

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



P.S. Pradhan Nayar, Year 2023, FIR No. 851/23, Date 15/10/23. Sections 21(c), 22(c), 27A, 29 of NDPS Act.

3. (a) Occurrence of offence : Day Sunday, Date From 15/10/23, Date To ... Time Period ... Time From 15:25 hrs, Time To 16:05 hrs

(b) Information received at P.S. Date 01/15/10/23, Time 16:35 hrs. (c) General Diary Reference : Entry No (s) 906, Time 16:35 hrs.

4. Type of Information Written. Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. North-East, 01 km. Beat No. ... (b) Address Granesh chosh colony, near Samar Nayar Bridge, P.S. Pradhan Nayar, 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 Bijoy Sarkar. (b) Father's / Husband's Name Kamal Sarkar. (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 Nayar P.S. / SPC.

7. Details of known / suspected / unknown accused with full particulars (Attach separate sheet, if necessary) : Suraj Darjee (M/22), S/O Padam Bdr. Darjee of Bandhrijote, Dargapure, P.S. Pradhan Nayar, 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) : (i) 36 (thirty six) bottles of chlorpheniramine maleate and codeine phosphate cough Linctus 'PHENSEDYL' cough Linctus containing 100 ml. in each bottle having Batch No. PHC 22058, MFG DT JUN/22, EXPIRY DT NOV/23, MFRS-205.31 each and marked as exhibit 'A', (ii) one maroon colour backpack with a logo 'HP POWER' 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 Youel Lepcha. 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 Bijoy Sarkar. Inspector-in-charge of the Officer-in-Charge, Police Station Pradhannagar Police Station Name Anirban Bhattacharjee Rank : No. Insp. of police

15. Date & Time of despatch to the court : on 16/10/23 at 10:02 hrs.

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 Suraj Darjee (22 yrs) S/O Padam Bdr. Darjee of Bandrijote, Dagapur, P.S. Pradhan Nagar, Dist. Darjeeling along with the following articles under proper seizure. The ground of arrest duly been communicated with him.

- (1) One paper made cartoon containing 36 (Thirty Six) Bottles of Chloropheniramine Maleate and Codeine Phosphate cough Linctus "PHENSEDYL" Cough Linctus containing 100 ml. in each bottle having Batch No. PHC22058, MFG Date JUN/22, Expiry Date NOV/23, MRP Rs. 205.31 each and marked as Exhibit "A".
- (2) One maroon colour backpack with a logo "HP POWER" and marked as "Exhibit-"B".

I, SI Bijay Sarkar(M/29),S/O Kamal Sarkar of Pradhan Nagar PS, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted arrested accused person named Suraj Darjee (22 yrs) S/O Padam Bdr. Darjee of Bandrijote, Dagapur, PS- Pradhan Nagar, Dist.- Darjeeling to the effect that on 15.10.23 at 13.15 hrs I, received a reliable specific source input that one person possessing huge quantity of illegal Cough Syrup without any valid license will come near Samar Nagar Bridge, Ganesh Ghosh Colony under Pradhan Nagar PS, Dist.- Darjeeling to deliver the same to his designed customer. Accordingly, the matter was diarized in General Diary vide. Pradhan Nagar PS GDE No 892 Dt. 15.10.23 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 Ganesh Ghosh Colony near Samar Nagar Bridge under Pradhan Nagar PS, Dist.- Darjeeling with his video camera for the purpose of videography if required. Subsequently, being directed by Inspector-in-Charge, Pradhan Nagar PS, SPC myself along with SI Goutam Mallik, CV/223 Swapan Chhetri, CV/645 Pankaj Gupta, and CV/128 Ajoy Kr Sahani all of Pradhan Nagar PS, SPC left for Ganesh Ghosh Colony under Pradhan Nagar PS, Dist.- Darjeeling by Govt. vehicle with investigation kits to verify the veracity of the information. This refers to Pradhan Nagar PS GDE No 893 Dt. 15.10.23 and M.C.C No 4436/2023 Date. 15.10.2023. On the way I briefed all of them and share the information in hand. Under this 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 13.45 hrs I along with above mentioned officers and force reached at Ganesh Ghosh colony under Pradhan Nagar PS contacted with my source while he stated that the person possessing cough syrup will come at near Samar Nagar Bridge. I also contacted two independent witnesses namely (i) Chayan Mahanta S/O Late Narayan Mahanta of Samar Nagar, Champasari, PS- Pradhan Nagar, Dist.- Darjeeling and (ii) Koushik Das S/O Kartick Das of Samar Nagar near Radha Gobinda Mandir, PS- Pradhan Nagar, Dist.- Darjeeling and informed them about the source input and requested them to act as witness, if any search and seizure would be made, upon which they agreed. I also issued notice to the said independent witnesses. Then as per source information at around 14.15 hrs we along with the said independent witnesses reached near Samar Nagar Bridge, Ganesh Ghosh colony and being pointed and identified by the source I, noticed that one person with a maroon colour back pack in his back is standing nearby Samar Nagar Bridge. Accordingly, I along with above noted officers and force cordoned the place carefully and managed to detain the suspected person with a maroon colour back pack on his back. Thereafter, we disclosed our identity as police personnel and informed 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 Suraj Darjee (22 yrs) S/O Padam Bdr. Darjee of Bandrijote, Dagapur, PS- Pradhan Nagar, Dist.- Darjeeling and admitted that he has illegally possessed cough syrup and come to there for selling the same to his designed customer as per his 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 Santanu Tarafdar, WBPS, ACP, AP, SPC detailed for acting as Special Executive Magistrate, of SPC for the day regarding interception of the accused person suspected to

