

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



PS. Siliguri Year 2022 FIR No. 889/22 Date 24.09.22
Sections (ii) Act Sections
Sections (iv) Others Acts & Sections 21(C)/22(C) of NDPS Act.

3. (a) Occurrence of Offence : Day Date From 24.09.22 Date To
Time Period Time From 13.45 hrs Time To

(b) Information received at P.S. Date 24.09.22 Time 19.15 hrs
(c) General Diary Reference : Entry No(s) 1399 Time 19.15 hrs

4. Type of Information : written Written / Oral /

5. Place of Occurrence : (a) Direction and Distance from P.S. 2 km north Beat No.
(b) Address Gaza huly, 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

(b) Father's / Husband's Name Sho- Purnam Rawat

(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 PS, SP

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary) :
1. Indrani Roy (40 yrs) Sho- manoj Roy of Udayam Colony, w/no-23, ps- Siliguri, Dist- Darjeeling.

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

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

i) One Hundred Sixty One (161) Box of AKS- PRIMEVAN (Tramadol Hydrochloride, Acetaminophen & Dicyclomine Hydrochloride Capsules) each box containing Six (06) strips and each strip containing Twenty four (24) capsules ii) Two (02) strips of AKS- PRIMEVAN (Tramadol Hydrochloride, Acetaminophen & Dicyclomine Hydrochloride Capsules) iii) Nine (09) Box of SPASMO- PROXYVON PLUS (Dicyclomine Hydrochloride, Tramadol Hydrochloride, Acetaminophen Capsules) each box containing Six (06) strips and each strip containing Twenty four (24) capsules iv) Two (02) strips of SPASMO- PROXYVON PLUS (Dicyclomine Hydrochloride, Tramadol Hydrochloride, Acetaminophen Capsules) v) Ninty (90) Box of Nitrosun 10 (Nitrazepam Tablets IP) each box containing Ten (10) strips each strip containing Ten (10) tablets vi) Two (02) strips of Nitrosun 10 (Nitrazepam Tablets IP) vii) Three Hundred Eighteen (318) bottles of EUTSS- C COUGH SYRUP (Chlorpheniramine Maleate & Codeine Phosphate Cough Syrup) each bottle containing 100ml viii) Two (02) bottles of EUTSS- C COUGH SYRUP (Chlorpheniramine Maleate & Codeine Phosphate Cough Syrup).

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 Basudeb Gaha of Siliguri PS to take up investigation / refused investigation / transferred to P.S. Siliguri PS 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
Si Sumit Rawat

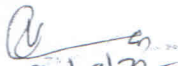
Signature of the Officer-in-Charge, Police Station
24/09/22
Name : Kanwarjit Singh Inspector-In-Charge
Rank : No. ... Siliguri PS

15. Date & Time of despatch to the court :
On 25.09.22 at 10.30 hrs

Received on 24.09.22 at 19.15 hrs vide sig
PS W/O No-1399 dt 24.09.22 and started sig
copy- 880/22 dt 24.09.22 v/s - 21(c)/22(c) of
NDPS Act and endorsed to SI Basudeb Aha
for its investigation.

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

Sub: - F.I.R


24/09/22
Inspector-In-Charge
Siliguri Police Station
Siliguri Police Commissionerate.

Sir,

In producing herewith one (01) arrested accused person namely Indranil Roy (40yrs) S/o- Manoj Roy of Udayan Colony, W/No - 23, PS- Siliguri, Dist- Darjeeling along with the following articles under proper seizure as per seizure list;

