

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



District Darjeeling P.S. Siliguri Year 2023 FIR No. 778/23 Date 19.9.2023
Sections i) Act NDPS Act Sections 21(b)
Sections (iv) Others Acts & Sections

3. (a) Occurrence of Offence : Day Tuesday Date From 19.9.2023 Date To 19.9.2023
Time Period Time From 07:55 hr Time To 08:45 hr
(b) Information received at P.S. Date 19.9.2023 Time 09:35 hr
(c) General Diary Reference : Entry No(s) 1254 Time 09:35 hr

4. Type of Information Written
5. Place of Occurrence : (a) Direction and Distance from P.S. 02 KM approx Beat No. -
(b) Address Mahanandapana near Modern boys club, P.S. - Siliguri, Dist. - Darjeeling
(c) In case outside limit of this Police Station, then the Name of the P.S. District

6. Complainant / Informant :
(a) Name P.S.I. Krishna Parja
(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 (Sub-Inspector of Police)
(g) Address Khalpara T.O.P - II, Siliguri P.S., Siliguri Police Commissionerate

7. Details of known / suspected / unknown accused with full particulars Md. Bhanu (32/M),
(Attach separate sheet, if necessary) : So-Late Sher Ali Khan of coal Depot, ward No. 07, P.S. - Siliguri, Dist. - Darjeeling.

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

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

09 (nine) bottles of "Rukscof" Cough Syrup in which contains mixture of Chlorpheniramine Maleate & Codeine Phosphate Syrup containing 100 ml. having Batch No. TBHV0593 and Mfg Date 05/2022 and Exp. Dated 04/2024 made by Glen Smith Labs Private Limited from the exclusive possession Md. Bhanu each bottles wrapped with black colour plastic and marked as exhibit 'A' ii) two (02) bottles of "Rukscof" Cough Syrup in which contains mixture of Chlorpheniramine Maleate & Codeine Phosphate Syrup containing 100 ml. having Batch No. TBHV0593 and Mfg Date 05/2022 and Exp. Dated 04/2024 made by Glen Smith Labs Private Limited taken from exhibits "A" for sample and marked as exhibits



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

15. Date & Time of despatch to the court : On 19.9.2023 at 11:00 hr.

Signature of the Officer-in-Charge, Police Station
Name : DEBABRATA SENGUPTA
Rank : No. SI OF POLICE Station Siliguri Police Commissionerate



To
The Inspector In-Charge,
Siliguri Police Station,
Siliguri Police Commissionerate

Dated 19.09.23

Subject :- FIR

Sir,

In producing herewith One (01) arrested accused person who disclosed his identities namely Md. Bhanu (32/M), S/O Late Sher Ali Khan of Coal Depot, Ward No. 07, PS-Siliguri, Dist- Darjeeling along with the following seized articles seized under proper seizure list duly attached herewith viz : I) 09 (nine) bottles of "Rukscof" Cough Syrup in which contains mixture of Chlorpheniramine Maleate & Codeine Phosphate Syrup containing 100 ml. having Batch No. TBHV0593 and Mfg Date 05/2022 and Exp. Dated 04/2024 made by Glen Smith Labs Private Limited from the exclusive possession Md. Bhanu each bottles wrapped with black colour plastic and marked as exhibit 'A' II) two (02) bottles of "Rukscof" Cough Syrup in which contains mixture of Chlorpheniramine Maleate & Codeine Phosphate Syrup containing 100 ml. having Batch No. TBHV0593 and Mfg Date 05/2022 and Exp. Dated 04/2024 made by Glen Smith Labs Private Limited taken from exhibits "A" for sample and marked as exhibits "A-1"

I, PSI Krishna Parja of Khalpara TOP under Siliguri PS, Siliguri Police Commissionerate do hereby lodge this written complaint against Md. Bhanu (32/M), S/O Late Sher Ali Khan of Coal Depot, Ward No. 07, PS- Siliguri, Dist Darjeeling to the effect that on today ie on 19.09.23 at 07.15 hrs I have received a specific source information that one person is standing with huge quantity of contraband Cough Syrup at Mahanandapara near Modern boys Club, ward No. 04, under PS Siliguri for disposing the same for his wrongful gain. The matter has been diarized vide Khalpara TOP GDE No. 573 Dt-19.09.23. Accordingly I informed the matter to Sri Anupam Majumder, Inspector-in-Charge, Siliguri Police Station, SPC in writing a letter to him and expressed the entire information accordingly and he directed to me to work out the information immediately. Hence at about 07.30 hrs as per his kind direction myself along with ASI Inzamamul Haque, ASI Majaffar Rahaman Mondal, C/678 Dipak Mondal, C/390 Sujit Paul all of Khalpara TOP under Siliguri Police Station, Siliguri Police Commissionerate left for Mahanandapara near Modern boys Club area to verify the veracity of the information vide M C C. No. 325/23, dt. 19.09.23 which refers to GDE No. 574 Dt. 19.09.23 by Govt. Vehicle No. WB 72A 7494 driven by CV/142 Biswajit Das.

