

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



1. Dist. SPC P.S. Pradhannagar Year 2023 FIR No. 174/23 Date 11.03.2023

2. (i) Act. N.D.P.S. Act. u/Sections 21(c) / 22(c) / (ii) Act. _____ Sections _____

(iii) Act. _____ Sections 27 of N.D.P.S. Act (iv) Others Acts & Sections _____

3. (a) Occurrence of Offence : Day Saturday Date From 11.03.2023 Date To 11.03.2023

Time Period 01 hr. & 10 minutes Time From 17.55 hrs. Time To 19.05 hrs.

(b) Information received at P.S. Date 11.03.2023 Time 19.30 hrs.

(c) General Diary Reference : Entry No(s) 593/23 Time 19.30 hrs.

4. Type of Information : written. Written / Oral _____

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

(b) Address Regulated Market, Exit Gate no. 2,
PS- 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 S.I. Abhishek Theengh.

(b) Father's / Husband's Name S/O- Suchandra Kumar Theengh.

(c) Date / Year of Birth : _____ (d) Nationality Indian.

(e) Passport No. _____ Date of Issue : _____ Place of Issue _____

(f) Occupation Sub- Inspector of Police.

(g) Address PS- Pradhannagar, Siliguri Police Commissionerate.

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary) :
① Abhishek Chettri (23) S/O- Dhan Bdr. Chettri of Shantipara, Salugara, PS- Bhakti-
nagar, Dist. Jalpaiguri and ② Md. Nayan Alam of Shantipara, near Hanuman Mandir,
Salugara, 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) :
21 (Twentyone) bottles of Chlorpheniramine Maleate Syrup & Codeine Phosphate
styled as 'Ralixex' having Batch no. TBHV 1042.

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 F.I.R. 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 S.I. Bhiswadeh Barman. 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
S.I. Abhishek Theengh.

15. Date & Time of despatch to the court
on 12.03.23 at 10:15 hrs.

Signature of the Officer-in-Charge, Police Station
Sri Anirban Bhattacharyee
Name : _____
Rank : No. 1/c, Pradhannagar PS,



To
**The Inspector-In-Charge,
Pradhan Nagar Police Station,
Siliguri Police Commissionerate.**

Sub: - F.I.R

Sir,

In producing herewith one (01) arrested accused person namely Abhishek Chettri (23) s/o Dhan Bahadur Chettri of Shantipara, Salugara, PS Bhaktinagar, Dist. Jalpaiguri with the following articles under proper seizure as per seizure list;

- a) One Black colour Bag containing 21 (Twenty-One) bottles of Chlorpheniramine Maleate Syrup & Codeine Phosphate styled as Ralirex, having Batch No. TBHV1042, Mfg. Date. 07/2022; Expiry Date. 06/2024 & M.R.P. Rs. 140 per bottle, recovered and seized from the exclusive and conscious possession of Abhishek Chettri and marked as "Exhibit- A".
- b) One (01) bottle of Chlorpheniramine Maleate Syrup & Codeine Phosphate, Batch No. TBHV1042, Mfg. Date. 07/2022; Expiry Date. 06/2024 randomly taken from Exhibit A and taken as sample for examination and marked as Exhibit "A-1".

I, SI Abhishek Theengh (32), S/O- Suchandra Kumar Theengh of Pradhan Nagar Police Station, Siliguri Police Commissionerate do hereby lodge this written complaint against the above noted accused person namely Abhishek Chettri (23) s/o Dhan Bahadur Chettri of Shantipara, Salugara, PS Bhaktinagar, Dist. Jalpaiguri to the effect that on 11.03.2023 at about 16:45 hrs, I received a specific source input that one person possessing huge quantity of Chlorpheniramine Maleate Syrup & Codeine Phosphate based drugs was standing at Regulated market, Gate No. 02, Exit gate, under Pradhan Nagar PS to sell the same to his designed local customers. The matter was diarized in Pradhan Nagar PS GDE No. 589/23 Dt. 11.03.2023. Subsequently, I informed the matter to you on written and with your prior permission and being directed, myself along with ASI Ashit Singha, CV-242 Rakesh Mangar, all of Pradhan Nagar PS, SPC, and after being contacted to the Videographer Somnath Chatterjee S/O Sushil Chatterjee of Arubindo Pally, P.O.- Rathkhola, P.S. - Siliguri, Dist. - Darjeeling and with investigation kit left for Regulated market, Gate No. 02, Exit gate under Pradhan Nagar PS by Govt. vehicle to verify the veracity of the information. This refers to Pradhan Nagar PS GDE No. 590/23 Dt. 11.03.2023 and M.C.C No- 658 Date- 11.03.2023.

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.

