



1. Dist. S.P.C. P.S. Pradhannagar Year 2023 FIR No. 866/23 Date 19/10/23
 2. i) Act. Sections 21(C), 22(C), 27A, 29 of NDPS Act. ii) Act. Sections
 iii) Act. Sections iv) Others Acts & Sections

3. (a) Occurrence of offence : Day Date From on 19/10/23 Date To

Time Period Time From 15.30 hrs. Time To 17.00 hrs.

(b) Information received at P.S. Date on 19/10/23 Time 17.35 hrs.

(c) General Diary Reference : Entry No (s) 1146 Time 17.35 hrs.

4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. South, 1.5 km. Beat No.

(b) Address NBSTC Bus stand, Siliguri Junction, P.S. 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 SF Satish Ruchal

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

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

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

(f) Occupation Service in West Bengal police

(g) Address Pradhannagar ps/ S.P.C.

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

(Attach separate sheet, if necessary) :

Shambhu Bhandari (M/53), s/o Lt. Indra Bahadur Bhandari, of Bhumra, Walling, P.S. Walling, Dist. Syangja, province: Gandaki, Nepal and others.

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

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9. Particulars of properties stolen / involved (Attach separate sheet, if necessary) : (i) one paper made cartoon containing

40 (forty) bottles of chlorpheniramine maleate and Codeine phosphate Linetus 'PHENSEDYL' cough syrup having Batch No. PTC-22056, MFG. date 06/22, Expiry dt: 11/23 each bottle containing 100 ml. and MRP Rs. 205.31/each which is marked as exhibit 'A'. (ii) one black and blue colour bag pack with a logo HP 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 SF Pratap Basak

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 Satish Ruchal Signature of the Officer-in-Charge, Police Station 19/10/23
 Inspector-in-charge Name: Anirban Bhattacharjee
 Pradhannagar Police Station Rank: INSP. of police
 Siliguri Police Commissioner

15. Date & Time of despatch to the court : on 20/10/23 at 11.00 hrs.

Received on 19/10/23 at 17.35 hrs vide. PDN
P.S. GDE NO. 1146 and is registered PDN P.S.
Case NO. 866/23 Dt. 19/10/23 U/s 21(e), 22(e), 27A,
29 of NDPS Act and is endorsed to SE Pradhn
Basak for its investigation.

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

Inspector In Charge
Pradhannagar Police Station
Siliguri Police Commissionerate

19/10/23

Sub: - F.I.R

Sir,

In producing herewith 01 (one) arrested accused person named Shambhu Bhandari (M/52 Yrs), S/o Lt. Indra Bahadur Bhandari of Bhumara, Waling, PS: Waling. Dist: Syangja, Province: Gandaki, Nepal along with the following articles under proper seizure. The ground of arrest duly been communicated with him.

- (i) One paper made cartoon containing 40 (Forty) bottles of Chlorpheniramine maleate and codeine Phosphate Linctus "PHENSEDYL" cough syrup having batch no PHC 22056, Manufacturing Date 06/2022, Expiry date 11/2023 each bottle containing 100 ml and MRP Rs 205.31/- each which is marked as "Exhibit- "A".
- (ii) One black and blue color bag pack with a Logo HP marked as exhibit "B"

