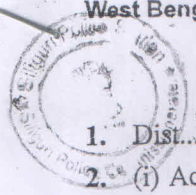


# FIRST INFORMATION REPORT

0221

(Under Section 154 Cr. P.C.)



1. Dist. Darjeeling P.S. Siliguri Year 2022 FIR No. 571/22 Date 16.06.2022

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

3. [a] Occurrence of Offence : Day..... Date From 15/6/22 Date To.....  
Time Period..... Time From 22.05 hr. Time To.....

[b] Information received at P.S. Date On 16.06.22 Time 00.45 hr.  
[c] General Diary Reference : Entry No. (s) 901 Time 00.45 hr

4. Type of Information : ..... Written / Oral : .....

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

[b] Address Bagramate Bus Stand, Ps- 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 Sumit Rawat, Sr. 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 Ps/SPC, Dist- Darjeeling

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

(Attach separate sheet, if necessary):  
① Swapan Sarkar (44) S/o Ranjit Sarkar of Sarboharra colony ward no. 28, Mahabir Khan, Ps- Siliguri, Dist- Darjeeling ② Manik Bhownick (45) S/o Bipin Bhownick of 10 Smt. Rita Paul, Madhya Shantinagar, Near Kali Mandir, Ps Bhantinagar, Dist Jalpaiguri

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

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

(i) One black colour School Bag containing 50 (fifty) bottles of 'winceres' cough syrup (each bottles containing 100 ml) and ② one black colour School bag containing (50) fifty bottles of 'winceres' cough syrup (100 ml each)

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 herewith.

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 Kankan Paul Siliguri to take up investigation / refuse investigation / transferred to P.S..... on point of jurisdiction. FIR read over to the Complaint / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

Signature / Thumb impression of the Complainant / Informant  
SI Sumit Rawat

Signature of the Officer-in-Charge, Police Station  
16/06/2022

Inspector-In-Charge  
Rajib Chatterjee  
Name..... Rank SI of Police No.....

Date & Time of despatch to the court  
on 16/06/22 at 10.30 hrs.

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

**Sub: - F.I.R**

Sir,

In producing herewith two (02) arrested accused persons namely i) Swapan Sarkar (44) S/O Ranji Sarkar of Sarbahara Colony, W-No/28, Mahabir Stn. PS. Siliguri, Dist. Darjeeling and ii) Manik Bhowmik(45) S/O Dilip Bhowmik of C/O Smt. Rita Paul, Madhya Shantinagar, Near Kali Mandir, PS Bhaktinagar, Dist. Jalpaiguri (not verified) along with the following seized article under proper seizure as per seizure list;

- a) One black colour School bag containing 50 (fifty) bottles of "WINCEREX" Cough Syrup (each bottle containing 100 ml) having Batch No. WTTS-1016 which was seized from exclusive and conscious possession of above noted Swapan Sarkar and marked as "Exhibit- A".
- b) One (01) bottle of "WINCEREX" Cough Syrup (containing 100 ml) randomly taken from "Exhibit- A" for examination and marked as "Exhibit A-1".
- c) One black colour School bag containing 50 (fifty) bottles of "WINCEREX" Cough Syrup (each bottle containing 100 ml) having Batch No. WTTS-1016 which was seized from exclusive and conscious possession of above noted Manik Bhowmik and marked as "Exhibit- B".
- d) One (01) bottle of "WINCEREX" Cough Syrup (containing 100 ml) randomly taken from "Exhibit- B" for examination and marked as "Exhibit B-1".

I, SI Sumit Rawat (32), S/O- Puran Rawat of Siliguri Police Station, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted accused persons namely i) Swapan Sarkar (44) S/O Ranjit Sarkar of Sarbahara Colony, W-No/28, Mahabir Stn. PS. Siliguri, Dist. Darjeeling and ii) Manik Bhowmik(45) S/O Dilip Bhowmik of C/O Smt. Rita Paul, Madhya Shantinagar, Near Kali Mandir, PS. Bhaktinagar, Dist. Jalpaiguri (not verified) to the effect that on 15.06.2022 at about 22:05 hrs I received a specific source input that two persons possessing huge quantity of 'Codeine Phosphate' based drugs were standing at Bagrakote Bus Stand under Siliguri PS to sell the same to their designee customers. The matter was diarized in Siliguri PS GDE No.892, Dt. 15.06.2022 and subsequently, I informed the matter to the Inspector-in-Charge, Siliguri Police Station in written and being directed myself along with ASI Rabin Lama, ASI Siben Sarkar, ASI Debasish das, CV 622 Rama Nath Barman and CV 283 Prasanjit Dey all of Siliguri PS, SPC along with investigation kit left for Bagrakote Bus Stand under Siliguri PS by Govt. vehicle to verify the veracity of the information. This refers to Siliguri PS GDE No. 893, Dt. 15.06.2022 and M.C.C No- 847/2022 Date- 15.06.2022.