After reaching at Regulated market, Gate No. 02, Exit gate under Pradhan Nagar PS at around 16.55 hrs, I requested two persons as independent witness by notice namely (1) Uma Shankar Yadav (48) S/O Kailash Yadav of Narmada Bagan, PS Pradhan Nagar, Dist. Darjeeling and (2) Shiv Narayan Yadav (48) s/o Shri Lal Yadav of Gaddi No. BPS, TC3, Regulated Market, 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 thereafter being pointed by my source detained 01 (One) person mentioned above who was standing at Regulated market, Gate No. 02, Exit gate under Pradhan Nagar PS. He had carried one black colour Bag under his 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 you and as per your kind order, I informed to Shri Moksedur Rahaman, 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 Chlorpheniramine Maleate Syrup & Codeine Phosphate Syrup illegally and requested him to come at Regulated market, Gate No. 02, Exit gate under Pradhan Nagar PS to remain present and to supervise the search and seizure.

Accordingly at 17.45 hrs Shri Moksedur Rahaman, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at Regulated market, Gate No. 02, Exit gate under Pradhan Nagar PS as Special Executive Magistrate, SPC and in presence of two independent witnesses and hereafter I searched the detained person following all formalities, keeping his decency and recovered the above noted articles from the exclusive and conscious possession of the accused person namely Abhishek Chettri (23) s/o Dhan Bahadur Chettri of Shantipara, Salugara, PS Bhaktinagar, Dist. Jalpaiguri.

It has been found one bag under the possession of the above noted accused person namely Abhishek Chettri containing 21 (Twenty-One) bottles of Chlorpheniramine Maleate Syrup & Codeine Phosphate styled as Ralirex, having Batch No. TBHV1042, Mfg. Date. 07/2022; Expiry Date. 06/2024 & M.R.P. Rs. 140 per bottle which has been recovered and seized from the exclusive and conscious possession of Abhishek Chettri and the details has been mentioned in details below during the seizure process.

Further, on demand in presence of Shri Moksedur Rahaman, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC, the detained person namely Abhishek Chettri, on being asked, failed to produce any valid documents/papers or explanation for possessing of such a huge quantity of 'Codeine Phosphate & Chlorpheniramine Maleate Syrup' beyond the prescribed limit.

Thereafter, I seized 21 (Twenty-One) bottles of Chlorpheniramine Maleate Syrup & Codeine Phosphate styled as Ralirex, having Batch No. TBHV1042, Mfg. Date. 07/2022; Expiry Date. 06/2024 & M.R.P. Rs. 140 per bottle, recovered and seized from the exclusive and conscious possession of Abhishek Chettri which was kept inside one black colour Bag at the spot at Regulated market, Gate No. 02, Exit gate under Pradhan Nagar PS under proper seizure list in presence of independent witnesses and Shri Moksedur Rahaman, 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 Moksedur Rahaman, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused person namely Abhishek Chettri. The whole process of seizure was made in between 17.55 hrs to 19.05 hrs with the videography.

Being further asked, the apprehended person namely Abhishek Chettri admitted in presence of Shri Moksedur Rahaman, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC and other independent witnesses that he have procured Chlorpheniramine Maleate Syrup & Codeine Phosphate clandestinely for the purpose of selling the same in high rate to his designed local customers for his personal gain by illegal means. On further being asked, he also disclosed that he have been dealing in this business of procuring and selling of Chlorpheniramine Maleate Syrup & Codeine Phosphate based drugs illegally for last few months for his wrongful gain along with his co-associate namely Md. Nayar Alam of Shanti Para, near Hanuman Mandir, Salugara, PS Bhaktinagar, Dist. Jalpaiguri who has been chiefly selling in Siliguri and its adjacent areas.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Abhishek Chettri is involved in procuring and selling Chlorpheniramine Maleate Syrup & Codeine Phosphate based drugs illegally contravening the norms of NDPS Act.

Then, I arrested the above noted accused person namely Abhishek Chettri after observing all formalities and informing the ground of their arrest and issued necessary Memo of Arrest at 19.07 hrs respectively.


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 Abhishek Chettri (23) s/o Dhan Bahadur Chettri of Shantipara, Salugara, PS Bhaktinagar, Dist. Jalpaiguri and Md. Nayar Alam of Shanti Para, near Hanuman Mandir, Salugara, PS Bhaktinagar, Dist. Jalpaiguri arrange for its investigation.

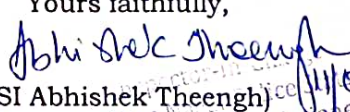
Enclosures:

i) Original Memo of Arrest.

ii) Original Seizure list along with Seized articles and other Relevant Papers.

Received on 11/03/2023 at 19.30 hrs. vide PDN PS GD Entry no. 593 date 11/03/2023 and started PDN PS case no. 174/23 date 11/03/2023 u/s- 21(c)/22(c) / 27 of N.D.P.S. Act and endorsed to S.I. Bhiswadeh Barman for investigation.


Inspector-In-Charge
Pradhan Nagar Police Station
Siliguri Police Commissionerate

Yours faithfully,

(SI Abhishek Theengh)
Pradhan Nagar Police Station
Siliguri Police Commissionerate