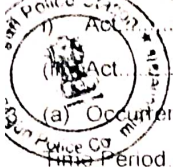


FIRST INFORMATION REPORT (Under Section 154 Cr. P.C.)

1666

1. Dist. Damjeeling P.S. Siliguri Year 2022 FIR No. 913/22 Date 04.10.22



Sections ii) Act Sections

Sections (iv) Others Acts & Sections 21(a) N.D.P.S. Act

(a) Occurrence of Offence : Day Date From 04.10.22 Date To

Time From 12.30 hrs Time To

(b) Information received at P.S. Date on 04.10.22 Time 21.45 hrs

(c) General Diary Reference : Entry No(s) 211 Time 21.45 hrs

4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 1.7 Km North Beat No.

(b) Address Sevoke Road in front of Akas Radiators beside M-BAZAR, PS- Siliguri, Dist- Damjeeling

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

6. Complainant / Informant :

(a) Name Bapi Ch. Dey

(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 Panitanki T.P. under Siliguri P.S.

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

(Attach separate sheet, if necessary) : ① Kanak Banik S/O - Mahadeb Banik C/O - Rabi which W/O - Late Rabi Choudhary of Timrupara Thankar more, W/O - 04, PS - Siliguri, Dist - Damjeeling.

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

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

i) 18 strips of "PROXYCO-SPAS" Dicyclomine HCl, Tramadol HCL & Acetaminophen Capsules each strip containing 24 (twenty four) PCS Capsules 50 mg. ii) 03 (Three) strips of " Nitrazepam Tablets" 10 mg, each strip content 10 PCS total 30 PCS tablets. iii) One orange color nylon bag iv) 130 PCS white small envelope.

12. FIR Contents (Attach separate sheets, if required) : The original written complaint 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 Uday Shankar Munsal of P.S. T.P. to take up investigation / refused investigation / transferred to P.S. Siliguri 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.

Noted in written complaint.

14. Signature / Thumb impression of the Complainant / Informant

Signature of the Officer-in-Charge, Police Station Inspector-In-Charge Name : Kamal K. Das Siliguri Police Station Rank : No. SP of Police, Siliguri P.S.

15. Date & Time of despatch to the court : on 05.10.22 at 10.50 hrs

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

Sub :- FIR

Sir,

In producing herewith one (01) arrested accused person namely 1) Kanak Banik 52yrs s/o Mahadeb Banik C/o Rubi Ghosh w/o Late Rabi Ghosh of Timulpara Jhankar More Ward No - 4 PS, Siliguri Dist. Darjeeling along with following seized articles viz,

- i. 18 (Eighteen) strips of "PROXYCO-SPAS" Dicyclomine HCl, Tramadol HCl & Acetaminophen Capsules each strip containing 24 (twenty four) PCS Capsules 50mg. total 432 pcs capsuls. "Marked as Exhibit - "A".
- ii. 01 (One) strips of "PROXYCO-SPAS" Dicyclomine HCl, Tramadol HCl & Acetaminophen containing 24 (twenty four) PCS Capsules 50mg. taken as sample from. "Marked as Exhibit - "A" for examination and .Marked as Exhibit - "A-1".
- iii. 03 (Three) strips of "Nitrazepam Tablets" 10 mg, each strip content 10 pcs total 30 (thirty) pcs Tablets. Marked as Exhibit - "B". One strip total 10 tablets taken as sample from mother Exhibit- "B" as sample for examination. Marked as Exhibit - "B-1".
- iv. One orange color nylon bag inside the bag SI No I & II.
- v. 130 pcs white small envelope.

I, SI Bapi Ch Dey of Panitanki TOP, under Siliguri Ps, Siliguri Police Commissionerate do here by lodged this complaint against the above mentioned one arrested person to the effect that on 04.10.22 at 17.30 hrs received a secret source information that a one person have possessing huge quantity of restricted drugs on a bag who was standing at Sevok road in front of Azad Radiotors beside M-Bazaar PS, Siliguri for clandestinely disposal of the same illegally at and around Siliguri area if come immediate he apprehended in red handed. The matter was diarized vide Panitanki TOP, GDE No 61 dt- 04.10.22. Accordingly, I informed the matter to O.C, Panitanki TOP, as well as IC Siliguri PS, and as per their instruction I, along with ASI Biswjit Ghosh Const/ 792 Latifur Rahaman all of Panitanki TOP, those were present in K-28 Evening van duty left for Sevok road in front of Azad Radiotors beside M-Bazaar PS, Siliguri at 17.35 hrs to verify the veracity of the information vide Panitanki TOP, G.D.E. No. 62 dtd 04.10.22 by the Govt, vehicle vide RC NO - WB74W/0360.

