

## FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



Dist. Darjeeling P.S. Siliguri Year 2022 FIR No. 673/22 Date 13/7/22  
 Act. Sections (ii) Act. Sections  
 (iii) Act. Sections (iv) Others Acts & Sections 21(c) of NDPS Act 1985

3. (a) Occurrence of Offence : Day Wednesday Date From 13/7/22 Date To  
 Time Period Time From 12.25h Time To 14.35h

(b) Information received at P.S. Date 13/7/22 Time 16.05h

(c) General Diary Reference : Entry No(s) 821 Time 16.05h

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

5. Place of Occurrence : (a) Direction and Distance from P.S. 1.5 Km. South Beat No.

(b) Address Kanu Bhawan, Burdhan Road under Siliguri P.S. SPC.

(c) In case outside limit of this Police Station, then the

Name of the P.S. District

6. Complainant / Informant :

(a) Name Phurba Tendu Sherpa

(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 SP of Police

(g) Address Siliguri P.S. under Siliguri Police Commissionerate

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

(Attach separate sheet, if necessary) :

- ① Ajijul Rahaman (M/38) s/o. Douud Hussion of Sri Rampur PS-Kaliachowk
- ② Habibul Sheikh (M/32) s/o. Gour Hussion of Sri Rampur PS-Kaliachowk, both Dist. Malda
- ③ Md. Nasib (M/38) s/o. Ashim of Thanks More, Coal Depot, W-No 07 PS-Siliguri, Dist-Darjeeling

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

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

① One plastic packet containing 103grms said to be which was kept in light yellow colour bag styled as LIBYA BAG GAG & marked as Exhibit-A

10. Total value of properties stolen / involved unknown

11. Inquest Report / U.D. Case No., if any

12. FIR Contents (Attach separate sheets, if required) : The original written complainant which is treated as FIR 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 SP Subhandu Das of Khalpara TOP. PS. Siliguri. SPC. to take up

investigation / refused 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.

(P)



Dated 13.07.22

Sub: - F.I.R

Sir,

In producing herewith arrested three(03) accused person namely 1) Ajijul Rahaman (38/M) S/O Doud Hussion of Sri Rampur, PS- Kaliachowk, Dist- Malda 2) Habibur Sheikh (32/M) S/O Gouur Hussion of of Sri Rampur, PS- Kaliachowk, Dist- Malda and 3) Md. Nasib (38/M) S/O Late Ashlim of Jhakar More, Coal depot, ward No. 07, PS- Siliguri, Dist- Darjeeling along with the following seized articles as per seizure list viz :-

- (i) One Plastic Packet containing 103 grms said to be Brown Sugar which was kept in light yellow colour bag styled as LIBYA GAG and marked as exhibit "A"
- (ii) 10 grms Brown Sugar taken from exhibits "A" for sample and marked as exhibit "A-I"
- (iii) One Plastic Packet containing 104 grms said to be Brown Sugar which was kept in light yellow colour bag styled as LIBYA GAG and marked as exhibit "B"
- (iv) 10 grms Brown Sugar taken from exhibits "B" for sample and marked as exhibit "B-I"
- (v) One Plastic Packet containing 101 grms said to be Brown Sugar which was kept in light yellow colour bag styled as LIBYA GAG and marked as exhibit "C"
- (vi) 12 grms Brown Sugar taken from exhibits "B" for sample and marked as exhibit "C-I"
- (vii) One light yellow colour school bag styled as LIBYA GAG and marked as exhibit "D"
- (viii) One Black Colour Samsung Dous mobile phone having IMEI No-353876585534189/01 and 359384795534184/01
- (ix) One Blue colour "POCO" phone having IMEI No 866512056004515 and 866512056004523

I, SI Phurba Tendu Sherpa of Khalpara TOP-II under Siliguri PS, Siliguri Police Commissionerate, do hereby lodge this written complaint against namely 1) Ajijul Rahaman (38/M) S/O Doud Hussion of Sri Rampur, PS- Kaliachowk, Dist- Malda 2) Habibur Sheikh (32/M) S/O Gouur Hussion of of Sri Rampur, PS- Kaliachowk, Dist- Malda and 3) Md. Nasib (38/M) S/O Late Ashlim of Jhakar More, Coal depot, ward No. 07, PS- Siliguri, Dist- Darjeeling to the effect that on today (13.07.22) at 12.25 hrs received a specific source information that two person coming from malda along with huge quantity of Brown Sugar in their possession at present and to sell their customer in Siliguri. The matter has been diarized vide Khalpara TOP GDE No.334 dated 13.07.22. Accordingly, I informed the matter to O/C khalpara TOP over telephone and also written and expressed the entire information, accordingly he directed to me to work out the information immediately, so at 12.40 hrs as per his kind direction myself along with SI Subhendu Das, ASI Niranjana Sarkar, ASI samiran Das, C/174 Pradip Kr. Das C/ 516 sunil Roy, C/1183 Nikhil Saha, all of Khalpara TOP-II under Siliguri Police Station, Siliguri Police Commissionerate left for near Kanu Bhawan, Burdhawan road under PS Siliguri to verify the veracity of the information vide M C C. No.432/22 Dt. 13.07.22 which refers to GDE No. 335 Dt. 13.07.22 by Govt. Vehicle No. WB24 Y-5978 driven by CV/142 Biswajit Das. Due to shortage of time and there was very chance to miss the information, hence, I could not able to obtain search warrant.

