



FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)

Form No. 27

1153

Dist. Siliguri

P.S. Pradhannagar Year 2023 FIR No. 185/23 Date 16.03.2023

Act. N.D.P.S. Act. 4 / Sections 21(c)/22(c)/27A (ii) Act Sections (iii) Act Sections (iv) Others Acts & Sections

3. (a) Occurrence of Offence : Day Thursday Date From 16.03.2023 Date To 16.03.2023
Time Period 50 minutes Time From 21.40 hrs. Time To 22.30 hrs.

(b) Information received at P.S. Date 16.03.2023 Time 22.45 hrs.

(c) General Diary Reference : Entry No(s) 923/23 Time 22.45 hrs.

4. Type of Information written Written / Oral

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

(b) Address Champasari more, 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 Threengh

(b) Father's / Husband's Name S/O- Seechandra Kumar Threengh.

(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 Nareesh Kamti (35), S/O- Pramod Kamti & ② Shelu Kamti S/O- Ram Bimay Singh both at Rajendra Nagar, Cooliepara, Ward no. 1, PS- Pradhannagar, Dist. Darjeeling.

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) : 26 (Twenty six) bottles of codeine Phosphate and Chlorpheniramine Maleate Syrup & styled as - KOFUREX, having batch no. CP 2202.

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., Chetan Dangaal 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 Threengh

Signature of the Officer-in-Charge, Police Station Sni Anirban Bhattacharjee Name : Inspector Pradhannagar PS. Rank Pradhan Nagar Police Station Siliguri Police Commissionerate

15. Date & Time of despatch to the court :



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 Naresh Kamti (35) s/o Pramod Kamti of Coolie Para, Rajendra Nagar, Ward No.1, PS Pradhan Nagar, Dist. Darjeeling with the following articles under proper seizure as per seizure list;

- a) One Black colour Bag styled as FLYCOON containing 26 (Twenty-Six) bottles of Codeine Phosphate and Chlorpheniramine Maleate Syrup & styled as KOFUREX, having Batch No. CP2202, Mfg. Date. 06/2022; Expiry Date. 05/2024 & M.R.P. Rs. 172.00 per bottle, recovered and seized from the exclusive and conscious possession of Naresh Kamti and marked as "Exhibit- A".
- b) One (01) bottle of Codeine Phosphate Chlorpheniramine Maleate Syrup, Batch No. CP2202, Mfg. Date. 06/2022; Expiry Date. 05/2024 & M.R.P. Rs. 172.00, styled as KOFUREX, 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 Naresh Kamti (35) s/o Pramod Kamti of Coolie Para, Rajendra Nagar, Ward No.1, PS Pradhan Nagar, Dist. Darjeeling to the effect that on 16.03.2023 at about 20:45 hrs, I received a specific source input that one person possessing huge quantity of Codeine Phosphate and Chlorpheniramine Maleate Syrup based drugs was standing near Champasari More, under Pradhan Nagar PS to sell the same to his designed local customers. The matter was diarized in Pradhan Nagar PS GDE No. 910/23 Dt. 16.03.2023. Subsequently, I informed the matter to you on written and with your prior permission and being directed, myself along with C/762 Majibul Rahaman, CV-128 Ajay Sahani, CV-223 Swapan Chettri, 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 Champasari more under Pradhan Nagar PS by Govt. vehicle to verify the veracity of the information. This refers to Pradhan Nagar PS GDE No. 911/23 Dt. 16.03.2023 and M.C.C No-709 Date- 16.03.2023.

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 near Champasari more under Pradhan Nagar PS at around 21.05 hrs, I requested two persons as independent witness by notice namely (1) Uma Shankar Yadav (48) S/O Kailash Biswas of Narmada Bagan, PS Pradhan Nagar, Dist. Darjeeling and (2) Binup Paswan (34) s/o Rangila Majhi of Regulated market, TS11(Gaddi Number), 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 near Champasari More 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 Ashish P. 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 Chlorpheniramine Maleate Syrup illegally and requested him to come near Champasari More under Pradhan Nagar PS to remain present and to supervise the search and seizure.

Accordingly at 21.25 hrs Shri Ashish P. Subba, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot near Champasari More 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 Naresh Kamti (35) s/o Pramod Kamti of Coolie Para, Rajendra Nagar, Ward No.1, PS Pradhan Nagar, Dist. Darjeeling.

It has been found one bag under the possession of the above noted accused person namely Naresh Kamti containing 26 (Twenty-Six) bottles of Codeine Phosphate Chlorpheniramine Maleate Syrup & styled as KOFUREX, having Batch No. CP2202, Mfg. Date. 06/2022; Expiry Date. 05/2024 & M.R.P. Rs. 172.00 per bottle which has been recovered and seized from the exclusive and conscious possession of Naresh Kamti and the details has been mentioned in details below during the seizure process.

Further, on demand in presence of Shri Ashish P. Subba, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC, the detained person namely Naresh Kamti, 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 26 (Twenty-Six) bottles of Codeine Phosphate and Chlorpheniramine Maleate Syrup & styled as KOFUREX, having Batch No. CP2202, Mfg. Date. 06/2022; Expiry Date. 05/2024 & M.R.P. Rs. 172.00 per bottle, recovered and seized from the exclusive and conscious possession of Naresh Kamti which was kept inside one black colour Bag styled as FLYCOON at the spot near Champasari More under Pradhan Nagar PS under proper seizure list in presence of independent witnesses and Shri Ashish P. Subba, 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 Ashish P. Subba, Assistant Commissioner of Police, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused person namely Naresh Kamti. The whole process of seizure was made in between 21.40 hrs to 22.30 hrs with the videography.

Being further asked, the apprehended person namely Naresh Kamti admitted in presence of Shri Ashish P. 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 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-associate namely Shelu Kamti s/o Ram Binay Singh of Coolie Para, Rajendra Nagar, Ward No. 1, PS Pradhan, Dist. Darjeeling 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 Naresh Kamti 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 Naresh Kamti after observing all formalities and informing the ground of their arrest and issued necessary Memo of Arrest at 22.32 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 Naresh Kamti (35) s/o Pramod Kamti of Coolie Para, Rajendra Nagar, Ward No.1, PS Pradhan Nagar, Dist. Darjeeling and Shelu Kamti s/o Ram Binay Singh of Coolie Para, Rajendra Nagar, Ward No. 1, PS Pradhan, 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.

Yours faithfully,

(SI Abhishek Theengh) 12/03/23

Pradhan Nagar Police Station
Siliguri Police Commissionerate

16/3/23
Inspector-In-Charge
Pradhan Nagar Police Station -
Siliguri Police Commissionerate

Received on 16/03/2023 at 22.45 hrs vide PDN PS GO
Entry no. 923 date 16/03/2023 and started PDN PS case
no. 185/23 date 16/03/2023 v/s 21 (C)/22(C)/27 of
NDPS Act and enclosed to SI Chetana Dasgupta for
investigation