At the time of departure from TOP, I bring spring weighing clock, small balance with stone, envelope, paper, sealing wax, gum, seal etc for seizure labeled on the spot and also accompanied us one video grapher for capturing the entire search, seizure video graph. At about -17.40 hrs on arrival there by govt, vehicle vide RC NO - WB74W/0360 parked the vehicle in a considerable distance as identified by the source we approach towards the Azad Radiotors beside M-Bazar and found one person was standing in front of the Azad Radiotors shop at Sevok road on seeing the police party he try to flee from the spot on a hot chase, we apprehended him. On being asked he disclosed his identity as noted above. I called two independent witnesses were remain present on the said spot namely i) Sri Ukil Barman 32yrs s/o Man Bhoia Barman of Lower Bhanu Nagar PS, Bhaktinagar Dist, Jalpaiguri ii) Sri Swapan Halder 28yrs s/o Naren Haider R/o Chopra Dist, Uttar Dinapur A/p C/o Bhoia Saha owner of "Baba Biswanath Hotel Sevok road opp, Azad Radiotor shop PS, Siliguri Dist, Darjeeling and informed them about the information in writing and requested them to be remain present as disinterested witness during the search and seizure if necessary and they willing to gave their approval in written. After disclosing our identity, I inform the apprehended person that as per secret source information huge quantity of restricted drugs concealed on your bag and your body whether you wanted to be search your body and bag in presence of Magistrate and he agreed to search in presence by any Magistrate. I served him option notice u/s 50 of NDPS Act individually accordance with provisions of law in this regard in writing and he also gave his approval of being searched by any Magistrate in writing on the said option notice. Accordingly, I informed the matter to O.C. Panitanki TOP, and IC Siliguri PS, regarding interception of one person with restricted drugs and he informed

SI BAPI CH DEY

me over mobile phone to send requisition to Sri Suraj Thakuri ACP, (HQ) SPC, and special Executive Magistrate on the day. Accordingly, I send written intimation to Sri Suraj Thakuri ACP, (HQ) SPC, Special Executive Magistrate on the day through special messenger and request him to come down on the spot as early.

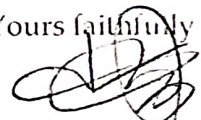
At about 19.05 hrs Sri Suraj Thakuri ACP, (HQ) SPC, Special Executive Magistrate on the day arrived at the spot. I disclosed the identity of Sri Suraj Thakuri ACP, (HQ) SPC as special Executive Magistrate on the day to the accused person and also witnesses. I offered the independent witnesses and the accused person to search our Police Party as per provision of law. But they all refused to search the police party. Under the supervision of Sri Suraj Thakuri ACP, (HQ) SPC, Special Executive Magistrate on the day and in presence of independent witnesses, I conduct searched the apprehended person to maintain his decency found except w/a then we search his one orange color nylon bag and recovered the above mentioned huge quantity of restricted drugs from inside the bag. On demand he failed to produce any valid document or license in support of storing of huge quantity of restricted drugs on his bag. On further interrogation Kanak Banik stated that the huge quantity of restricted drugs mentioned above procured from Jalpaiguri for clandestinely sale the same to his designated customers in and around Siliguri, Darjeeling area in a high rate for his wrongful earn. Accordingly the above mentioned articles ie restricted drugs was seized In presence of Sri Suraj Thakuri ACP, (HQ) SPC, Special Executive Magistrate on the day and independent witnesses and accused person under proper seizure list and labeled duly signed by the above noted witnesses and Sri Suraj Thakuri ACP, (HQ) SPC, Special Executive Magistrate on the day and acknowledged by the accused person. The seizure, label was made between - 19.10 hrs to 20.15 hrs. On further interrogation apprehended person Kanak Banik admitted that the restricted drugs he sell in youth by moving also he confessed that he run the business since long. Then, I arrested the above noted accused person u/s- 41 Cr.P.C after observing all formalities of arrest as well as informed him regarding his cause of arrest and issued Memo of Arrest. The copy of seizure list and Memo of Arrest has been supplied to the above noted accused person under proper receipt as he violated the provision of NDPS Act.

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 1) Kanak Banik 52yrs s/o Mahadeb Banik C/o Rubi Ghosh w/o Late Rabi Ghosh of Timulpara Jhankar More Ward No - 4 PS, Siliguri Dist. Darjeeling and arrange for its investigation.

Enclosure

1. Memo of arrest
2. Seizure list
3. All the seized articles as per seizure list.

Yours faithfully



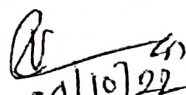
(SI Bapi Ch Dey)

Panitanki TOP

Under Siliguri PS/SPC

Date 04.10.2022

Received on 04.10.22 at 21.45 hrs
vide Sg PS W/ENO- 211 dt- 04.10.22
and started Siliguri PS case no. 913/22
dt- 04.10.22 u/s- 21(a) NDPS Act
and endorsed to SI Uday Shankar
member of PNT DP for its investigation.


04/10/22
Inspector-in-Charge
Siliguri Police Station
Siliguri Police Commissionerate