

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

9672



1 Dist. SPC P.S. Bhaktinagar Year 2022 FIR No. 1188/22 Date 03/11/2022
 2 i) Act. - Sections - ii) Act. - Sections -
 (iii) Act. - Sections - (iv) Others Acts & Sections 21(c) of NDPS Act.
 3. (a) Occurrence of Offence : Day Thursday Date From 03/11/2022 Date To -
 Time Period - Time From 19.35 hrs. Time To 21.55 hrs.
 (b) Information received at P.S. Date 03/11/2022 Time 22.45 hrs.
 (c) General Diary Reference : Entry No(s) 157 Time 22.45 hrs.

4. Type of Information : - Written / Oral ✓
 5. Place of Occurrence : (a) Direction and Distance from P.S. Approx 1 (one) km South Beat No. -
 (b) Address Lower Gandhinagar under Bhaktinagar PS, Dist. Jalpaiguri.
 (c) In case outside limit of this Police Station, then the Name of the P.S. - District -

6. Complainant / Informant :
 (a) Name SI Ranju Halder
 (b) Father's / Husband's Name Sri Monoramjan Halder
 (c) Date / Year of Birth : - (d) Nationality Indian
 (e) Passport No. - Date of Issue : - Place of Issue -
 (f) Occupation Govt. Service (Police)
 (g) Address Bhaktinagar Police Station, Siliguri Police Commissionerate.

7. Details of known / suspected / unknown accused with full particulars
 (Attach separate sheet, if necessary) : Sonu Shrivastav (45 yrs) s/o - Lt. Adesh Prasad Shrivastav of Lower Gandhinagar, Ward no-43, Near PYS Club, Po-Seroke Road, PS-Bhaktinagar, Dist-Jalpaiguri.

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

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

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 F.I.R is reproduced over leaf.
03/11/22

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 Sudip Saha of BKN PS 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 SI Ranju Halder
 of the Complainant / Informant
 Inspector-In-Charge 03/11/2022
 Bhaktinagar Police Station
 Siliguri Police Commissionerate
 Signature of the Officer-in-Charge, Police Station Prosenjit Dey Sarkar
 Name : Prosenjit Dey Sarkar
 Rank : No. SI of Police.

15. Date & Time of despatch to the court : -

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



Sub: - F.I.R

Sir,

In producing herewith One (01) arrested accused person namely (i) Sonu Shrivastav (45) S/O- Lt Adesh Prasad Shrivastav of Lower Gandhi nagar, W.No-43, Near PYS Club, P.O- Sevoke Road, P.S- Bhaktinagar. Dist- Jalpaiguri along with the following articles under proper seizure as per seizure list;

- a. 17(Seventeen) strips of AKS PRIMEVAN Capsuls, each strips contain 08pcs of capsuls total $17 \times 8 = 136$ pcs. Components Dicyclomine Hydrochloride IP 10mg, Tramadol Hydrochloride IP 50mg, Acetaminophen IP 325mg and marked as "Exhibit- A".
- b. 14 bottles of ONEREEX Cough Syrup each bottle containing 100ML, components Chlorpheniramine melete IP 4mg, Codeine phosphate IP 10mg having batch No 191121-SD28 Mfg Dt. Nov2021 Exp Dt. Oct 2023 and marked as "Exhibit- B".
- c. One (01) strips of "AKS PRIMEVAN Capsuls, each strip contain 08pcs of capsuls randomly taken from "Exhibit- A" for examination and marked as "Exhibit A-1".
- d. One (01) bottles of ONEREEX Cough Syrup (containing 100 ml) randomly taken from "Exhibit- B" for examination and marked as "Exhibit B-1".

I, SI Rantu Haldar S/O- Sri Monoranjan Haldar of Bhaktinagar Police Station, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted accused person namely Sonu Shrivastav (45) S/O- Lt Adesh Prasad Shrivastav of Lower Gandhi nagar, W.No-43, Near PYS Club, P.O- Sevoke Road, P.S- Bhaktinagar. Dist- Jalpaiguri to the effect that on 03.11.2022 at about 19:05 hrs I received a specific source input that one person possessing huge quantity of 'Codeine Phosphate' based drugs in his shop at lower Gandhi nagar under Bhaktinagar PS to sell the same to his designed local customers. The matter was diarized in Bhaktinagar PS GDE No. 142 5 Dt. 03.11.2022 and subsequently, I informed the matter to the Inspector-in-Charge, Bhaktinagar Police Station in written and being directed, myself along with SI Sajal Roy, SI Srimanta Chaterjee, Const- 986 Rajib Sarkar, ASI Dipak Karmakar, CV - 014 Labanyamay Barman all of Bhaktinagar PS, SPC along with investigation kit left for lower Gandhi nagar under Bhaktinagar PS by Govt. vehicle to verify the veracity of the information. This refers to Bhaktinagar PS GDE No. 143 Dt. 03.11.2022 and M.C.C No-1516/2022 Date- 03.11.2022.

