



FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

2367

1. Dist. SPE P.S. Matigara Year 2020 FIR No. 467/23 Date 24.04.2022

2. (i) Act. NDRS Sections 21(a) (ii) Act. Sections
(iii) Act. Sections (iv) Other Acts & Sections

3. [a] Occurrence of Offence : Day Sunday Date From 24.04.2022 Date To
Time Period Time From 17:50 hrs Time To 19:25 hrs

[b] Information received at P.S. Date 24.04.2022 Time 21:25 hrs

[c] General Diary Reference : Entry No. (s) 1155 Time 21:25 hrs

4. Type of Information : Written / Oral :

5. Place of Occurrence : (a) Direction and Distance from P.S. 8 km. South (approx) Beat No.

[b] Address Hundred feet near Basun Hospital, P.S. Matigara, Dist. Darjeeling

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

6. Complainant / Informant :

[a] Name Biswajit Ghosh

[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 Sub-Inspector of Police, West Bengal Police

[g] Address Home St of, P.S. Matigara, Siliguri Police Commissionerate

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

(i) Md. Nabib @ Zakir (as), s/o Jainuddin of Anuagachh, P.O. Laxmipur, P.S. Chopra, Dist. Uttar Dinajpur and (ii) Samif Alam (s/o) s/o La. Hafizul Islam of Jalraachh, P.O. Laxmipur, P.S. Chopra, Dist. Uttar Dinajpur

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

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

(i) One black coloured carry bag containing 50 bottles 'ETHCOREX-CD' cough syrup of each 100 ml. (ii) One black coloured carry bag containing 50 bottles 'ETHCOREX-CD' cough syrup of each 100 ml.

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 reproduced overleaf.

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 St. Newton to take up investigation / refuse investigation / transferred to P.S. Matigara 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
Officer In-charge
Matigara P.S.
Siliguri Police Commissionerate
Name Amitban Bhattacharjee
Rank St. of Police No. MTGR/SR

Noted on original complaint
Date & Time of despatch to the court



To,
The Officer in Charge,
Matigara Police Station
Siliguri Police Commissionerate, Siliguri.

Sub: - FIR

Sir,

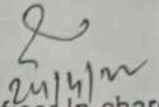
In producing herewith two arrested accused persons namely 1) Md Nabib @ Zakir (M/35) S/O Jainuddin of Vill- Aruagachh, PO- Laxmipur, PS- Chopra, Dist- Uttar Dinajpur and (2) Sarif Alam (M/19) S/O Late Hafijul Islam of Jatragachh, PO- Laxmipur, PS- Chopra, Dist- Uttar Dinajpur along with seized items as follows;

1. One black coloured carry bag kept in a white plastic bag containing 60 bottles ETHCOREX-CD Cough Syrup containing 100 ml each which contains mixture of **4mg Clopheniramine Maleate & 10mg Codeine Phosphate** Manufactured by Three B Health Care Ltd, opp Dental College, Rampur road Paonta Sahib, Dist.- Sirmour (H. P.) – 173025, Each bottle MRP RS. 165/- and marked as **Exhibit-A** and randomly taken one bottle as sample & marked as **Exhibit-A1. (seized from the possession of accused Md Nabib @ Zakir)**
2. One black coloured carry bag kept in a white plastic bag containing 50 bottles ETHCOREX-CD Cough Syrup containing 100 ml each which contains mixture of **4mg Clopheniramine Maleate & 10mg Codeine Phosphate** Manufactured by Three B Health Care Ltd, opp Dental College, Rampur road Paonta Sahib, Dist.- Sirmour (H. P.) – 173025, Each bottle MRP RS. 165/- and marked as **Exhibit-B** and randomly taken one bottle as sample & marked as **Exhibit-B1. (seized from the possession of accused Sarif Alam)**

I SI Biswajit Ghosh O/C, NBMC&H OP under Matigara PS, SPC, Siliguri lodge a written complaint to the effect that on 24.04.22 at 16.05 hrs received a reliable source information that the above noted accused persons are carrying cough syrup at Hundred Feet near Desun Hospital, AH-2 with an intention to sell to the drug addicts at higher prices without prescriptions for their wrongful gain. I diarized the same vide NBMC OP GDE No. 703 dated 24.04.2022 and informed superiors. Accordingly on consent from superiors, myself along with ASI Anupam Roy and Const-500 Mayaram Oraon along with van parties left for Hundred Feet near Desun Hospital, AH-2 vide NBMC OP GDE No 704 dated 24.04.2022 and CC No 581/22 dated 24.04.2022 to work out the information. At the time of departure from the office, I took envelope, white paper, sealing wax, gum, seal, official stamp, stamp pad and all necessary requirements.