At the time of departure from PS I took envelope, white paper, sealing wax, gum, seal, Laptop etc. At about 07.40 hrs we reached at Mahanandapara near Modern boys Club under PS Siliguri kept our vehicles at a considerable distance. Subsequently we called two independent witnesses namely; (1) Md. Afraz (45/M), S/O Md. Nayem of Koyla Depot, Ward No.07, PS-Siliguri, Dist Darjeeling (2) Bapi Roy (32/M) S/O Late Bikash Roy of Matigara, Patharghata, PS- Matigara, Dist- Darjeeling and disclosed our identities and informed them about the information in hand and requested them in writing to accompany us to witness the Police action. They agreed & gave in writing about their consent to accompany Police during the raid.

Then as per source information we approached towards Mahanandapara near Modern boys Club & as per identification by the source I managed to cordon the place and found that the above noted person was standing there carrying cough syrup and accordingly we detained him. After disclosing our identities, in presence of independent witnesses we had a strong reason to believe that the detained person was carrying contraband Cough Syrup in his exclusive possession for disposing the same at coal depot area in concealed manner for supplying/selling the same in Siliguri and its adjacent area for his wrongful gain. On being asked he disclosed his identity as noted above and admitted that he possessed contraband Cough Syrups. Then I gave him option in written whether he wanted to be searched in presence of Executive Magistrate or any Gazetted Police Officer. He agreed to be searched by anyone of them. Further I served him option notice in accordance with provisions of law in this regard in writing and he also gave his approval of being searched by any one of them in writing on the notice served to them. Then I informed the matter to I.C. Siliguri PS & I requested him to come at Mahanandapara near Modern boys Club to remain present and supervise the search, seizure and labeling being a Gazetted Police officer. Accordingly at 07.50 hrs Sri Anupam Majumder, I. C. Siliguri PS arrived at the spot in uniform and disclosed his identity to the detained person as well as to the witnesses as a Gazetted Police Officer. I also offered the independent witnesses and the accused person to search our Police Party as per provision of law. But he refused to search the police party. Under the supervision of Sri Anupam Majumder, Inspector -In-charge, of Siliguri Police Station, SPC and in presence of two independent and disinterested public witnesses searched the detained person following all formalities keeping their decency but nothing could be recovered on his person except his wearing apparels. Then, I search and found that the above seizure articles kept in exclusive possession of apprehended person. Then the detained person confessed that he was carrying the same in concealed manner for selling/supplying to young boys at Adarshanagar, Mahananda Para and its adjacent area. On demand in presence of the Gazetted Police Officer, Sri Aupam Majumder, I. C.



Siliguri PS, he failed to produce any valid document in support of possessing of the said contraband Cough Syrup which was holding by him.

Accordingly I counted the said containing Cough Syrup, which was found in the possession of the above noted detained person and found total 09(nine) bottles of "Rukseol" Cough Syrup in which contains mixture of Chlorpheniramine Maleate & Codeine Phosphate Syrup containing 100 ml. having Batch No. TB11V0593 and Mfg Date 05/2022 and Exp. Dated 04/2024 made by Glen Smith Labs Private Limited from the exclusive possession Md. Bhanu. Then, I seized the above noted articles under proper seizure list and labeled, duly signed by the above noted witnesses, Police personnel and the Gazetted Police Officer, Sri Anupam Majumder and duly acknowledge by the detained person. I also supplied a copy of seizure list to the detained person. The whole search, seizure & label were made in between 07.55 hrs and 08.45 hrs. On further asked the apprehended person confessed in presence of Gazetted Police Officer, Sri Anupam Majumder, LC Siliguri PS and other witnesses that he procured the said seized Cough Syrup from Bhaktinagar side for the purpose of illicit gain. On interrogation he disclosed that he had been dealing in such business of selling of said Cough Syrup illegally since long. Then I arrested the above noted accused person after observing all guidelines of Apex court.

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 Md. Bhanu (32/M), S/O Late Sher Ali Khan of Coal Deport, Ward No. 07, PS- Siliguri, Dist- Darjeeling,

Encl:-

- 1) Original Memo of arrest,
- 2) Original seizure list
- 3) All the Seized articles as per seizure list

Yours faithfully
PSI Krishna Parja
(PSI Krishna Parja)
of Khalpara TOP-II/SLG PS
Siliguri Police Commissionerate

19/09/2023

Received on 19.9.2023 at 09:35 hr.
vide Siliguri P.S. GDE no. 1254, date-
19.9.2023 and started Siliguri P.S.
case no. 778/23, date-19.09.2023
u/s 21(b) of NDPS Act, SI Ashim
Kumar Das has been endorsed
for investigation,

KH
19.9.2023
Inspector-in-Charge
Siliguri Police Station
Siliguri Police Commissionerate