



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

1326

P.S. Pradhannagar, Year 2022, FIR No. 200/22, Date 08.10.22, Section 21(c)/22(c) of NPS Act, 1985

3. (a) Occurrence of Offence : Day 08.10.22, Date From 08.10.22, Date To 08.10.22, Time Period in halween at 1:45h, Time To 22:45h, (b) Information received at P.S. Date 08.10.22, Time 23:05h, (c) General Diary Reference : Entry No(s) 415, Time 23:05h

4. Type of Information : Written

5. Place of Occurrence : (a) Direction and Distance from P.S., (b) Address Near Bhai Bhai Hotel, Regulated Market, P.S. Pradhannagar, Dist. Darjeeling, (c) In case outside limit of this Police Station, then the Name of the P.S., District

6. Complainant / Informant : (a) Name SI Yovel Repcha, (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 Service in West Bengal Police, (g) Address P.S. Pradhannagar, Siliguri Police Commissionerate

7. Details of known / suspected / unknown accused with full particulars (Attach separate sheet, if necessary) : @ Avijit Singha @ Vanehu (23) 40 Shri Ashok Singha @ Den Danga near Banesh Mandir P.S. Pradhannagar, Dist. Darjeeling

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) : a) One black carry bag styled as "Police Hooker Texas" containing 40 (forty) numbers of Chlorpheniramine maleate & Codine phosphate cough Syrup styled as "KofuRex" each bottle containing 100ml, manufactured by Lifano Pharma (Pvt.) Ltd. 115-C, Industrial estate, P.O. Rajind, Indore - 452015 and marked as "exhibit-A", b) One (01) bottle of "KofuRex" Cough Syrup (containing 100 ml) randomly taken from exhibit-A for examination and marked as "exhibit A-1", 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 which is treated as FIR is 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 Chetan Dargal 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.

14. Signature / Thumb Impression of the Complainant / Informant : Noted in written complaint, Date & Time of despatch to the court : 08.10.22, Signature of the Officer-in-charge of the Station Pradhannagar Police Station, Name : Dipankar Barua, Rank : No. SI of Police P.S. Pradhannagar, Dt. 08.10.22



To
The Inspector in Charge,
Pradhan Nagar Police Station,
Siliguri Police Commissionerate.

Subj: P.I.R

Sir,

In producing herewith one (01) arrested persons namely Avijit Singha @ Vanchu (23) S/O. Shri Ashok Singha of Devidanga, near Ganesh Mandir, PS Pradhan Nagar, Dist Darjeeling along with the following seized articles as per seizure list viz:

- a) One Black carry bag styled as 'POLICE HOOKS TEXAS' containing 40 (Forty) numbers of Chlorpheniramine Maleate & Codeine Phosphate Cough Syrup styled as "KOPUREX" each bottle containing 100 ml; manufactured by Cyano Pharma Pvt. Ltd, 115-C, Industrial Estate, Pologround, Indore - 452015 and marked as "Exhibit- A".
- b) One (01) bottle of "KOPUREX" Cough Syrup (containing 100 ml) randomly taken from "Exhibit- A" for examination and marked as "Exhibit A-1".

I, SI Youel Lepcha of Pradhan Nagar Police Station, Siliguri Police Commissionerate do hereby lodge this written complaint against accused person namely Avijit Singha @ Vanchu (23) S/O. Shri Ashok Singha of Devidanga, near Ganesh Mandir, PS Pradhan Nagar, Dist Darjeeling to the effect that today on 08.10.2022 at about 20:05 hrs, I received a specific source input that one person have possessed huge quantity of Codeine Phosphate drug based Cough Syrup who has been standing near Bhai Bhai Hotel, Regulated Market under Pradhan Nagar PS in order to sale the same to his designed local customers. The matter was diarized in Pradhan Nagar PS GDE No. 406/22 Dt 08.10.2022 and subsequently, I informed the matter to you in written and as per your order, myself along with SI Abhishek Theengh, ASI Tarun Kanti Ghosh, ASI Ashit Singh, CV-223 Swapan Chettri, CV-645 Pankaj Gupta and CV-128 Ajay Kumar Sahani all of Pradhan Nagar PS, SPC along with investigation kit left for Bhai Bhai Hotel, Regulated Market under Pradhan Nagar PS by Govt. vehicle to verify the veracity of the information with investigation kits. This refers to Pradhan Nagar PS GDE No. 407/22 Dt. 08.10.2022 and M.C.C No-1922/22 Date- 08.10.2022.

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.

