

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



2529

1. Dist. PC

P.S. Pradhan Nagar Year 2023 FIR No. 708/23 Date 10/09/23

Sections 21 (1), 22 (1), 37 A, 29 of NDPS Act Sections

iii) Act Sections iv) Others Acts & Sections

3. (a) Occurrence of offence : Day Date From on 10/09/23 Date To

Time Period Time From in between 16.05 hrs Time To 16.50 hrs

(b) Information received at P.S. Date on 10/09/23 Time 17.40 hrs

(c) General Diary Reference : Entry No (s) 629 Time 17.40 hrs

4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. West, 02 km Beat No

(b) Address Dagapur Ten Estate, opposite of Vismamma Apartment,

P.S. Pradhan Nagar, Dist. Darjeeling.

(c) In case outside limit of this Police Station, then the

Name of the P.S. District

6. Complainant / Informant :

(a) Name SI Satish Rubal

(b) Father's / Husband's Name Shyam Kumar Rubal

(c) Date / Year of Birth 29 years (d) Nationality Indian

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

(f) Occupation Service in West Bengal police

(g) Address Pradhan Nagar P.S. / SPC

7. Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary) :

i) Amirul Sheikh (M/24), s/o Manjur Sheikh of Purra Pura Colony, Aurangabad

P.S. Sufi, Dist. Murshidabad, ii) Abiraj Kumar Singh (M/20), s/o Suresh Singh of

Chamrasari Anchal, P.S. Pradhan Nagar, Dist. Darjeeling; iii) Zafar Sheikh,

of Kalmohar, Malda.

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) :

one navy blue colour back pack having one logo as HP containing 25 (twenty

five) bottles of chlorpheniramine maleate and codeine phosphate Cough Linetus

(Phenylephrine) containing 102 tablets each bottle having batch no. PFC 22057

Mfg. Date: June 2022, expiry dt. Nov. 2023 marked as exhibit A which was owned by Amirul Sheikh cont...

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 of the

complainant which is treated as FIR 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 SE Gantam Mallick 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

SI Satish Rubal

15. Date & Time of despatch to the court :

on 11/09/23

Signature of the Officer-in-Charge, Police Station

Name Anirban Bhattacharjee

Rank Inspector in Charge

Pradhan Nagar Police Station

Siliguri Police Commissionerate

Received on 10/09/23 at 17:40 hrs vide PPN PS case No. 629 and registered PPN PS case No. 702/23 D. 10/09/23 U/s 21(b), 22(e), 27A, 28 of NDPS Act and is endorsed to SI Chetan Dangal for its investigation.

Inspector-In-Charge
Pradhan Nagar Police Station
Siliguri

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

Sub: - F.I.R

Respected Sir,

In producing herewith two (02) arrested accused persons namely 1) S/o Manjur Sheikh of Pura Pura Colony, Aurangabad, PS: Suti, Dist: Murshidabad, West Bengal as stated by him and 2) Abiraj Kumar Singh (M/20 Yrs), S/o Suresh Singh of Champasari Anchal, PS: Pradhannagar, Dist: Darjeeling as stated by him with the following articles under proper seizure as per seizure list;

1. One navy blue colour back pack having one logo as HP containing 25 (twenty five) bottles of Chlorpheniramine Maleate & Codeine Phosphate Cough Linctus (Phensedyl) containing 100ml in each bottle having batch no. PHC 22057, Mfg Date Jun 2022, Expiry date Nov 2023, marked as a Exhibit A which was carried by Amirul Sheikh.
2. One Black colour polythene containing one white colour transparent plastic pouch containing 53 (Fifty three) grams of said to be Brown Sugar which was kept in the left pocket of trousers of accused Amirul Sheikh and marked as Exhibit B.
3. One navy blue colour back pack having containing 23 (twenty three) bottles of Chlorpheniramine Maleate & Codeine Phosphate Cough Linctus (Phensedyl) containing 100ml in each bottle having batch no. PHC 22048, Mfg Date Jun 2022, Expiry date Nov 2023, marked as a Exhibit C which was carried by Abiraj Kumar Singh.
4. One blue colour Apache Bike having number plate displayed as WB 74 BE 4024.

I, SI Satish Ruchal (29), S/O- Shyam Kumar Ruchal of Pradhan nagar Police Station, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted accused persons namely 1) Amirul Sheikh (M/24 Yrs) S/o Manjur Sheikh of Aurangabad, PS: Suti, Dist: Murshidabad, West Bengal (not verified) and 2) Abiraj Kumar Singh (M/20 Yrs), S/o Suresh Singh of Champasari Anchal, PS: Pradhannagar, Dist: Darjeeling (not verified) to the effect that on 10.09.2023 at about 14.10 hrs received one specific source input that two persons will come at Dagapur Tea Estate in one bike with huge quantity of Illicit Drugs under their possession so as to sell to their designed local customers. The matter was diarized in Pradhan Nagar PS GDE No. 617/23 dated 10.09.2023 and subsequently, I informed the matter to the inspector In charge, of Pradhan Nagar Police Station in written and being directed, I along with SI Chetan Dangal, ASI Manoj Kr Roy, ASI Biplab Kumar Das, C/762 Majibul Rahaman, C/476 Jagat Chandra Roy, CV 223 Swapan Chettri, CV 242 Rakesh Manger all of Pradhan nagar PS, SPC along with investigation kit left for PS Pradhan Nagar Dist Darjeeling by Govt. vehicle to verify the veracity of the information. This refers to Pradhan Nagar PS GDE No. 618/23 dated 10.09.2023 and M.C.C No- 2144/23, Date- 10/09/2023.

