

Inspector-in-Charge  
Bhaktinagar Police Station  
Siliguri Metropolitan Police

Yours faithfully,

SI Sk. Tamzid Ali

SI Sk. Tamzid Ali  
Bhaktinagar PS/SPC  
Date: 14.03.2022

Date & Time of despatch to the court

Name .....  
Rank ..... I/C ..... No. ....

- BKN PS/SPC