At about 20:30 hrs we reached in front of Bhai Bhai Hotel under Pradhan Nagar PS and on the way to Bhai Bhai Hotel, Regulated Market, I called upon two independent witnesses namely (1) Lalan Mukhia s/o Lt. Satto Mukhia of Vill Pachara, PS Kusheshawastan, Dist Darbanga, Bihar A/P Regulated Market, Gaddi No. NS (TS10), PS Pradhan Nagar, Dist. Darjeeling and (2) Binod Kumar Yadav (26) s/o Leela Yadav, of Vill Pachara, PS Kusheshawastan, Dist Darbanga, Bihar A/P Regulated Market, Gaddi No. HK TC 11, PS Pradhan Nagar, Dist. Darjeeling and made 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 and subsequently, being pointed by my source detained 01 (One) person who was standing in front of Bhai Bhai Hotel, Regulated Market. He had been standing with one Black colour bag at his back possession. Thereafter, we disclosed our identity and the information in hand and stated him that he as well as the bag under his possession will be searched for the purpose. And, I 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. I also offered the independent witnesses and the accused person to search our Police Party as per provisions but, he did not search the police party. Consequently, I informed the matter to I/C Pradhan Nagar PS and as per his kind order, I informed to Shri Ashish P. Subba, Assistant Commissioner of Police, 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 'Cough Syrup' based drugs illegally and requested him to come in front of Bhai Bhai Hotel, Regulated Market under Pradhan Nagar to remain present and to supervise the search and seizure.

Accordingly at 21:35 hrs Shri Ashish P. Subba, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot in front of Bhai Bhai Hotel, Regulated Market under Pradhan Nagar as Special Executive Magistrate, SPC and in presence of two independent witnesses I searched the detained person following all formalities, keeping his decency and recovered the above noted articles from his possession of the accused person namely Avijit Singha @ Vanchu (23) S/O. Shri Ashok Singha of Devidanga, near Ganesh Mandir, PS Pradhan Nagar, Dist Darjeeling. It has been found from the bag under the possession of the above noted accused person namely Avijit Singha @ Vanchu contains 40 (Forty) bottles of "KOPUREX" cough syrup (each bottle containing 100 ml) containing 40 X 100 ml = 4000 ml i.e., equivalent to 4 Kg. Further, on demand in presence of Shri Ashish P. Subba, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC the detained person namely Avijit Singha @ Vanchu (23) S/O. Shri Ashok Singha of Devidanga, near Ganesh Mandir, PS Pradhan Nagar, Dist

SI Youel Lepcha

Darjeeling failed to produce any valid documents/papers or explanation for possession of such a huge quantity of 'codeine based drugs' beyond the prescribed limit.

Thereafter, I seized the recovered 40 (thirty) bottles containing 4000 ml i.e., equivalent to 4 Kg of "KOFUREX" Cough Syrup including 2 (two) bottles of "KOFUREX" Cough Syrup (each containing 100 ml) which were taken randomly from the mother packet for examination and the bag as mentioned above from the exclusive and conscious possession of above noted accused person namely Avjit Singha @ Vanchu at the spot in front of 'Whal Whal Hotel, Regulated Market under Pradhan Nagar under proper seizure list in presence of independent witnesses and Shri Ashish P. Subba, 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.

Subsequently, I labelled and sealed the seized articles in presence of Shri Ashish P. Subba, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused person namely Avjit Singha @ Vanchu (23) S/O. Shri Ashok Singha of Devidanga, near Ganesh Mandir, PS Pradhan Nagar, Dist Darjeeling. The whole process of seizure was made in between 21.45 hrs to 22.45 hrs.

Being further asked, the apprehended person namely Avjit Singha @ Vanchu admitted in presence of Shri Ashish P. Subba, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC and other independent witnesses that he have procured Codeine Phosphate based cough syrup clandestinely for the purpose of selling the same in high rate to his designed local customers for his personal gain by illegal means. He also disclosed that he have been dealing in this business of procuring and selling of Codeine Phosphate based cough syrup illegally for last few months for his wrongful gain.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Avjit Singha @ Vanchu (23) S/O. Shri Ashok Singha of Devidanga, near Ganesh Mandir, PS Pradhan Nagar, Dist Darjeeling is involved in procuring and selling 'codeine phosphate based drugs' illegally contravening the norms of NDPS Act. Thereafter, I arrested the above noted accused person after observing all formalities and informing him 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 Avjit Singha @ Vanchu (23) S/O. Shri Ashok Singha of Devidanga, near Ganesh Mandir, PS Pradhan Nagar, 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 Youel Lepcha
(SI Youel Lepcha)
Pradhan Nagar Police Station
Siliguri Police Commissionerate

Received on 08.10.22 at 23:05 hr
vide Pans Rs Log No. 415 dt 08.10.22
and dated Pans Rs Log No. 803/22
dt 08.10.22 u/s 21(c)/22 (c) of NDPS
Act, 1985 and endorsed to SI Chetan
Dangal to investigate the case.

Yf
28/10/22
Inspector-in-charge
Pradhan Nagar Police Station
Siliguri Police Commissionerate