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 Dagapur Tea Estate under Pradhannagar PS at around 14:45 hrs, I requested three persons as independent witness by notice namely 1) Gaffar Islam (M/45 Yrs), S/o Lt. Md. Mansurdin of Sukna Tea Estate, PS: Pradhannagar, Dist: Darjeeling, 2) Jibear Munda (M/ 35 Yrs), S/o Lt. Joshep Munda of Dagapur Tea Estate, PS: Pradhannagar, Dist: Darjeeling, 3) Binod Malpaharia of Dagapur tea Estate, PS: Pradhannagar, 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 02 persons mentioned above who were coming through bike at Dagapur Tea Estate, under Pradhan Nagar PS.

They had carried two navy blue colour backpacks on their back supposed to be containing illicit drugs by each person under their exclusive and conscious possession.

Thereafter, we disclosed our identity and the information in hand and stated them that they as well as the bag under their possession will be searched for the purpose. And, I gave them option in

SI Satish Ruchal

writing to be searched in presence of an Executive Magistrate or by any Gazetted Officer upon which they agreed to be searched in presence of any one of the above.

I also offered the independent witnesses and the accused persons to search our Police Party as per provisions and they 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, ICP Fulbari, Siliguri Police for acting as Special Executive Magistrate of SPC for the day, regarding the interception of the accused persons suspected to be possessed illicit drugs and requested him to come at Dagapur Tea Estate, Pradhan Nagar PS to remain present and to supervise the search and seizure.

Accordingly at 15:55 hrs Shri Moksedur Rahaman, Assistant Commissioner of Police, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC arrived at the spot at Dagapur Tea Estate under Pradhannagar PS as Special Executive Magistrate, SPC and in presence of three independent witnesses and hereafter both the accused persons were searched by me, following all formalities, keeping their decency and recovered the above noted articles from the exclusive and conscious possession of the accused persons namely Amirul Sheikh and Abiraj Kumar Singh.

Further, on demand in presence of Shri Moksedur Rahaman, Assistant Commissioner of Police, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC, the detained persons namely Amirul Sheikh and Abiraj Kumar Singh, on being asked, failed to produce any valid documents/papers or explanation for possessing of such a huge quantity of Codeine Phosphate and Brown Sugar.

Thereafter, I seized 1) One navy blue colour back pack having one logo as HP containing 25 (twenty five) bottles of Chlorpheniramine Maleate & Codeine Phosphate Cough Linctus (Phensedyl) containing 100 ml in each bottle having batch no. PHC22057, Mfg Date Jun 2022, Expiry date Nov 2023, marked as an Exhibit A which was carried by Amirul Sheikh. 2) One Black colour polythene containing one white colour transparent plastic pouch containing 53 (Fifty-three) grams of said to be Brown Sugar which was kept in the left pocket of trousers of accused Amirul Sheikh and marked as Exhibit B. 3) One navy blue colour back pack having containing 23 (twenty three) bottles of Chlorpheniramine Maleate & Codeine Phosphate Cough Linctus (Phensedyl) containing 100 ml in each bottle having batch no. PHC22048, Mfg Date Jun 2022, Expiry date Nov 2023, marked as an Exhibit C which was carried by Abiraj Kumar Singh and 4) One blue colour Apache Bike having number plate displayed as WB 74 BE 4024 from the exclusive and conscious possession of Amirul Sheikh and Abiraj Kumar Singh at Dagapur Tea Estate under Pradhannagar PS, the search and seizure was conducted under proper videography and in presence of independent witnesses and Shri Moksedur Rahaman detailed for acting as Special Executive Magistrate, SPC obtaining their signature and being acknowledged by the accused persons.

Subsequently, I labelled and sealed the seized articles in presence of Shri Moksedur Rahaman, Assistant Commissioner of Police, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, SPC and independent witnesses and the accused persons namely Amirul Sheikh and Abiraj Kumar Singh. The whole process of seizure was made in between 16.05 hrs to 16.50 hrs.

Being further asked, the apprehended persons namely Amirul Sheikh and Abiraj Kumar Singh admitted in presence of Shri Moksedur Rahaman, Assistant Commissioner of Police, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate of SPC and other independent witnesses that they have procured illegal Codeine Phosphate and brown sugar for the purpose of selling the same in high rate with their co-associates to their designed local customers for their personal gain by illegal means. On further being asked, they also disclosed that they have been dealing in this business of procuring and selling of Codeine Phosphate and brown sugar illegally with their co-associates namely Jaffar Seikh, S/o unknown of Kaliachak, Malda at the Siliguri and adjacent areas for last few months for their wrongful gain.

SI Sajib Raha

From the above noted facts and seizure of incriminating articles it is quite evident that the accused persons namely Amirul Sheikh and Abiraj Kumar Singh are involved in procuring and selling Codeine Phosphate and brown sugar are illegally contravening in the norms of NDPS Act.

Then, I arrested the above noted accused persons namely Amirul Sheikh and Abiraj Kumar Singh after observing all formalities and informing the ground of their arrest and issued necessary Memo of Arrests respectively duly signed by the arrested accused persons, witnesses and subsequently the family members of the arrested accused persons has been informed.

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 1) Amirul Sheikh (M/24 Yrs) S/o Manjur Sheikh of Pura para colony, Aurangabad, PS: Suti, Dist: Murshidabad, West Bengal as stated by him and 2) Abiraj Kumar Singh (M/20 Yrs), S/o Suresh Singh of Champasari, Anchal, PS: Pradhannagar, Dist: Darjeeling as stated by him and arrange for its investigation.

Enclosures:

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

Yours faithfully,

SI Satish Ruchal
10/09/23

(SI Satish Ruchal)

Pradhan Nagar Police Station
Siliguri Police Commissionerate