I, SI Satish Ruchal (7980906348) S/O Shyam Kumar Ruchal of Pradhan Nagar PS, Siliguri Police Commissionerate do hereby lodged this written complaint against the above noted arrested accused person named Shambhu Bhandari (M/52 Yrs), S/o Lt. Indra Bahadur Bhandari of Bhumara, Waling, PS: Waling. Dist: Syangja, Province: Gandaki, Nepal to the effect that on 19/10/2023 at 13.40 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 NBSTC Bus Stand, Siliguri Junction 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 1138 Dated 19/10/2023 and subsequently, I informed the matter to you 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 NBSTC Bus Stand, Siliguri Junction under PS Pradhan Nagar, Dist. Darjeeling with his video camera for the purpose of videography if required. Subsequently, on being directed by you I along with SI Goutam Mallick, ASI Manoj Kr Roy, ASI Sanjoy Roy, C/735 Swapan Sarkar, VP/09 Sanjit Kodalia, CV/223 Swapan Chhetri and CV/128 Ajay Kumar Sahani all of Pradhan Nagar PS, SPC left for NBSTC Bus Stand, Siliguri Junction 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 1139 Dt. 19.10.23 and M.C.C No 4974/2023, date 19.10.2023. 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 14:10 hrs I along with above mentioned officers and force reached at NBSTC Bus Stand, Siliguri Junction under PS Pradhan Nagar, Dist. Darjeeling and contacted two independent witnesses namely (i) Bijay Mahato (M/21 Yrs) S/o Harinder Mahato of Dharamnagar, W/No 01, PS Pradhan nagar, Dist Darjeeling. ii) Gobardhan Kumar Mahato (M/29 Yrs), S/o Inder Kumar Mahato of Dharamnagar, W/No 01, PS Pradhan nagar, Dist Darjeeling and informed them about the source input and requested them in written to act as witnesses, if any search and seizure would be made necessary upon which they agreed. At about 14.45 hrs being pointed and identified by the source I, noticed that one person with a black and blue color bag on his back is standing at NBSTC Bus Stand, Siliguri Junction 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 and blue 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 Shambhu Bhandari (M/52 Yrs), S/o Lt. Indra Bahadur Bhandari of Bhumara, Waling, PS: Waling. Dist: Syangja, Province: Gandaki, Nepal 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 you and as per your kind order, I informed the fact to Shri Suraj Thakuri, WBPS, ACP (Headquarter), 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 NBSTC Bus Stand, Siliguri Junction under PS Pradhan Nagar, Dist. Darjeeling to remain present and to supervise the search and seizure.

SI Satish Ruchal
19/10/2023

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Accordingly at 15:20 hrs Shri Suraj Thakuri, WBPS, ACP (Headquarter), 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 and they search the police party. Thereafter, in presence of Shri Suraj Thakuri, WBPS, ACP (Headquarter), 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 and blue color back pack with a logo HP in his possession recovered One paper made cartoon containing 40 (Forty) bottles of Chlorpheniramine maleate and codeine Phosphate Linctus "PHENSEDYL" cough syrup having batch no PHC 22056, Manufacturing Date 06/2022, Expiry date 11/2023 each bottle containing 100 ml and MRP Rs 205.31/- which was kept inside the said black and blue color back pack. On demand in presence of Shri Suraj Thakuri, WBPS, ACP (Headquarter), 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 One paper made cartoon containing 40 (Forty) bottles of Chlorpheniramine maleate and codeine Phosphate Linctus "PHENSEDYL" cough syrup having batch no PHC 22056, Manufacturing Date 06/2022, Expiry date 11/2023 each bottle containing 100 ml and MRP Rs 205.31/- each which is marked as "Exhibit- "A" found in one black and blue color bag pack with a logo HP which is marked as exhibit "B" from the possession the above noted accused named Shambhu Bhandari (M/52 Yrs), S/o Lt. Indra Bahadur Bhandari of Bhumare, Waling, PS: Waling. Dist: Syangja, Province: Gandaki, Nepal under proper seizure list in presence of Shri Suraj Thakuri, WBPS, ACP (Headquarter), 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 Suraj Thakuri, WBPS, ACP (Headquarter), Siliguri Police Commissionerate, 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 15.30 hrs to 17:00 hrs.

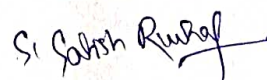
From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Shambhu Bhandari (M/52 Yrs), S/o Lt. Indra Bahadur Bhandari of Bhumare, Waling, PS: Waling. Dist: Syangja, Province: Gandaki, Nepal is involved in procuring and selling 'Codeine Phosphate' based drugs illegally contravening the norms of NDPS Act. Then, I arrested the above noted accused person named Shambhu Bhandari (M/52 Yrs), S/o Lt. Indra Bahadur Bhandari of Bhumare, Waling, PS: Waling, Dist: Syangja, Province: Gandaki, Nepal 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 Shambhu Bhandari (M/52 Yrs), S/o Lt. Indra Bahadur Bhandari of Bhumare, Waling, PS: Waling. Dist: Syangja, Province: Gandaki, Nepal 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 Satish Ruchal)
Pradhan Nagar PS, SPC
Date: 19.10.2023