

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

0886



Darjeeling P.S. Siliguri Year 2022 FIR No. 335/22 Date 01.04.22

(i) Act Sections (ii) Act Sections (iii) Act Sections (iv) Other Acts & Sections 21(c)/22(c) of NDPS Act

3. [a] Occurrence of Offence : Day Date From 01.4.22 Date To Time Period 12.15 hrs Time To

[b] Information received at P.S. Date on 01.04.22 Time 23.55 hr

[c] General Diary Reference : Entry No. (s) 73 Time 23.55 hr

4. Type of Information : Written/Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 02 Km North Beat No

[b] Address Aiy View More, Siliguri P.S. Siliguri Dist. Darjeeling

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

6. Complainant / Informant :

[a] Name Dipankar Dhar, SI of Police

[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 Govt. Service of W.B. Police

[g] Address Siliguri P.S./SPE, Dist. Darjeeling

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

(Attach separate sheet, if necessary)

1. Tapan Sarker @ Anis Khan (40) So. Lt. Pradip Sarker of Daljote, P.S. Naxalbari, Dist. Darjeeling P/Ad Gaurangjote, PO. Daljote, P.S. Kharibati, Dist. Jh

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

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

1. One red colour cotton carry bag containing of 'Blen - c' cough syrup (CM & CPS) containing 20 (twenty) bottles each containing 100 ml 2. One Scooty bearing Registration no. NB74 AW-0756

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 of the Complainant is treated as FIR which enclosed here with.

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 Anis Khan 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

Signature of the Officer-in-Charge, Police Station Inspector-in-Charge Siliguri Police Station Name Anis Khan Rank SI of Police No.

Date & Time of despatch to the court on 02/4/22 at 10.30 hrs.

To
The Inspector In-Charge,
Siliguri Police Station,
Siliguri Police Commissionerate

Sir,

In producing herewith one (01) arrested person who disclosed his identities namely Tapan Sarkar @ Aariz Khan (40 yrs) S/O Late Pradip Sarkar of Laljijote, PS- Naxalbari, Dist- Darjeeling P/P Goursinghote, P.O -Dulajote, PS- Kharibari, Dist- Darjeeling along with the following seized articles, seized under proper seizure list, duly attached herewith viz :

- i) One (01) red colour cotton carry bag containing of "Bpen-C" Cough Syrup (Chlorpheniramine Meleate & Codeine Phosphate Syrup) containing 20 bottles each containing @ 100 ml each as Exhibit-A having batch no. L1422007 A,
- ii) Two bottles of "Bpen-C" Cough Syrup (Chlorpheniramine Meleate & Codeine Phosphate Syrup) containing 100 ml each taken as sample from the exhibit-A and marked as Exhibits-A1.
- iii) One Scooty bearing registration no. WB74AW0736 marked as Exhibit-B.

I, SI Diptojit Dhar of Siliguri PS, Siliguri Police Commissionerate, do hereby lodge this written complaint against Tapan Sarkar (40 yrs) S/O Late Pradip Sarkar of Laljijote, PS- Naxalbari, Dist- Darjeeling P/P Goursinghote, P.O -Dulajote, PS- Kharibari, Dist- Darjeeling to the effect that on today ie on 01.04.22 at 21.15 hrs I along with PSI Lawang Bomezom, ASI Ratan Kr. Ghosh, ASI 990 Biswajit Ghosh, ASI Pares Nath Choudhury, C/576 Binay Ch. Roy, C/702 Latifur Rahaman, C/522 Anil Barman, C/900 Hrishikesh Barman, TC-737 Jayanta Roy, LC/1252 Anisha Thapa, CV/133 Kartick Das and CV617 Annahari Roy left for Airview more for Naka Chackeing duty vide Siliguri PS G.D.E No. 60 dated 01.04.22 by Govt. Vehicle No. WB 61A0137 driven by CV/285 Krishna Yadav . At 21.30 hrs myself along force started a Naka Checking there. In the mean time Shri Sudip Chakraborty, I/C Siliguri PS and other superior officer reached there. Under the supervision of Shri Sudip Chakraborty, I/C Siliguri PS, Naka Checking was going on. At 21.45 hrs during Naka Checking I along with other officer and force under the supervision of Shri Sudip Chakraborty, I/C Siliguri PS detained one Scooty bearing no. WB74AW0736 and found that one red colour cotton carry bag was in the handle of this scooty. Accordingly we detained him after cordoning there. we had a strong reason to believe that the detained person was carrying contraband Cough Syrup in his exclusive possession for disposing the same.