- i) One Hundred Sixty One (161) Box of AKS- PRIMEVAN (Tramadol Hydrochloride, Acetaminophen & Dicyclomine Hydrochloride Capsules) each box containing Six (06) strips and each strip containing Twenty four (24) capsules. Total 161 X 6 = 966 X 24 = 23184 capsules and marked as 'Exhibit - A'.
- ii) Two (02) strips of AKS- PRIMEVAN (Tramadol Hydrochloride, Acetaminophen & Dicyclomine Hydrochloride Capsules) randomly taken from 'Exhibit - A' for examination and marked as 'Exhibit - A-1'.
- iii) Nine (09) Box of SPASMO- PROXYVON PLUS (Dicyclomine Hydrochloride, Tramadol Hydrochloride, Acetaminophen Capsules) each box containing Six (06) strips and each strip containing Twenty four (24) capsules. Total 9 X 6 = 54 X 24 = 1296 capsules and marked as 'Exhibit - B'.
- iv) Two (02) strips of SPASMO- PROXYVON PLUS (Dicyclomine Hydrochloride, Tramadol Hydrochloride, Acetaminophen Capsules) randomly taken from 'Exhibit - B' for examination and marked as 'Exhibit - B-1'.
- v) Ninty (90) Box of Nitrosun 10 (Nitrazepam Tablets IP) each box containing Ten (10) strips each strip containing Ten (10) tablets. Total 90 X 10 = 900 X 10 = 9000 tablets and marked as 'Exhibit - C'.
- vi) Two (02) strips of Nitrosun 10 (Nitrazepam Tablets IP) randomly taken from 'Exhibit - C' for examination and marked as 'Exhibit - C-1'.
- vii) Three Hundred Eighteen (318) bottles of EUTSS - C COUGH SYRUP (Chlorpheniramine Maleate & Codeine Phosphate Cough Syrup) each bottle containing 100ml. (318 X 100 ml = 31800 ml = 31.800 kg) and marked as 'Exhibit - D'.
- viii) Two (02) bottles of EUTSS - C COUGH SYRUP (Chlorpheniramine Maleate & Codeine Phosphate Cough Syrup randomly taken from 'Exhibit - D' for examination and marked as 'Exhibit - D-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 person namely Indranil Roy (40yrs) S/o- Manoj Roy of Udayan Colony, W/No - 23, PS- Siliguri, Dist- Darjeeling to the effect that on 24.09.2022 at about 13:45 hrs I received a specific source input that one person is storing/selling huge quantity of Cough Syrup 'Codeine Phosphate' based drugs, Capsules and Tablets at his shop styled as "Roy enterprise" situated at Gaza Gully under Siliguri PS. The matter was diarized in Siliguri PS GDE No. 1389, Dt- 24.09.2022 and subsequently, I informed the matter to the Inspector - In-Charge, Siliguri Police Station in written and being directed, myself along with SI Phurba Sherpa, ASI Siben Sarkar, ASI Subir Sen, ASI Debasish Das, CV 622 Ramanath Barman and CV 283 Prasanjit Dey all of Siliguri PS, SPC along with investigation kit left for Gaza Gully under Siliguri PS by Govt. vehicle to verify the veracity of the information. This refers to Siliguri PS GDE No. 1390, Dt- 24.09.2022 and M.C.C No- 1691/2022 Date- 24.09.2022.

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 Gaza Gully under Siliguri PS I contacted two persons namely (1) Kartick Das (53yrs), S/o- Lt. Manindra Das of Sripally Road no- 07, W/no- 31, PS- NJP, Dist- Jalpaiguri, Ph no- 9434464706 and (2) Debabrato Neogi (50yrs), S/o- Nirendranath Neogi of Sukantapally, Teenbatti more, W/no- 32, PS- NJP, Dist- Jalpaiguri, Ph no- 9434212144 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 'Roy Enterprise', Gaza Gully under PS- Siliguri at 14.10 hrs and subsequently, being pointed by my source, I along with force entered Roy enterprise and found the above noted accused person arranging and filing the contrabands articles by himself. Thereafter we disclosed our identity and informed him about the information in hand and his medical shop will be searched for the purpose. I also gave him option in writing to be searched in presence of an Executive Magistrate or by any Gazetted Officer upon which he agreed to be searched in presence of any one of the above in written. I also offered the independent witnesses and the accused person to search our Police Party as per provisions of law but, they denied to search the police party. Consequently, I informed the matter to I/C Siliguri PS and as per his kind direction, I informed to Shri Passang Topgey Bhutia, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC for the day, regarding the detention of the accused person suspected to be storing/selling of Cough Syrup 'Codeine Phosphate' based drugs, Capsules and Tablets illegally and requested him to come at 'Roy Enterprise', Gaza Gully under Siliguri PS to remain present and to supervise the search and seizure.

Accordingly at 15:15 hrs Shri Passang Topgey Bhutia, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at 'Roy Enterprise', Gaza Gully under Siliguri PS as Special Executive Magistrate and in presence of two independent witnesses, I searched the shop (Roy Enterprise, medical Shop) of Indranil Roy and he produced the above noted seized contraband articles i) One Hundred Sixty One (161) Box of AKS- PRIMEVAN (Tramadol Hydrochloride, Acetaminophen & Dicyclomine Hydrochloride Capsules) each box containing Six (06) strips and each strip containing Twenty four (24) capsules. Total 161 X 6 = 966 X 24 = 23184 capsules and marked as 'Exhibit - A', ii) Two (02) strips of AKS- PRIMEVAN (Tramadol Hydrochloride, Acetaminophen & Dicyclomine Hydrochloride Capsules) randomly taken from 'Exhibit - A' for examination and marked as 'Exhibit - A-1', iii) Nine (09) Box

