

4142

(Under Section 154 Cr.P.C.)

1 Dist. SP6 (LDC) P.S. Man Jalpaiguri Year 2012 FIR No. 1069/22 Date 19/09/2022
 2 i) Act Sections ii) Act Sections
 (iii) Act Sections (iv) Others Acts & Sections 21(c)/22(r) NDAS Act.
 3 (a) Occurrence of Offence: Day Monday Date From 19.05.2022 Date To 19.05.2022
 Time Period Time From Time To
 (b) Information received at P.S. Date 19/09/2022 Time 22:25 Hr.
 (c) General Diary Reference Entry No(s) 731 Time 22:25 Hr.
 4 Type of Information Written Written / Oral
 5 Place of Occurrence: (a) Direction and Distance from P.S. 6 Km S.W. Beat No.
 (b) Address Jadukali Area, P.S. Man Jalpaiguri Dist. Jalpaiguri.
 (c) In case outside limit of this Police Station, then the Name of the P.S. District

6 Complainant / Informant:
 (a) Name PLI Anoop Deyali
 (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 (West Bengal Police)
 (g) Address Man Jalpaiguri PS, Siliguri Police Commissionerat.

7 Details of known / suspected / unknown accused with full particulars
 (Attach separate sheet, if necessary):
Arizer Rahman (52) s/o Lt Saifuddin Rahman of Ramchok, P.O. Sherda P.S. Kalimpong Dist. Balda.

8. Reasons for delay in reporting by the Complainant / Information
 9. Particulars of properties stolen / involved (Attach separate sheet, if necessary):

A) 10 (ten) Packet of Nitrozeper Tablet IP style as Nitrosan 10 contains 05 strip each packet (Total 10x5 = 50)
B) One strip Nitrozeper Tablet IP style as Nitrosan 10, (C) 83. Bottle of ibuprofen TABLET & Codeine phosphate Syrup contain 100ml each, (D) One black colour bag style as Jampant.

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
ke produce over leaf.

13. Action taken: Since the above report reveals commission of offence(s) as mentioned at item No. 2., registered Case and took up the investigation / directed SI Newton Biswas of Man Jalpaiguri P.S. to take up investigation / refused 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.

14. Signature / Thumb impression of the Complainant / Informant: On the Original Written Complaint.
 Signature of the Officer-in-Charge Police Station: [Signature]
 Name: PARTHA SARATHI DAS
 Rank: No. SI OF POLICE
 15. Date & Time of despatch to the court:

To
The Officer-In-Charge,
New Jalpaiguri Police Station,
Siliguri Police Commissionerate

Sub: - F.I.R

Sir,

In producing herewith the arrested One accused persons namely Azizar Rahaman (52) s/o Lt. Saituddin Rahaman of Ramchock, PO- Shersai, PS- Kaliachock, Dist.- Maldah along with the following seized articles under proper seizure list :

- (i) 10 (Ten) Packet of Nitrozepam Tablet IP style as Nitrosun 10 contains 05 strip in each packet [Total 10 X 05 = 50 Strip] marked Rupees- 59.50 in each packet market as Exhibit-"A".
- (ii) 01 (One) Strip of Nitrozepam Tablet IP style as Nitrosun 10 taken as sample from Exhibit-"A" marked as Exhibit-"A1"
- (iii) 33 (Thirty Three) bottle of Chlorphenire Makate & Codine Phosphate Syrup contain 100 ml in each bottle marked Rupees- 165.00 in each bottle marked as Exhibit- "B"
- (iv) 01 (One) Bottle of Chlorphenire Makate & Codine Phosphate Syrup contain 100 ml taken as sample from exhibit "B" marked as Exhibit-"B1"
- (v) One Black Color Bag style as Jansports.

