

# FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

**1151** Spe

1. Dist. PS Pradhannagar Year 2023 FIR No. 183/23 Date 15.03.2023

2. i) Act NDRS Act. u/Sections 21(c)/22(c)/27A (ii) Act. \_\_\_\_\_ Sections \_\_\_\_\_  
 (iii) Act. \_\_\_\_\_ Sections \_\_\_\_\_ (iv) Others Acts & Sections \_\_\_\_\_

3. (a) Occurrence of Offence : Day Wednesday Date From 15.03.2023 Date To 15.03.2023  
 Time Period 50 minutes Time From 20.45 hrs. Time To 21.35 hrs.  
 (b) Information received at P.S. Date 15.03.2023 Time 21.50 hrs.  
 (c) General Diary Reference : Entry No(s) 844/23 Time 21.50 hrs.

4. Type of Information : written Written / Oral \_\_\_\_\_

5. Place of Occurrence : (a) Direction and Distance from P.S. \_\_\_\_\_ Beat No. \_\_\_\_\_  
 (b) Address Siliguri Junction, Tenzing Norgay Bus Stand,  
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 Raju Roy (24), S/O- Debraj Roy of Dagapur, Bandrijote, near Hanuman Mandir, PS- Pradhannagar, Dist. Darjeeling;  
② Rabi Tamang of Lebung Darjeeling, PS- Sadar, Dist. Darjeeling and  
③ Akash Tamang of Bijanbari, PS- Bijanbari, Dist. Darjeeling.

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) :  
25 (Twenty five) bottles of Codeine Phosphate chlorpheniramine Maleate Syrup styled as ONYREX having Batch no. MG 44201, Mfg. date 12/2022, Exp date 11/2024.

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., Jimut Kanti Roy 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  
 Signature of the Officer-in-Charge, Police Station  
Sni Anirban Bhattacharjee  
 Name : \_\_\_\_\_  
 Rank : No. 1/c, Pradhannagar PS.

15. Date & Time of despatch to the court :  
On 16.03.2023 at 16:00 hrs.





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 Raju Roy (24) s/o Debraj Roy of Dagapur, Bandrijote, near Hanuman Mandir, PS Pradhan Nagar, Dist. Darjeeling with the following articles under proper seizure as per seizure list;

- a) One Blue colour Bag styled as NIKE containing 25 (Twenty-Five) bottles of Codeine Phosphate Chlorpheniramine Maleate Syrup & styled as ONYREX, having Batch No. MG44201, Mfg. Date. 12/2022; Expiry Date. 11/2024 & M.R.P. Rs. 172.00 per bottle, recovered and seized from the exclusive and conscious possession of Raju Roy and marked as "Exhibit- A".
- b) One (01) bottle of Codeine Phosphate Chlorpheniramine Maleate Syrup, Batch No. MG44201, Mfg. Date. 12/2022; Expiry Date. 11/2024 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 Raju Roy (24) s/o Debraj Roy of Dagapur, Bandrijote, near Hanuman Mandir, PS Pradhan Nagar, Dist. Darjeeling to the effect that on 15.03.2023 at about 19:45 hrs, I received a specific source input that one person possessing huge quantity of Chlorpheniramine Maleate Syrup & Codeine Phosphate based drugs was standing at Siliguri junction, Tenzing Norgay Bus Stand, under Pradhan Nagar PS to sell the same to his designed local customers. The matter was diarized in Pradhan Nagar PS GDE No. 834/23 Dt. 15.03.2023. Subsequently, I informed the matter to you on written and with your prior permission and being directed, myself along with PSI Bhiswadeb Barman, ASI Ashit Singha, CV-992 Jagadish Biswas, CV-646 Baban Das, 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 Siliguri junction, Tenzing Norgay Bus Stand under Pradhan Nagar PS by Govt. vehicle to verify the veracity of the information. This refers to Pradhan Nagar PS GDE No. 835/23 Dt. 15.03.2023 and M.C.C No- 699 Date- 15.03.2023.