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 Bagrakote Bus Stand under Siliguri PS I contacted two persons namely (1) Sushil Sarkar (33yrs) S/O- Lt. Sadhan Sarkar of Subashpally, Lichubagan, Ward no- 18, PS- Siliguri, Dist- Darjeeling and (2) Mukul Mahato(24yrs) S/O- Rajesh Mahato of Subashpally, Lichubagan, Ward no- 18, PS- Siliguri 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 at Bagrakote Bus Stand under Siliguri PS at 22.30 hrs and subsequently, being pointed by my source, detained 02 (two) persons standing near Bagrakote Bus Stand and they were carrying School bag under their possession. Thereafter, we disclosed our identity and the information in hand stated them that they as well as the bag under their possession will be searched for the purpose. And, I also gave them option in writing to be searched in presence of any Executive Magistrate or by any Gazetted Officer upon which they agreed to be searched in presence of any one of the above. I also offered the independent witnesses and the accused persons to search our Police Party as per provisions but, they did not search the police party. Accordingly I informed Sri Sudip Chakraborty, Inspector-in-charge of Siliguri Police Station, Siliguri Police Commissionerate regarding the interception of the accused persons suspected to be possessing of 'Codeine Phosphate' based drugs and requested him to come at Bagrakote Bus Stand to remain present and to supervise the search and seizure being the gazette officer.

Contd..

SI Sumit Rawat

Accordingly at 23:20 hrs Sri Sudip Chakraborty, Inspector-in-charge of Siliguri Police Station, SPC arrived at the spot and disclosed his identity to the detained person as well as witnesses as Gazetted Officer. Under the supervision of Sri Sudip Chakraborty, Inspector-in-charge of Siliguri Police Station, SPC as Gazetted Officer and in presence of two independent public witnesses searched was conducted of the detained person following all formalities keeping their decency but nothing could be recovered from their physical possession except wearing apparels. Then conducted search the bags which they were carrying and found the above noted seized articles which was kept inside the bags. On demand in presence of the Gazetted Officer Sri Sudip Chakraborty, Inspector-in-charge of Siliguri Police Station, SPC they failed to produce any valid document in support of possessing of the 'Codeine Phosphate' based drugs which was kept inside their bags.

It has been found from the bag under the possession of the above noted accused person namely Swapan Sarkar containing 50 fifty) bottles of "WINCEREX" cough syrup (each bottle containing 100 ml) containing 50 X 100 ml = 5000 ml i.e., equivalent to 5 Kg]. and accused person namely Manik Bhowmik containing 50 fifty) bottles of "WINCEREX" cough syrup (each bottle containing 100 ml) containing 50 X 100 ml = 5000 ml i.e., equivalent to 5 Kg].

Further, on demand in presence of Sri Sudip Chakraborty, Inspector-in-charge of Siliguri Police Station, Siliguri Police Commissionerate as Gazetted Officer the detained persons namely Swapan Sarkar and Manik Bhowmik failed to produce any valid documents/papers or explanation for possessing of such huge quantity of 'Codeine Phosphate' based drugs beyond the prescribed limit.

Subsequently, I labelled and sealed the seized articles in presence of Sri Sudip Chakraborty, Inspector-in-charge of Siliguri Police Station Siliguri Police Commissionerate, as Gazetted Officer and independent witnesses and the accused persons namely Swapan Sarkar and Manik Bhowmik. The whole process of seizure was made in between 23.30 hrs to 00.10 hrs.

Being further asked, the apprehend persons namely Swapan Sarkar and Manik Bhowmik admitted in presence of Sri Sudip Chakraborty, Inspector-in-charge of Siliguri Police Station, Siliguri Police Commissionerate, as Gazetted Officer and other independent witnesses that they have procured the 'Codeine Phosphate' based drugs clandestinely for the purpose of selling the same in high rate to their designed local customer for their gain by illegal means. They also disclosed that they have been dealing in this business of procuring and selling of 'Codeine Phosphate' based drugs illegally for last few months for their wrongful gain.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused persons namely Swapan Sarkar and Manik Bhowmik are involved in procuring and selling 'Codeine Phosphate' based drugs illegally contravening the norms of NDPS Act.

Then, I arrested the above noted accused persons namely Swapan Sarkar and Manik Bhowmik 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 i) Swapan Sarkar (44) S/O Ranjit Sarkar of Sarbahara Colony, W-No/28, Mahabir Stn. PS. Siliguri, dist. Darjeeling and ii) Manik Bhowmik(45) S/O Dilip Bhowmik of C/O Smt. Rita Paul, Mabhya Shantinagar, Near Kali Mandir, PS. Bhaktiagar, Dist. Jalpaiguri (not verified) and arrange for its investigation.

Enclosures:

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

Yours faithfully,

SI Sumit Rawat  
(SI Sumit Rawat)  
Siliguri Police Station  
Siliguri Police Commissionerate

16/06/2022

16/06/22  
Inspector-In-Charge  
Siliguri Police Station  
Siliguri Police Commissionerate

Received on 16.06.22 at 00.45 hrs vide  
Siliguri PS GDB No. 901 Dt. 16.06.22 started  
Siliguri PS Case No. 571/22 Dt. 16.06.2022  
w/s 21(c)/22(c) of NDPS Act and endorsed  
to SI Kamkan Paul of Siliguri PS for  
its investigation.