At the time of departure from PS, I took investigation kit including envelope, white paper, sealing wax, gum, seal, Digital weighing machine (Certified by the weight and Metallurgy department) etc. At about 12.50 hrs we reached at in front of Kanu Bhawan, burdhawan road In the meanwhile I called two independent witnesses namely (1) Sandip Gupta (41/M) S/O Late Binoy Singh Gupta of S.P Mukharjee road, Ward No. 09, PS- Siliguri, Dist- Darjeeling and (2) Amit Ghosh (39/M) S/O Anath Bondhu Ghosh of neheru Road, Khalpara, ward No-09, PS- Siliguri, Dist- Darjeeling We disclosed our identity and informed them about the information in hand and requested them in writing to accompany us in the whole process during

SI. Phurba T Sherpa



search and seizure, if required and they gave in writing about their approval to accompany Police during raid, search and seizure. As per identification by the source I managed to detained three (03) persons which was dealing to sell. After disclosing our identity, we detained the above noted persons with strong reason to believe that he is illegally carrying Brown Sugar in conceal manner for supplying/ selling the same in Siliguri area for their wrongful gain. On being asked they disclosed their identity as noted above and admitted that they possessed Brown Sugar. I then gave them option whether they 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 in writing in the notice served to him. Then I informed the matter to O.C. Khalpara TOP and request to call Executive Magistrate to come at near Kanu Bhawan, burdhawan road to remain present and supervise the search, seizure and label as he being a Executive Magistrate. Accordingly, at 13.20 hrs Sri Moksedur Rahaman ACP, ICP fulbari, SPC (Executive Magistrate) along with O/C Khalpara SI Mrinmay Ghosh with Siliguri PS PC team arrived at the spot in uniform and disclosed his identity to the detained person as well as witnesses as a Executive Magistrate. I also offered the independent witnesses and the accused person to search our Police Party as per provision of law. But they refused to search the police party. Under supervision of Executive Magistrate Sri Moksedur Rahaman ACP, ICP, SPC fulbari and in presence of two independent and dis-interested public witnesses, with video searched the above noted detained person following all formalities keeping his decency and could be recovered noted above articles from their possession. Then the detained persons confessed in presence of Executive Magistrate Sri Moksedur Rahaman ACP, ICP, SPC that they was carrying these packets in conceal manner for selling/supplying in different agent at Siliguri and adjacent area. On demand in presence of the Executive Magistrate Sri Moksedur Rahaman ACP, ICP, SPC they failed to produce any valid document in support of possessing of the Brown Sugar which was kept in the light yellow color school bag. On being asked they further confessed in presence of Executive Magistrate and other witnesses that they procured the same clandestinely for the purpose of selling to their designed Customers in order to earn huge amount of money for their wrongful gain. On interrogation they disclosed that they has been dealing in such illegal drug trafficking business for the last 02 years and selling the same to the adjacent area of Siliguri. On examination of the alleged apprehended persons regarding any documents for carrying / possessing of said brown sugar, they failed to produced any documents or license in support of possessing of such drugs. Then I seized the articles under proper seizure list and label with videographer under the supervision of Executive Magistrate Sri Moksedur Rahaman ACP, ICP, SPC in presence of witnesses duly signed by them as well as accused persons and marked the seized exhibits as noted above. I also taken out sample from the mother packet for examination and report. The whole search, seizure & label was made in between 13.25 hrs and 14.35hrs. Then I arrested the above noted accused persons after observing all guidelines of Apex court of arrest, as they violated the terms and condition of Narcotic Drugs for possessing Brown Sugar without any valid authority & license. I have to complete whole process in quickly as to maintain free flow of Vehicular traffic at Burdhawan road.

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 namely 1) Ajiu Rahaman (38/M) S/O Doud Hussion of Sri Rampur, PS- Kaliachowk, Dist- Malda 2) Habibur Sheikh (32/M) S/O Gouur Hussion of of Sri Rampur, PS- Kaliachowk, Dist- Malda and 3) Md. Nasib (38/M) S/O Late Ashlim of Jhakar More, Coal depot, ward No. 07, PS- Siliguri, Dist- Darjeeling and arrange for its investigation.

Enclosure:

- i) Original Memo of Arrest
- ii) Original seizure list.
- iii) All the Seized articles as per seizure list.

Received vide SLG PS GDE No. 821 dt 13/7/22 and started SLG PS. Case No. 673/22 dt 13/7/22, U/S 21(c) of NDPS Act and endorsed to SI. Subhendu Das of Khalpara TOP. PS. SLG for investigation

Yours faithfully,  
SI Phurba Tendu Sherpa  
(SI Phurba Tendu Sherpa)  
Siliguri Police Station, SPC  
Dt - 13/07/22

13/7/22  
Siliguri Police Station  
Siliguri Police Commissionerate