of SPASMO- PROXYVON PLUS (Dicyclomine Hydrochloride, Tramadol Hydrochloride, Acetaminophen Capsules) each box containing Six (06) strips and each strip containing Twenty four (24) capsules. Total $9 \times 6 = 54 \times 24 = 1296$ capsules and marked as 'Exhibit - B', iv) Two (02) strips of SPASMO- PROXYVON PLUS (Dicyclomine Hydrochloride, Tramadol Hydrochloride, Acetaminophen Capsules) randomly taken from 'Exhibit - B' for examination and marked as 'Exhibit - B-1', v) Ninty (90) Box of Nitrosun 10 (N) (Nitrazepam Tablets IP) each box containing Ten (10) strips each strip containing Ten (10) tablets. Total $90 \times 10 = 900 \times 10 = 9000$ tablets and marked as 'Exhibit - C', vi) Two (02) strips of Nitrosun 10 (N) (Nitrazepam Tablets IP) randomly taken from 'Exhibit - C' for examination and marked as 'Exhibit - C-1', vii) Three Hundred Eighteen (318) bottles of EUTSS - C COUGH SYRUP (Chlorpheniramine Maleate & Codeine Phosphate Cough Syrup) each bottle containing 100ml. ($318 \times 100 \text{ ml} = 31800 \text{ ml} = 31.800 \text{ kg}$) and marked as 'Exhibit - D' and viii) Two (02) bottles of EUTSS - C COUGH SYRUP (Chlorpheniramine Maleate & Codeine Phosphate Cough Syrup randomly taken from 'Exhibit - D' for examination and marked as 'Exhibit - D-1'.

Further, on demand in presence of Shri Passang Topgey Bhutia, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC and two independent witnesses the detained person namely Indranil Roy failed to produce any valid documents/papers or explanation for storing/selling of such huge quantity of Cough Syrup 'Codeine Phosphate' based drugs, Capsules and Tablets beyond the prescribed limit.

Thereafter, I seized the recovered One Hundred Sixty One (161) Box of AKS- PRIMEVAN (Tramadol Hydrochloride, Acetaminophen & Dicyclomine Hydrochloride Capsules) each box containing Six (06) strips and each strip containing Twenty four (24) capsules. Total $161 \times 6 = 966 \times 24 = 23184$ capsules, including two (02) strips of AKS- PRIMEVAN (Tramadol Hydrochloride, Acetaminophen & Dicyclomine Hydrochloride Capsules) randomly taken from mother packet for examination, Nine (09) Box of SPASMO- PROXYVON PLUS (Dicyclomine Hydrochloride, Tramadol Hydrochloride, Acetaminophen Capsules) each box containing Six (06) strips and each strip containing Twenty four (24) capsules. Total $9 \times 6 = 54 \times 24 = 1296$ capsules, including two (02) strips of SPASMO- PROXYVON PLUS (Dicyclomine Hydrochloride, Tramadol Hydrochloride, Acetaminophen Capsules) randomly taken from mother packet for examination, Ninty (90) Box of Nitrosun 10 (N) (Nitrazepam Tablets IP) each box containing Ten (10) strips each strip containing Ten (10) tablets. Total $90 \times 10 = 900 \times 10 = 9000$ tablets, including two (02) strips of Nitrosun 10 (Nitrazepam Tablets IP) randomly taken from mother packet for examination, Three Hundred Eighteen (318) bottles of EUTSS - C COUGH SYRUP (Chlorpheniramine Maleate & Codeine Phosphate Cough Syrup) each bottle containing 100ml. ($318 \times 100 \text{ ml} = 31800 \text{ ml} = 31.800 \text{ kg}$), including two (02) bottles of EUTSS - C COUGH SYRUP (Chlorpheniramine Maleate & Codeine Phosphate Cough Syrup) randomly taken from mother packet for examination from the shop of Indranil Roy styled as 'Roy enterprise' at Gaza Gully under Siliguri PS, Dist- Darjeeling under proper seizure list in presence of independent witnesses and Shri Passang Topgey Bhutia, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC obtaining their signature and being acknowledged by the accused person namely Indranil Roy.

Subsequently, I labelled and sealed the seized articles in presence of Shri Passang Topgey Bhutia, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused person namely Indranil Roy. The whole process of seizure was made in between 15.30 hrs to 17.30 hrs.

Being further interrogated, the apprehend person namely Indranil Roy admitted in presence of Shri Passang Topgey Bhutia, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC and independent witnesses that he is Storing/Selling the 'Cough Syrup 'Codeine Phosphate' based drugs, Capsules and Tablets clandestinely selling the same in high rate to his designed customer for his personal gain by illegal means. He also disclosed that he has been dealing in this business of storing/selling of Cough Syrup 'Codeine Phosphate' based drugs, Capsules and Tablets illegally for last one year for his wrongful gain.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Indranil Roy is involved in storing/selling Cough Syrup 'Codeine Phosphate' based drugs, Capsules and Tablets illegally contravening the norms of NDPS Act.

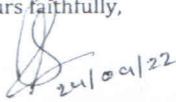
Then, I arrested the above noted accused person namely Indranil Roy after observing all formalities and informing the ground of his arrest and issued necessary Memo of Arrest.

Under the above circumstances, I pray to you that a specific case under proper section of law may kindly be started against the accused person namely Indranil Roy (40yrs) S/o- Manoj Roy of Udayan Colony, W/No - 23, PS- Siliguri, Dist- Darjeeling and arrange for its investigation.

Enclosures:

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

Yours faithfully,


(SI Sumit Rawat)

Siliguri Police Station
Siliguri Police Commissionerate