At about 16.35 hrs, we arrived at Hundred Feet near Desun Hospital and as indicated by the source we found above mentioned two persons carrying two bags and moving suspiciously. We apprehended them and on interrogation they disclosed their names as 1) Md Nabib @ Zakir (M/35) S/O Jainuddin of Vill- Aruagachh, PO- Laxmipur, PS- Chopra, Dist- Uttar Dinajpur and (2) Sarif Alam (M/19) S/O Late Hafijul Islam of Jatragachh, PO- Laxmipur, PS- Chopra, Dist- Uttar Dinajpur and confessed that they procured and carrying large quantity of cough syrup fraudulently with an intention to sell at Siliguri and surrounding areas illegally for their wrongful gain. On demand they failed to produce any documents to support the possession of said drugs.

Received on 24/04/2022 at 21.25 hrs
vide GDE No-1155 of 24/04/2022 and
recorded MTA PS Case No- 467/2022
of 24/04/2022, u/s- 21(c) of NDPS Act
and endorsed to SI. Newton Biswas
for its investigation.


Officer In-charge
Matigara Police Station
Siliguri Police Commissionerate

SI Biswajit Ghosh

We then detained them and asked them whether they wanted to be searched in presence of Executive Magistrate or Gazetted Officer and they agreed to be searched by any one of them. Then I called Shri Narendra Kalicotay , ACP, SB, SPC as a Special Executive Magistrate to attend at the spot for search and seizure. At 17.45 hrs , Shri Narendra Kalicotay , ACP, SB, SPC appeared at the spot and gave the identity as executive magistrate before detained persons. Then I searched and recovered 60 bottles ETHCOREX-CD Cough Syrup containing 100 ml each which contains mixture of **4mg Clopheniramine Maleate & 10mg Codeine Phosphate** Manufactured by Three B Health Care Ltd, opp Dental College, Rampur road Paonta Sahib, Dist.- Sirmour (H. P.) – 173025, Each bottle MRP RS. 165/- and marked as **Exhibit-A** and randomly taken one bottle as sample & marked as **Exhibit-A1** , from the possession of accused **Md Nabib @ Zakir** and (2) 50 bottles ETHCOREX-CD Cough Syrup containing 100 ml each which contains mixture of **4mg Clopheniramine Maleate & 10mg Codeine Phosphate** Manufactured by Three B Health Care Ltd, opp Dental College, Rampur road Paonta Sahib, Dist.- Sirmour (H. P.) – 173025, Each bottle MRP RS. 165/- and marked as **Exhibit-B** and randomly taken one bottle as sample & marked as **Exhibit-B1** from the possession of accused **Sarif Alam**.

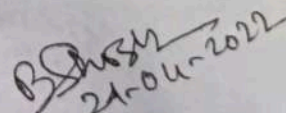
It is seen that all the articles found as mentioned above are prescription drugs which falls under NDPS Act and liable for punishment as per its provision. I seized all the above articles in separate and proper seizure list in presence and duly signed of the witnesses with proper sealing and labeling which was seized from the joint possession of the above mentioned both accused persons. The articles seized are psychotropic substance which is used by the Drug abusers for intoxication. Hence having strong reason to believe that they were committing the offence under NDPS Act I, arrested them by preparing arrest memo and took them under my custody. The seizure was made in between 17.50 hrs and 19.25 hrs. On further interrogation they also confessed they along with few others are running this business illegally. All the accused persons have committed the offence under NDPS Act and liable for punishments as per its provision.

Hence a specific case may kindly be started against both the arrested persons as mentioned above and others and arrange for its investigation.

Yours faithfully,

Enclosure:

- i) Original Memo of Arrest
- ii) Original seizure list with seized articles
- iii) Medical Slip


(SI Biswajit Ghosh)
O/C, NBMC OP under Matigara PS,
SPC, Siliguri.