

# FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



1. Dist. Pradhan Nagar Year 2023 FIR No. 834/23 Date 10/10/23  
 2. Act. Sections 21(c), 22(c), 27A, 29 of NDPS Act. Sections  
 iii) Act. Sections iv) Others Acts & Sections

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

Time Period ..... Time From 19.45 hrs. Time To 20.25 hrs.

(b) Information received at P.S. Date on 10/10/23 Time 20.55 hrs.

(c) General Diary Reference : Entry No (s) 612 Time 20.55 hrs.

4. Type of Information Written Written / Oral

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

(b) Address Bayhajatin Colony, near mukta manch math, 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 Youel Lepcha

(b) Father's / Husband's Name Jai Bhering Lepcha

(c) Date / Year of Birth 28 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 / S.P.C.

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

(Attach separate sheet, if necessary) :

Dev Rai (M/23), S/O Mani Kumar Rai of Devidanga Bazar, p.s. pradhan Nagar, Dist. Darjeeling and others.

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

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

33 (thirty three) bottles of codeine phosphate and chlorophaniramine maleate syrup 'REXTAS' caught group having batch no. RT1A3W001, mfg. date 05/23, expiry date 04/25 each bottle containing 100 ml and MRP RS. 191/ each which is marked as 'Exhibit-A', (ii) one black colour bag pack styled as 'PUMA' and marked as exhibit 'B'.

10. Total value of properties stolen / involved mentioned in seizure list.

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 SI Satish Ruchal 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 Youel Lepcha

15. Date & Time of despatch to the court :  
on 11/10/23 at 10.00 hrs.

Signature of the Officer-in-Charge, Police Station  
 Name : Anirban Bhattacharjee  
 Rank : No. Ins. of police  
 Inspector-In-Charge  
 Pradhan Nagar Police Station  
 Siliguri Police Commissionerate

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



Sub: - F.I.R

Sir,

In producing herewith 01 (one) arrested accused person named Dev Rai (23 yrs) S/O Mani kumar Rai of Debidanga Bazar PS Pradhan nagar PS Dist Darjeeling along with the following articles under proper seizure. The ground of arrest duly been communicated with him.

- (i) 33 (thirty three) bottles of codeine Phosphate and Chlorpheniramine maleate syrup "REXTAS" cough syrup having batch no RT1AJW001, Mfg Date 05/2023, Expiry date 04/2025 each bottle containing 100 ml and MRP Rs 131/- each which is marked as "Exhibit- "A".
- (ii) One black color bag pack style as "PUMA" and marked as exhibit "B"

I, SI Youel lepcha (8116763588) S/O Jai Tshering Lepcha of Pradhan Nagar PS, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted arrested accused person named Dev Rai (23 yrs) S/O Mani kumar Rai of Debidanga Bazar PS Pradhan nagar PS Dist Darjeeling to the effect that on 10/10/2023 at 16.40 hrs I, received a reliable specific source input that one person possessing huge quantity of illegal 'Codeine Phosphate' based Cough Syrup without any valid license is standing at Bagajatin near Mukta Muncha under PS Pradhan Nagar, Dist. Darjeeling to deliver the same to his designed customer. Accordingly, the matter was diarized in General Diary vide Pradhan Nagar PS GDE No 603 Dated 10/10/2023 and subsequently, I informed the matter to the Inspector-in-Charge, Pradhan Nagar PS in written. I also informed one Videographer namely Somnath Chatterjee S/O Sushil Chatterjee of Arabinda Pally, Gokhel Road, Ward No 22, PS- Siliguri, Dist.- Darjeeling over telephone and directed him to come at Bagajatin near Mukta Muncha under PS Pradhan Nagar, Dist. Darjeeling with his video camera for the purpose of videography if required. Subsequently, being directed by Inspector-in-Charge, Pradhan Nagar PS, SPC I along with SI Goutam Mallick, SI Satish Ruchal, ASI Manoj Kr Roy, CV/223 Swapan Chhetri, CV/242 Rakesh Monger and all of Pradhan Nagar PS, SPC left for Bagajatin near Mukta Muncha under PS Pradhan Nagar, Dist. Darjeeling by Govt. vehicle to verify the veracity of the information with investigation kits. This refers to Pradhan Nagar PS GDE No 604 Dt. 10.10.23 and M.C.C No 4473/2023 date 10.10.2023. On the way I briefed all of them and share the information in hand. Under these circumstances any search warrant or authorization for search cannot be obtained without affording opportunity for the concealment of evidence or facility for the escape of the offender.

At about 17.15 hrs I along with above mentioned officers and force reached at Bagajatin near Mukta Muncha under PS Pradhan Nagar, Dist. Darjeeling and contacted two independent witnesses namely (i) Pradip Chowdhury S/O Lt Phonindra Nath Chowdhury of Purbanchal Bagajatin Colony PS Pradhan nagar Dist Darjeeling. ii) Palash Mondal S/O It Sukumar Mondal of Bagajatin Colony near Ambay Car House PS Pradhan nagar Dist Darjeeling and informed them about the source input and requested them in written to act as witness, if any search and seizure would be made necessary upon which they agreed. At about 18.05 hrs being pointed and identified by the source I, noticed that one person with a black color bag on his back is standing at Bagajatin near Mukta Muncha under PS Pradhan Nagar, Dist. Darjeeling. Accordingly, I along with above noted officers and force cordoned the said place from each corner and manage to detain the suspected person with a black color back pack bag on his back. Thereafter, we disclosed our identity as police personnel and inform him regarding the information in hand and stated him that he will be searched in person for the said purpose.