Subsequently we called two independent witnesses namely; (1) Sanjay Sahani (36 yrs) S/O Sri Suresh Sahani of Santoshi Nagar near Radha Krishna Mandir, Ward No. 05, PS- Siliguri, Dist- Darjeeling and (2) Kishan Mukhiya (27 yrs) S/O Late Binod Mukhiya of Memenata Basu Colony, Ward No. 04, PS- Siliguri Dist- Darjeeling and disclosed our identities and informed them about the mater and requested them in writing to accompany us to witness the Police action. They agreed & gave in writing about their consent to accompany Police during the raid.

Then after I called CS officer SI Suroj Chhetri of Siliguri PS to bring envelope, white paper, sealing wax, gum, seal, etc. At about 22.05 hrs SI Suroj Chhetri of this PS reached at Airview more along envelope, white paper, sealing wax, gum, seal, etc. .


After disclosing our identities, in presence of independent witnesses we had a strong reason to believe that the detained person was carrying contraband Cough Syrup in his exclusive possession for disposing the same at Siliguri town area in concealed manner for supplying/selling the same in Siliguri and its adjacent area for his wrongful gain. On being asked he disclosed his identity as noted above and admitted that he possessed contraband Cough Syrup. Then I gave him option in written whether he wanted to be searched in presence of Executive Magistrate or any Gazetted Police Officer. He agreed to be searched by one of them. Further, I served him option notice in accordance with provisions of law in this regard in writing and he also gave his approval of being searched by any one of them in writing on the notice served to him. Accordingly, I also offered the independent witnesses and the accused person to search our Police Party as per provision of law. But he refused to search the police party, at 22.10 hrs under supervision of Sri Sudip Chakraborty, Inspector -In-charge, of Siliguri Police Station, SPC as Gazetted Police Officer and in presence of two independent and dis-interested public witnesses, searched the detained person following all formalities keeping his decency but nothing could be recovered on his person except his wearing apparels. Then, I opened the said cotton carry bag and found that the above seizure articles was in concealed manner in the said cotton carry bag which is not visible from the outside. Then the detained person confessed that he was carrying these carry bag in concealed manner for selling/supplying to young boys at Siliguri town and its adjacent area. On demand in presence of the Gazetted Police Officer, Sri Sudip Chakraborty, I.C Siliguri PS, he failed to produce any valid document in support of possessing of the said contraband Cough Syrup which was holding by him.


Accordingly I counted the said Cartoon box containing Cough Syrup, which was found in the possession of the above noted detained person and found total 20 bottles of "Bpen-C" Cough Syrup (Chlorpheniramine Meleate & Codeine Phosphate Syrup) containing 100 ml each marked as Exhibit- A, and also collected two bottles of said contraband Cough Syrup containing 100 ml each as sample taken from Exhibits A and marked as Exhibits A1. Then, I seized the above noted articles under proper seizure list and labeled, duly signed by the above noted witnesses, Police personnel and the Gazetted Police Officer, Sri Sudip Chakraborty and duly acknowledge by the detained person. I also supplied a copy of seizure list to the detained person. The whole search, seizure & label was made in between 22.10 hrs and 23.15 hrs. On further asked the apprehended person confessed in presence of Gazetted Police Officer, Sri Sudip Chakraborty, I.C Siliguri PS and other witnesses that he procured the said seized Cough Syrup from Ashigarh side for the purpose of illicit gain. On interrogation he disclosed that he had been dealing in such business of selling the said Cough Syrup illegally since long. Then I arrested the above noted accused person after observing all guidelines of Apex court.

Under the above circumstances, I pray to you that a specific case under proper section of law may kindly be started against the accused Tapan Sarkar @ Aariz Khan (40 yrs) S/O Late Pradip Sarkar of Laljijote, PS- Naxalbari, Dist- Darjeeling P/P Goursinghote, P.O -Dulajote, PS- Kharibari, Dist- Darjeeling

Enclosure:- i) Original Memo of arrest, ii) Original seizure list, iii) All the Seized articles as per seizure list

Received on 01.04.22 at 23:55 hrs.
vide 48 PS GOB No. 73 dt. 01.4.22
Started Siliguri PS Case no. 335/22
dt. 01.4.22 u/s 21(c)/22(c) of NDPS Act
and endorsed to SI Mihir Majumdar
of Siliguri PS for its investigation.


Inspector
Siliguri Police Station
Siliguri Police Commissionerate

Yours faithfully,

(SI Diptojit Dhar)
Siliguri PS/SPC