1. SI Pradeep Diwali of New Jalpaiguri Police station, Siliguri Police Commissionerate do here by lodge this written complaint against above noted One (01) arrested accused person to the effect that today 19.09.2022 at about 1915 hrs I received a specific source input that One person were standing at Jatiyakali More with huge quantity of Contraband Drugs for delivering the same to their designed customers. The matter was diarized vide NJP PS PS GDE No. 917 Dt. 19.09.2022 and I informed the matter to SI Partha Sarathi Das, Officer-In-Charge, New Jalpaiguri Police Station in writing a letter to him and expressed the entire information. As per his kind direction myself along with other officers and force named VP/13 Jamirul Islam, CV/306 Biswajit Roy and CV/824 Niru Kumar Yadav all of NJP PS, Siliguri Police Commissionerate being headed by me left for Jatiyakali More by govt. vehicle with investigation kit to verify the veracity of the information in hand vide NJP PS GDE No 918 dated 19.09.2022 and M.C.C. No. 1433/22 dated 19.09.2022. In the mean time I also informed the Videographer namely Tapan Mandal s/o Testo Mandal of Bholia More, PS- NJP, Dist.- Jalpaiguri to be present at Jatiyakali More to prepare the Video of whole process of search and seizure if any as well as informed Mobile Van officer who is detailed for Mobile Van vide New Jalpaiguri PS MCC No.- 1430/22 date: 19.09.2022 namely ASI Bhai Chandra Tamang to accompany us during the whole process of search and seizure if any. Under this circumstances any search warrant or authorization cannot be obtained without affording opportunity for the concealment of evidences of facility for the escape of the offender. At about 1955 hrs we arrived at Nipaniya near Jatiyakali More, in opposite side of Jatiyakali Nimna Bunyadi Primary School and on the way to the spot at Jiyaganj Petrolpump under New Jalpaiguri PS. SPC, I called two independent witnesses namely (i) Sukamal Sen Gupta s/o Lt. Subirsen Gupta of Shaktigarh Road No.- 03, PS- NJP, Dist.- Jalpaiguri (ii) Buddha Dev Saha s/o Arun Saha of Suryasen Colony, Boel-A, Ward No.- 34, PS- NJP, Dist.- Jalpaiguri and disclosed our identity and informed them about the information in hand and requested them to accompany us and remain present in the whole process during search and seizure if necessary with a written letter and necessary permission of their presence and act as witnesses under relevant provision of law. After arrival at the spot and as identified by the source we found that 01 (one) person carrying black bag were standing at Nipaniya near Jatiyakali More, in opposite side of Jatiyakali Nimna Bunyadi Primary School, under PS- NJP, Dist.- Jalpaiguri which was matched with our information. Accordingly, we intercepted the above person who disclosed his identity as noted above.

After disclosing our identity, we detained the above noted person with a strong reason to believe that he illegally possessing Contraband Drug in his possession which he is carrying in his back for selling the same to their designed customers for his wrongful gain. On being asked he confessed that he possessed contraband Drug in his possession. I then gave him option in writing whether he wanted to be searched in presence of Executive Magistrate or by any Police Gazetted Officer. Then he agreed to be searched by any one of them. Further, I served him a notice in accordance with provisions of law in this regards, I also offered the independent witnesses and the apprehended persons to search our Police Party as per provision of law but they denied to search police party. Accordingly, I informed the matter to the Officer-In-Charge, NJP PS and as per his kind order I informed the fact to Sri Santanu Tarafdar, WBPS, Assistant Commissioner of Police, AP, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day regarding the interception of the accused person suspected to be possessed of Contraband Drug in his bag carrying, by him and requested him to come to the spot and to

supervise the search and seizure being a gazetted officer. Accordingly at 2045 hrs Sri Santanu Tarafdar, WBPS, Assistant Commissioner of Police, AP, Siliguri Police Commissionerate arrived at the spot and accordingly, I disclosed his identity to the detained persons as Special Executive Magistrate of Siliguri Police Commissionerate.

Then in presence of Sri Santanu Tarafdar, WBPS, Assistant Commissioner of Police, AP, Siliguri Police Commissionerate detailed as Special Executive Magistrate and two independent public witnesses searched the detained person following all formalities and recovered (i) 10 (Ten) Packet of Nitrozepam Tablet IP style as Nitrosun 10 contains 05 strip in each packet [Total 10 X 05=50 Strip] marked Rupees- 59.50 in each packet marked as Exhibit "A" and (ii) 33 (Thirty Three) bottle of Chlorphenire Makate & Codine Phosphate Syrup contain 100 ml in each bottle marked Rupees- 165.00 in each bottle marked as Exhibit "B" which is kept in Black Color Bag style as Jansports. On demand in presence of the Sri Santanu Tarafdar, WBPS, Assistant Commissioner of Police, AP, Siliguri Police Commissionerate he failed to produce any valid document in support of possessing of Contraband Drugs which he is carrying as well as without valid documents.