Cont....

SI Bijay Sarkar.

be possessed illegal cough syrup and requested him to come Ganesh Ghosh colony near Samar Nagar Bridge under Pradhan Nagar P.S, Dist.- Darjeeling to remain present and to supervise the search and seizure. At 15.05 hrs the above noted camera man arrived at the spot. Accordingly, I issued a notice to him for videography the entire process of search and seizure. At 15.15 hrs Shri Santanu Tarafdar, WBPS, ACP, AP, SPC detailed for acting as Special Executive Magistrate, of SPC arrived at the spot at Ganesh Ghosh Colony near Samar Nagar Bridge. Then, I offered the independent witnesses and the detained person to search our Police Party as per provisions of law but they denied to search the police party. Thereafter, in presence of Shri Santanu Tarafdar, WBPS, ACP, AP, SPC detailed for acting as Special Executive Magistrate, of SPC and independent witnesses noted above, 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 maroon colour back pack in his possession recovered one paper made cartoon containing 36 (thirty six) bottles of Chlorpheniramine Maleate and Codeine Phosphate cough Linctus "PHENSEDYL" Cough Linctus containing 100 ml. in each bottle having batch No PHC22058, MFG Date JUN/22, Expiry Date NOV/23, MRP Rs. 205.31 of each. On demand in presence of Shri Santanu Tarafdar, WBPS, ACP, AP, SPC detailed for acting as Special Executive Magistrate, of SPC as well the independent witnesses the detained person failed to produce any valid documents/papers for possessing of such huge quantity of 'Codeine Phosphate' based Cough Syrup. On further interrogation he admitted his guilt and stated that he had procured the said 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 there 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 cough syrup illegally for last few months for his wrongful gain.

Accordingly, I seized the recovered paper made cartoon containing 36 (Thirty Six) Bottles of Chlorpheniramine Maleate and Codeine Phosphate cough Linctus "PHENSEDYL" Cough Linctus containing 100 ml. in each bottle having Batch No. PHC22058, MFG Date JUN/22, Expiry Date NOV/23, MRP Rs. 205.31 each and marked as Exhibit "A" and seized one maroon colour backpack with a logo "HP POWER" and marked as Exhibit "B" from the possession the above noted accused named Suraj Darjee (22 yrs) S/O Padam Bdr. Darjee of Bandrijote, Dagapur, PS- Pradhan Nagar, Dist.- Darjeeling under proper seizure list in presence of Shri Santanu Tarafdar, WBPS, ACP, AP, SPC detailed for acting as Special Executive Magistrate of SPC 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 Santanu Tarafdar, WBPS, ACP, AP, SPC detailed for acting as Special Executive Magistrate, of SPC, 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 15.25 hrs to 16.05 hrs.

From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Suraj Darjee (22 yrs) S/O Padam Bdr Darjee of Bandrijote, Dagapur, PS- Pradhan Nagar, 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 Suraj Darjee (22 yrs) S/O Padam Bdr Darjee of Bandrijote, Dagapur, PS- Pradhan Nagar, Dist.- Darjeeling after observing all formalities and informing him 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 Suraj Darjee (22 yrs) S/O Padam Bdr Darjee of Bandrijote, Dagapur, PS- Pradhan Nagar, 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..

Received on 15/10/23 at 16.35 hrs vide PDN P.S.  
GIDENO. 906 and is registered PDN P.S. Case NO. 851/23  
Dt 15/10/23 U/s 21(c), 22(c), 27A, 29 of NDPS Act  
and is endorsed to SI Youel Lepeha for its investigation.

15/10/23  
Inspector-In-charge  
Pradhannagar Police Station  
Siliguri Police Commissionerate

Yours faithfully,  
SI Bijay Sarkar  
(SI Bijay Sarkar) 15/10/23  
Pradhan Nagar PS, SPC