

2279



1. Dist. S.P.C. P.S. Matigara Year 2023 FIR No. 875/23 Date 27/10/23  
2. i) Act. N.D.P.S Sections 21(c) ii) Act. \_\_\_\_\_ Sections \_\_\_\_\_  
iii) Act. \_\_\_\_\_ Sections \_\_\_\_\_ iv) Others Acts & Sections \_\_\_\_\_

3. (a) Occurrence of offence : Day \_\_\_\_\_ Date From 27/10/23 Date To 27/10/23  
Time Period \_\_\_\_\_ Time From 16:05 h. Time To 17:25 h.

(b) Information received at P.S. Date 27/10/23 Time 18:50h.  
(c) General Diary Reference : Entry No (s) 1425 Time 18:50 h.

4. Type of Information Written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. \_\_\_\_\_ Beat No. \_\_\_\_\_

(b) Address Railgate Biswas Colony Ps. Matigara  
Dist. Durgaling.

(c) In case outside limit of this Police Station, then the N/A  
Name of the P.S. \_\_\_\_\_ District \_\_\_\_\_

6. Complainant / Informant :

(a) Name SI Sailerh Subba  
(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 Grant. Employee (Police)  
(g) Address Matigara Ps, S.P.C.

7. Details of known / suspected / unknown accused with full particulars  
(Attach separate sheet, if necessary) :

1) Sanjit Seikh @ SK. St. Binoy Saha of Bhalpara P.O. Ps  
Islampur Dist. Murshidabad 2) Imam Hussain St. Rezaul  
Islam of Daulatpur P.O. Tenkaraipur Ps. Islampur Dist. Murshidabad

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

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

D Total Brown Sugar 414 gms 11) one black colour NIKE sling  
bag 10) one vivo mobile phone and 12) one Samsung keypad mobile

10. Total value of properties stolen / involved \_\_\_\_\_

11. Inquest Report / U.D. Case No. If any N/A

12. FIR Contents (Attach separate sheets, if required) The original written Complaint which is  
treated as FIR is enclosed/reproduced over leaf.

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 Kalipada Barman Officer in Charge  
investigation / refused investigation / transferred to P.S. \_\_\_\_\_ Matigara Police Station  
jurisdiction. FIR read over to the Complaint / Informant, admitted to be correctly recorded and a copy given to the Complainant /  
Informant free of cost. Siliguri Police Commissionerate

14. Signature / Thumb impression SI Sailerh Subba Signature of the Officer in Charge, Police Station  
of the Complainant / Informant KAMIR DEBCHA Matigara Police Station

15. Date & Time of despatch to the court on 28/10/23 at 11:00 h. Rank : No INSPECTOR OF POLICE



To  
The Officer In-Charge,  
Matigara Police Station,  
Siliguri Police Commissionerate

Sub: - F.I.R

Sir,

In producing herewith two arrested accused persons namely (1) Sanjit Seikh @ Sk. S/O Binoy Saha (34) of Bhatpara, PO+PS-Islampur, Dist- Murshidabad (not verified) and (2) Imam Hussain (27) S/O Rejaul Islam of Doulatpur, PO-Tenkaraipur, PS-Islampur Dist- Murshidabad (not verified) along with the following seized articles under proper seizure as per seizure list;

- (i) Three hundred and one (301) grams of narcotic substance said to be brown sugar kept inside one transparent zip lock plastic bag marked as Exhibit "A" .
- (ii) One hundred and thirteen (113) grams said to be brown sugar kept inside one transparent zip lock plastic bag of marked as Exhibit "B".
- (iii) One black colour NIKE sling Bag having four compartments where one chain was broken condition marked as Exhibit "C" in which Exhibit "A" and Exhibit "B" were kept.
- (iv) One vivo mobile phone having IMEI No. 1. 86715806554945105 & IMEI No. 2- 867158065549444105 containing SIM No. 8918465233 marked as Exhibit "D" which was recovered from the possession of Imam Hussain .
- (v) One Samsung keypad mobile phone having IMEI No. 353699113020913 containing SIM No. 9775073148 marked as Exhibit "E" which was recovered from the possession of Sanjit Seikh @ Sk.