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 lower Gandhi nagar under Bhaktinagar PS I contacted one camera man along with two persons namely (1) Pawan Ray (30) S/O- Lt Bikau Ray of Lower Gandhinagar, W.No-43, Near PYS Club, P.O- Sevoke Road, P.S- Bhaktinagar. Dist- Jalpaiguri and (2) Nur Alam (24) S/O- Ful Mohammad of Lower Gandhinagar, W.No-43, Near PYS Club, P.O- Sevoke Road, P.S- Bhaktinagar. Dist- Jalpaiguri 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. Thereafter, we along with above noted independent witnesses and camera man arrived at lower Gandhi nagar under Bhaktinagar PS at 19.35 hrs and subsequently, being pointed by my source detained 01 (one) person standing in his shop. Thereafter, we disclosed our identity and the information in hand and stated him that the shop as well as he 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 persons to search our Police Party as per provisions but, they did not search the police party. Consequently, I informed the matter to I/C Bhaktinagar PS and as per his kind order, I informed to Shri Ashish 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 'Codeine Phosphate' based drugs illegally and requested him to come at lower Gandhi nagar under Bhaktinagar PS to remain present and to supervise the search and seizure.

Accordingly at 20.45 hrs Shri Ashish Subba Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at lower Gandhi nagar under Bhaktinagar PS as Special Executive Magistrate, SPC and in presence of two independent witnesses I searched the detained person following all formalities, his decency and recovered the above noted articles from the exclusive and conscious possession of the accused person.

Contd...

SI Rantu Haldar

Further, on demand in presence of Shri Ashish Subba Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC. The detained person namely Sonu Shrivastav failed to produce any valid documents/papers or explanation for possessing of such a huge quantity of 'Codeine Phosphate' based drugs beyond the prescribed limit.

Thereafter, I seized the 17(Seventeen) strips of AKS PRIMEVAN Capsuls, each strips contain 08pcs of capsuls total 17x8=136 pcs. Components Dicyclomine Hydrochloride IP 10mg, Tramadol Hydrochloride IP 50mg, Acetaminophen IP 325mg and marked as "Exhibit- A". And 14 bottles of ONEREEX Cough Syrup each bottle containing 100ML, components Chlorpheniramine melete IP 4mg, Codeine phosphate IP 10mg and marked as "Exhibit- B".from the exclusive and conscious possession of above noted accused person namely Sonu Shrivastav at the spot at lower Gandhi nagar under Bhaktinagar PS under proper seizure list in presence of independent witnesses and Shri Pasang Topgay 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 persons.

Subsequently, I labelled and sealed the seized articles in presence of Shri Ashish Subba, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused person namely Sonu Shrivastav . The whole process of seizure was made in between 21.05 hrs to 21.55 hrs and the whole seizure was captured in camera by camera man.

Being further asked, the apprehend person namely Sonu Shrivastav admitted in presence of Shri Ashish 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 the 'Codeine Phosphate' based drugs 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 drugs 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 Sonu Shrivastav is involved in procuring and selling 'Codeine Phosphate' based drugs illegally contravening the norms of NDPS Act.

Then, I arrested the above noted accused person namely Sonu Shrivastav after observing all formalities and informing the ground of their 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 (i) Sonu Shrivastav (45) S/O- Lt Adesh Prasad Shrivastav of Lower Gandhi nagar, W.No-43, Near PYS Club, P.O- Sevoke Road, P.S- Bhaktinagar. Dist- Jalpaiguri and arrange for its investigation.

Enclosures:

- i) Original Memo of Arrests.
- ii) Original seizure list

Received on 03/11/22 at 22.45 hrs.
vide BKN PS GDE No- 157 and started
Bhaktinagar PS case no- 1188/22 date
03/11/22 u/s- 21(c) of NDPS Act. SI
Sudip Saha of BKN PS will investigate
the case.

Inspector-In-charge
Bhaktinagar Police Station
Siliguri Police Commissionerate
03/11/22

Yours faithfully,

SI Rantu Haldar

(SI Rantu Haldar)
Bhaktinagar Police Station
Siliguri Police Commissionerate

dt. 03/11/22