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Received on 25:07:2023 at 18:45 mx vida GDG.NO-1281 A.25.00.2023 Received on 25.07.202 care No. 120/2023 A. 25.02.2023, 1/5.21(b)/29 and recorded mra Ds care No. 120/2023 A. 25.02.2023, 1/5.21(b)/29 & NDPS Del and andorsed to St. Pijush Kank Cen Sarker for its reventigation.

The Officer In-Charge, Matigara Police Station, Siliguri Police Commissionerate

Sub: - F.I.R

Matigara Police Station Slliguri Police Commissionerate

In producing herewith 01 (one) arrested accused person named Shyamal @ Bablu Barman (30), S/O- Lt. Neheru Barman of Roy Para, PO+PS- Naxalbari, Dist- Darjeeling, (not verified) along with the following seized article under proper seizure as per seizure list :-

- One transparent plastic Ziploc containing total 185 (One Eighty Five) grams of Brown Sugar and marked as "Exhibit- A" which was kept concealed inside the upper left side pocket of the Jacket of the accused person named Shyamal @ Bablu Barman and marked as "Exhibit-A".
- One transparent plastic Ziploc containing total 20 (twenty) grams of Brown Sugar taken as sample from "exhibit-A" for examination and marked as "Exhibit-A1".
- One Maroon colour Hero DESTINI125 Scooty displaying registration No. WB74BJ6909 on which the accused person was sitting on and marked as "Exhibit-B"
- One black colour Jacket of the accused person named Shyamal @ Bablu Barman and marked
- I, SI Shekhar Adhikary of Matigara Police Station, Siliguri Police Commissionerate do hereby lodge this written complaint against the above noted arrested accused person named as "Exhibit-C". Shyamal @ Bablu Barman S/O- Lt. Neheru Barman of Roy Para, PO+PS- Naxalbari, Dist-Darjeeling, (not verified) to the effect that today on 25.02.2023 at about 14:25 hrs, I received a specific source input that one person will be coming at Shibmandir near Siliguri B. Ed College under Matigara PS with huge quantity of Brown Sugar for delivering the same to his designated customers. The matter was diarized vide Matigara PS GDE No. 1277 Dt-25.02.2023 and I informed the matter to the Officer-in-Charge, Matigara Police Station in written and being directed, myself along with PSI Abhijit Banik, C/208 Pithi Narayan Barman and CV-783 Nirod Singha all of Matigara PS, SPC along with ASI Praloy Bhattacharjee, Armed ASI Shushanta Dey, ASI Ratan Pradhan, C/945 Krishna Barman, C/ 562 Utpal Saha all of DD, SPC left for Shibmandir near B. Ed College under Matigara PS along with investigation kit by govt. vehicle to verify the veracity of the information. This refers to Matigara PS GDE No. 1278, Dated - 25.02.2023 and M.C.C No- 1101/2023 Dated 25.02.2023. Considering the urgency and circumstances any search warrant or authorization could not be obtained as it would facilitate the offender his safe passage.

On the way to Shibmandir, I requested one videographer namely Bapan Ghosh S/O Late Rabi Ghosh of Jagannathpur, Bidhan Nagar, PS- Phansidewa, Dist.- Darjeeling and requested him to come at Shibmandir near Be. College to accompany us as the entire process of search and seizure would have to be video-graphed. I also requested two independent witnesses namely (1) Rikesh Ghosh @ Vaskar (51) S/O- Lt. Prabir Kumar Ghosh of Sarada Pally, Shibmandir, PO- Kadamtala, PS Matigara, District- Darjeeling and (2) Uttam Singh(39), S/O- Hedu Singh of Medical college, Thiknikata, PO- Sushrutnagar, PS- Matigara, District- Darjeeling and make them aware of the information in hand and requested them to act as witness, if any search and seizure was to be made

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to which they obliged. Thereafter we along with the independent witnesses as noted above reached near Siliguri B.Ed. College, Shibmandir under Matigara PS at around 15:05 hrs and being pointed by my reliable source, we approached a person sitting on a Maroon Colour Scooty displaying registration No. WB74BJ/6909 that was parked on the side of Shibmandir College Para road, just in front of PANACEA diagnostic. On seeing the Police party approaching him, he tried to flee away but we managed to apprehend him.

Thereafter, we disclosed our identity and informed him that we had credible information that he was in possession of Brown Sugar and that we intended to search him. On this he disclosed his identity as noted above and admitted that he had in his possession some brown sugar for selling the same to his designed customers as per their requirement.

Option was given to him whether he wanted to be searched in presence of an Executive Magistrate or by any Gazetted Officer. 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, they did not search the police party.