Thereafter, in presence of Sri Santanu Tarafdar, WBPS, Assistant Commissioner of Police, AP, Siliguri Police Commissionerate and independent witnesses I took out the following samples (i) 01 (One) Strip of Nitrozepam Tablet IP style as Nitrosun 10 taken as sample from Exhibit "A" marked as Exhibit "A1" (ii) 01 [One] Bottle of Chlorphenire Makate & Codine Phosphate Syrup contain 100 ml taken as sample from exhibit "B" marked as Exhibit "B1". Further, on demand in presence of Sri Santanu Tarafdar, WBPS, Assistant Commissioner of Police, AP, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day as well as independent witnesses the above noted detained persons failed to produce any valid documents in support of possessing of contraband Drugs. Thus when his involvement in carrying and possessing Contraband Drugs was established, then I seized the above noted articles from the exclusive possession of the above noted accused persons at the spot at Nipaniya near Jatiyakali More, in opposite side of Jatiyakali Nimna Bunyadi Primary School, under PS- NJP, Dist.- Jalpaiguri under proper seizure list in presence of Sri Santanu Tarafdar, WBPS, Assistant Commissioner of Police, AP, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day as well as independent witnesses as noted above and acknowledged by the accused person. Subsequently, I labeled the seized articles in presence of Sri Santanu Tarafdar, WBPS, Assistant Commissioner of Police, AP, Siliguri Police Commissionerate and independent witnesses and accused persons as noted above. The whole process of seizure was made in between 2055 hrs to 2145 hrs on 19.09.2022. On further asked he confessed in presence of Sri Santanu Tarafdar, WBPS, Assistant Commissioner of Police, AP, Siliguri Police Commissionerate acting as Special Executive Magistrate and other witnesses that he procured the Contraband Drugs clandestinely from Malda for the purpose of supply the same to their designed customers at Siliguri area as per their requirement for their personal gain by illegal means. On interrogation he also disclosed that he have been dealing in such business of selling of Contraband Drugs illegally for last few months.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused persons namely Azizar Rahaman (52) s/o Lt. Saifuddin Rahaman of Ramichock, PO- Shersai, PS Kaliachock, Dist. Maldah is involved in procuring and selling of Contraband Drugs illegally and contravening the norms of NDPS Act was established. Then, I arrested the above noted accused person after observing all guidelines of Apex court of arrest as well as after disclosing the cause of arrest and issued necessary Memo of Arrest. The whole process of seizure and arrest was made in-between 2055 hrs to 2145 hrs.

Under the above noted facts and circumstances, I pray to you that a specific case under proper sections of law may kindly be started against the above noted arrested accused persons namely Azizar Rahaman (52) s/o Lt. Saifuddin Rahaman of Ramichock, PO- Shersai, PS- Kaliachock, Dist.- Maldah (Not verified) and arrange for its investigation.

This complaint is draft at New Jalpaiguri PS's Computer.

Yours faithfully,

SI Pradeep Diyali

SI Pradeep Diyali
NJP PS, SPC

Date :- 19.09.2022.

Enclosure

- i) Original Memo of Arrests
- ii) Original seizure list along with all seized article as per seizure list.
- iv) 02 Witness Notices
- v) 04 Carbon copy of Labels
- vi) Received copy of Notice to Gazatted Officer..
- vii) 01 Accused Notice.
- viii) MCC vide MCC No.- 1433/22 dated 19.09.2022

Received on 19/09/2022 at 22:25 hrs.
vide GDE No. 931 dated 19/09/22 one no.
1049/22 O/N 21(c)/22 (C) NDPS Act, 1985
and advised the same to SI Newton Bhow
for its investigation.

Officer-In-Charge
New Jalpaiguri Police Station
Siliguri Metropolitan Police