

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



Dist: Matigara Year: 2023 FIR No. 120/2023 Date: 25.02.2023
Act: 120 IPS Act Sections: 2(b)/29 (ii) Act: x Sections: x
(iii) Act: x Sections: x (iv) Others Acts & Sections: x

3. (a) Occurrence of Offence: Day Saturday Date From: 25.02.2023 Date To:
Time Period: Time From 16.10 hrs Time To: 17.35 hrs
(b) Information received at P.S. Date: 25.02.2023 Time: 18.45 hrs
(c) General Diary Reference: Entry No(s): 1281 Time: 18.45 hrs

4. Type of Information: Written / Oral
5. Place of Occurrence: (a) Direction and Distance from P.S. Beat No.
(b) Address: Shivmandir near S. L. Guri B. Ed. College, Ps. Matigara, Dist. Darjeeling.

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

6. Complainant / Informant:
(a) Name: Shekhar Adhikary
(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: Govt Service (West Bengal Police)
(g) Address: Matigara Police Station, S. L. Guri, Police Commissionerate.

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary):
(1) Shyamal @ Bablu Berman (30), s/o. Lt. Nehru Berman of Row Para, P.O. Naxalbari, Dist. Darjeeling. (2) Chandni Boudi of Shivmandir

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary):
(i) One transparent plastic pipe containing 185 gms of Brown Sugar (Ex-A), (ii) One transparent plastic pipe containing 20 gms (Ex-A1) stolen from Ex-A, (iii) One Hero Dushman 125 scooter being Regd. No. WB 74 DJ 6905 (Ex-B), (iv) One black coloured jacket (Ex-C).

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 which is treated as FIR is enclosed herewith / reproduced overleaf.

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 S. Pijush Kanti Sen Sarkar Officer-in-Charge Matigara Police Station
investigation / refused investigation / transferred to P.S. Siliguri Police Commissionerate
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 on original complaint
Signature of the Officer-in-Charge, Police Station Matigara Police Station
Name: S. Pijush Kanti Sen Sarkar Siliguri Police Commissionerate
Rank: No. INSPECTOR OF POLICE

15. Date & Time of despatch to the court:

Received on 26.02.2023 at 18:45 hrs vide G.O.No-1281 D. 25.02.2023
and recorded mra PS case No-120/2023 A. 25.02.2023, u/s-21(b)/B9
of NDPS Act and endorsed to Sr. Pijush Kanti Sen Sarkar for
its investigation.

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

Sub: - F.I.R


Officer in Charge
Matigara Police Station
Siliguri Police Commissionerate

Sir,
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 :-

(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 @ Bablu Barman and marked as "Exhibit-A".

(ii) 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".

(iii) One Maroon colour Hero DESTINI125 Scooty displaying registration No. WB74BJ6909 on which the accused person was sitting on and marked as "Exhibit-B"

(iv) One black colour Jacket of the accused person named Shyamal @ Bablu Barman and marked as "Exhibit-C".

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 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- Heddu 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

SI Shekhar Adhikary
25/02/2023
25/02/2023



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- Darjeeling observing all formalities and recovered the above noted articles from the exclusive and 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 Sugar which was kept concealed inside the upper left side pocket of the Jacket of the accused person 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

51 Sheldhar Adhikary
25/02/2023

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,

SI Shekhar Adhikary
29/07/2023

(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.