Accordingly, I informed the matter to O/C Matigara PS and as per his kind order, I informed to Shri Rajen Chhetri, WBPS, Assistant Commissioner of Police, Detective Department, Siliguri Police Commissionerate, detailed as Special Executive Magistrate of SPC for the day, regarding the apprehension of the accused person suspected to be possessing Brown Sugar at 15:25 hrs and requested him to come at the spot to supervise the search and seizure.

Accordingly at 16:05 hrs, Shri Rajen Chhetri, WBPS, Assistant Commissioner of Police, Detective Department, Siliguri Police Commissionerate, detailed as Special Executive Magistrate of SPC, arrived at the spot at Shibmandir College Para road in front of PANACEA diagnostic near Siliguri B.Ed College.

Under his direction and supervision, I searched the above noted accused namely Shyamal Barman(30) @ Bablu Barman, S/O- Lt. Neheru Barman of Roy Para, PO+PS- Nakshalbari, Dist-conscious possession of the accused person namely in presence of two independent witnesses.

On demand, in presence of Shri Rajen Chhetri, WBPS, Assistant Commissioner of Police, Detective Department, Siliguri Police Commissionerate, detailed as Special Executive Magistrate of SPC, the accused namely Shyamal Barman @ Bablu Barman failed to produce any valid document in support of possessing of the brown sugar. Thereafter, I weighed the recovered packet with a weighing instrument and found total 185 (One hundred and eighty-five) grams of suspected Brown named Shyamal Barman(30) @ Bablu Barman.

Accordingly, I seized all the recovered articles i.e. (i) One transparent plastic Ziploc containing total 185 (One Eighty Five) grams of Brown Sugar and marked as "Exhibit- A" which was kept concealed inside the upper left side pocket of the Jacket of the accused person named Shyamal Barman(30) @ Bablu Barman and marked as "Exhibit-A" out of which I also took 20 (twenty) grams of Brown Sugar in transparent plastic Ziploc as sample for examination and marked as "Exhibit- A1", (ii) One Maroon colour Hero DESTINI 125 Scooty displaying registration No. WB74BJ6909 on which the accused person was sitting on and marked as "Exhibit-B" and (iii) One

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black colour Jacket of the accused person named Shyamal Barman(30) @ Bablu Barman and marked as "Exhibit-C" from the exclusive and conscious possession of accused named Shyamal Barman(30) @ Bablu Barman at the spot at beside Shibmandir College Para road in front of PANACEA diagnostic near B.ed College under Matigara PS under proper seizure list in presence of independent witnesses and Shri Rajen Chhetri, WBPS, Assistant Commissioner of Police, Detective Department, Siliguri Police Commissionerate, detailed as Special Executive Magistrate, SPC obtaining his signature and being acknowledged by the accused person and obtaining his signature as well and the signature of the witnesses also. I labeled and sealed the seized articles in presence and direction of Shri Rajen Chhetri, WBPS, Assistant Commissioner of Police, Detective Department, Siliguri Police Commissionerate, detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused persons. The whole process of seizure was made in between 16:10hrs to 17:35 hrs and the entire process of search and seizure was videographed by the videographer namely Bapan Ghosh S/O Late Rabi Ghosh of Jagannathpur, Bidhan Nagar, PS-Phansidewa, Dist.- Darjeeling.

Being further asked, the accused Shyamal Barman stated that the brown sugar recovered from his possession was given to him by one "Chandi boudi" who lives at of B.Ed College para, Shib Mandir, PS Matigara, Shib Mandir and that he was engaged by Chandi Boudi as a carrier for him since a long time. He used to be called by Chadni boudi as and when she was to deliver brown sugar to her customers and for this purpose he used to get paid handsomely.

It was evident that the accused person namely Shyamal Barman(30) @ Bablu Barman, S/O-Lt. Neheru Barman of Roy Para, PO+PS- Nakshalbari, Dist- Darjeeling, (not verified) along with "Chandni Boudi" are involved in illegal procurement and sale of brown sugar contravening the provisions of the NDPS Act.

I arrested the above noted accused persons namely Shyamal Barman @ Bablu Barman, S/O-Lt. Neheru Barman of Roy Para, PO+PS- Nakshalbari, Dist- Darjeeling, (not verified) after observing all formalities and informing the ground of their arrest and issued necessary Memo of Arrest. Raid was also held to secure the arrest of "Chandni Boudi" of B.Ed College para, Shib Mandir, PS Matigara but she was not found.

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 Shyamal Barman (30) @ Bablu Barman, S/O- Lt. Neheru Barman of Roy Para, PO+PS- Nakshalbari, Dist- Darjeeling, (not verified) and Chandni boudi of Shibmandir and arrange for its investigation.

Yours faithfully,

51 Shelehar Adhilean (SI Shekhar Adhikary) Matigara Police Station.

Siliguri Police Commissionerate.

Enclosure:

i) Original Memo of Arrests.

ii) Original seizure list along with seized articles and other papers.