On being asked the detained person disclosed his identity as Dev Rai (23 yrs) S/O Mani kumar Rai of Debidanga Bazar PS Pradhan nagar PS Dist Darjeeling and admitted that he has illegally possessed cough syrup for selling the same to his designed customers as per their requirement. I then gave him option in writing whether he wanted 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. Accordingly, I informed the matter to the I/C, Pradhan Nagar PS and as per his kind order, I informed the fact to Shri Moksedur Rahaman, WBPS, ACP ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day regarding interception of the accused person suspected to be possessed illegal Codeine Phosphate' based Cough Syrup and requested him to come at Bagajatin near Mukta Muncha under PS Pradhan Nagar, Dist. Darjeeling to remain present and to supervise the search and seizure.

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SI Youel lepcha

Accordingly at 19.35 hrs Shri Moksedur Rahaman, WBPS, ACP ICP Fulbari, Siliguri Police Commissionerate arrived at the spot. Then, I offered the independent witnesses and the detained person to search our Police Party as per provisions of law but they denied searching the police party. Thereafter, in presence of Shri Moksedur Rahaman, WBPS, ACP ICP Fulbari, Siliguri Police Commissionerate, I searched the detained person following all formalities, keeping his strict regard of decency but found nothing except his wearing apparels but on searched the black color back pack style as Puma in his possession recovered 33 (thirty three) bottles of codeine Phosphate and Chlorpheniramine maleate syrup "REXTAS" cough syrup having batch no RT1AJW001, Mfg Date 05/2023, Expiry date 04/2025 each bottle containing 100 ml and MRP Rs 131/- each found in a paper made cartoon which was kept inside the said black color back pack. On demand in presence of Shri Moksedur Rahaman, WBPS, ACP ICP Fulbari, Siliguri Police Commissionerate as well the independent witnesses the detained person failed to produce any valid documents/papers for possessing of such a huge quantity of 'Codeine Phosphate' based Cough Syrup. On further interrogation he admitted his guilt and stated that he had procured the said 'Codeine Phosphate' based Cough Syrup clandestinely from one of his supplier for the purpose of selling the same in high rates to his designed customers and also stated that he is waiting for his customer to deliver the same for his personal gain by illegal means. He also disclosed that he has been dealing such type of business of procuring and selling of 'Codeine Phosphate' based cough syrup illegally for last few months for his wrongful gain.

Accordingly, I seized the recovered 33 (thirty three) bottles of codeine Phosphate and Chlorpheniramine maleate syrup "REXTAS" cough syrup having batch no RT1AJW001, Mfg Date 05/2023, Expiry date 04/2025 each bottle containing 100 ml and MRP Rs 131/- each found in a paper made cartoon, marked as "Exhibit- A" and one black color bag pack style as "PUMA" which is marked as exhibit "B" from the possession the above noted accused named Dev Rai (23 yrs) S/O Mani kumar Rai of Debidanga Bazar PS Pradhan nagar PS Dist Darjeeling under proper seizure list in presence of in presence of Shri Moksedur Rahaman, WBPS, ACP ICP Fulbari and independent witnesses and obtain their signature and acknowledged by the accused person. Subsequently, I sealed and labelled the seized articles in presence of Shri Moksedur Rahaman, WBPS, ACP ICP Fulbari, Siliguri Police Commissionerate and independent witnesses and the above noted accused person. The whole process of search, seizure and label was made under the coverage of videography by the videographer named Somnath Chatterjee S/O Sushil Chatterjee of Arabinda Pally, Gokhel Road, Ward No 22, PS- Siliguri, Dist. - Darjeeling in between 19 45hrs to 20.25hrs.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Dev Rai (23 yrs) S/O Mani kumar Rai of Debidanga Bazar PS Pradhan nagar PS Dist Darjeeling is involved in procuring and selling 'Codeine Phosphate' based drugs illegally contravening the norms of NDPS Act. Then, I arrested the above noted accused person named Dev Rai (23 yrs) S/O Mani kumar Rai of Debidanga Bazar PS Pradhan nagar PS Dist Darjeeling after observing all formalities and informing the ground of his arrest and issued necessary Memo of Arrest.

Under the above circumstances, I pray before you that a specific case under proper section of law may kindly be started against the accused person namely Dev Rai (23 yrs) S/O Mani kumar Rai of Debidanga Bazar PS Pradhan nagar PS Dist Darjeeling and arrange for its investigation.

**Enclosures:**

- i) Original Memo of Arrest.
- ii) Original seizure list along with seized articles and other relevant documents..

Yours faithfully,

*SI Youel Iepcha*

(SI Youel Iepcha)  
Pradhan Nagar PS, SPC  
Date: 10.10.2023

*Received on 10/10/23 at 20.55 hrs vide. PDN P.S.  
GOENO. 612 and is registered PDN P.S. case NO.  
884/23 dt. 10/10/23 U/s 21(e), 22(e), 37A, 29 of  
NDPS Act and is endorsed to SI Satish Ruchal  
for its investigation.*

*10/10/23*  
Inspector In-Charge  
Pradhan Nagar Police Station  
Siliguri Police Commissionerate