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 Siliguri junction, Tenzing Norgay Bus Stand under Pradhan Nagar PS at around 20.10 hrs, I requested two persons as independent witness by notice namely (1) Puspan Roy (24) S/O Rajendra Roy of Dharamnagar, Ward No. 1, Coolie Para, PS Pradhan Nagar, Dist. Darjeeling and (2) Rabi Prasad (21) s/o Biswanath Prasad of Coolie Para, Ward No. 01, 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 Siliguri junction, Tenzing Norgay Bus Stand under Pradhan Nagar PS. He had carried one blue 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 Narendra Kalicotay, 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 Chlorpheniramine Maleate Syrup illegally and requested him to come at Siliguri junction, Tenzing Norgay Bus Stand under Pradhan Nagar PS to remain present and to supervise the search and seizure.

Accordingly at 20.35 hrs Shri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at Siliguri junction, Tenzing Norgay Bus Stand 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 Raju Roy (24) s/o Debraj Roy of Dagapur, Bandrijote, near Hanuman Mandir, PS Pradhan Nagar, Dist. Darjeeling.



It has been found one bag under the possession of the above noted accused person namely Raju Roy containing 25 (Twenty-Five) bottles of Codeine Phosphate Chlorpheniramine Maleate Syrup & styled as ONYREX, having Batch No. MG44201, Mfg. Date. 12/2022; Expiry Date. 11/2024 & M.R.P. Rs. 172.00 per bottle which has been recovered and seized from the exclusive and conscious possession of Raju Roy and the details has been mentioned in details below during the seizure process.

Further, on demand in presence of Shri Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC, the detained person namely Raju Roy, 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 25 (Twenty-Five) bottles of Codeine Phosphate Chlorpheniramine Maleate Syrup & styled as ONYREX, having Batch No. MG44201, Mfg. Date. 12/2022; Expiry Date. 11/2024 & M.R.P. Rs. 172.00 per bottle, recovered and seized from the exclusive and conscious possession of Raju Roy which was kept inside one blue colour Bag styled as NIKE at the spot at Siliguri junction, Tenzing Norgay Bus Stand under Pradhan Nagar PS under proper seizure list in presence of independent witnesses and Shri Narendra Kalicotay, 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 Narendra Kalicotay, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused person namely Raju Roy. The whole process of seizure was made in between 20.45 hrs to 21.35 hrs with the videography.

Being further asked, the apprehended person namely Raju Roy admitted in presence of Shri Narendra Kalicotay, 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 Chlorpheniramine Maleate Syrup 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 Codeine Phosphate Chlorpheniramine Maleate Syrup based drugs illegally for last few months for his wrongful gain along with his co-associates namely Rabi Tamang of Lebung, Darjeeling, PS Sadar, Dist. Darjeeling and Aakash Tamang of Bijanbari, PS Bijanbari, Dist. Darjeeling who has been chiefly selling in Siliguri and Darjeeling and its adjacent areas.

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

Then, I arrested the above noted accused person namely Raju Roy after observing all formalities and informing the ground of their arrest and issued necessary Memo of Arrest at 21.37 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 persons namely Raju Roy (24) s/o Debraj Roy of Dagapur, Bandrijote, near Hanuman Mandir, PS Pradhan Nagar, Dist. Darjeeling and Rabi Tamang of Lebung, Darjeeling, PS Sadar, Dist. Darjeeling and Aakash Tamang of Bijanbari, PS Bijanbari, Dist. Darjeeling and arrange for its investigation.

**Enclosures:**

- i) Original Memo of Arrest.
- ii) Original Seizure list along with Seized articles and other Relevant Papers.

Received on 15/03/2023 at 21.50 hrs vide PDN PS  
GD Entry no. 844/23 date 15/03/2023 and started PDN  
PS case no. 183/23 date 15/03/2023 u/s- 21(c)/22(c)/  
27A of NDPS Act and endorsed to SI, Jimut Karthi Roy  
for investigation.

15/3/23  
Inspector in Charge  
Pradhan Nagar Police Station  
Siliguri Police Commissionerate

Yours faithfully,  
*Abhishek Theengh*  
(SI Abhishek Theengh) 15/03/23  
Pradhan Nagar Police Station  
Siliguri Police Commissionerate