I, SI Sailesh Subba of Matigara Police Station, under Siliguri Police Commissionerate do hereby lodged this written complaint against above noted accused (i) Sanjit Seikh @ Sk. S/O Binoy Saha (34) of Bhatpara, PO+PS-Islampur, Dist- Murshidabad (not verified) and (ii) Imam Hussain (27) S/O Rejaul Islam of Doulatpur, PO-Tenkaraipur, PS-Islampur Dist- Murshidabad (not verified) to the effect that today on 27/10/2023 at about 14:15 hrs. I received a specific source input that two persons are standing and waiting for their customers at Railgate Biswas Colony under Matigara PS with a huge quantity of narcotic substances said to be brown sugar for delivering the same to their designed customers at Biswas Colony.

Accordingly, the matter was diarized in Matigara PS GDE No. 1412, dated 27/10/23 and subsequently, I informed the matter to the Officer-In- Charge, Matigara Police Station in written and being directed by him, I along with SI Sajal Roy, ASI Dharendra Nath Mandal, ASI Pema Dorjee Sherpa, Const- 523 Sanjit Kundu, CV/643 Animesh Roy and CV/977 Ganesh Paswan all of Matigara PS, SPC along with investigation kits left for Railgate Biswas Colony under Matigara , under PS- Matigara by Govt. vehicle to verify the veracity of source information vide Matigara PS GDE no. 1413, Dt- 27.10.23 and M.C.C No- 1403/23, Date- 27/10/23.

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.

On the way to Matigara Rail gate Biswas Colony, I contacted two persons namely (ii) Ajay Sahani S/O Lt. Ram Dulal Sahani of Rail gate, Biswas Colony, PO+PS- Matigara, Dist- Darjeeling (i) Md. Abdul, s/o Md Alam of Rail gate, Biswas Colony, PO+PS- Matigara, Dist- Darjeeling and make them aware of the information in hand and requested them to act as witness in written, if any search

SI Sailesh Subba  
Date - 28/10/23



Both the apprehended persons admitted that they knew very well about the said narcotic substances which was carried by them was illegal and punishable offence.  
On demand in presence of Special Executive Magistrate, the detained persons failed to produce any valid documents in support of possessing of said to be brown sugar.  
Thereafter, I weighed the recovered articles with the weighing instrument where the weight of

and seizure would be made necessary upon which they both agreed. I, also requested videographer namely Somnath Chatterjee S/O Sushil Chatterjee of Aurobindo Nagar, Ward No 22, PS Siliguri, over his mobile phone to come with his video camera and requested him to record the entire process of search and seizure.

Thereafter we along with the independent witnesses reached at Rail gate Biswas Colony at 15:10 hrs and meet with source and being pointed by my source apprehended above noted accused persons who were both standing side by side keeping ones hand to another shoulder and carrying one black color sling bag by one of the accused person suspected to be waiting for their customer .

Thereafter, we disclosed our identity as a Police officer and the accompanied team as a Police team and shared the information in hand and told them that we have a specific information that they had in their possession a huge quantity of "narcotic substances" said to be brown sugar and that we intend to search them. Initially they denied having any "Narcotic substance" in their possession with them. But I told them that we would search them in their persons. Eventually they admitted that they were in possession of "Narcotic Substances" and they were waiting there for their customer to deliver the same for their wrongful gain. They further stated that neither they had any license nor any valid documents for possessing and selling the "Narcotic Substance" . They stated that they had procured the same from Murshidabad for selling the same to their customers illegally at Siliguri area for their wrongful gain. It is evident that they were illegally procuring and transporting the "Narcotic Substances" said to be brown sugar from different areas to deliver the same for their wrongful gain.

Thereafter I, served them a notice giving them the option of "whether they wanted to be searched in presence of an Executive Magistrate or by any Gazetted Officer". To this, they agreed to be searched by any one of them. I also offered the independent witnesses accompanying us, and the accused persons to search our Police party as per provision, but they refused to search the police party.

Accordingly, I informed the matter to O/C Matigara PS and as per his kind order, I sent ASI Dharendra Nath Mandal with a requisition before Special Executive Magistrate, Sri Suraj Thakuri Assistant Commissioner of Police (Enforcement Branch), Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate for the day, regarding the detention of accused persons suspected to be possessed Brown Sugar and requested him to remain present at Matigara Rail gate Biswas Colony for the supervising the search and seizure procedure.

Accordingly at 15:45 hrs ASI Dharendra Nath Mandal along with Sri Suraj Thakuri Assistant Commissioner of Police (Enforcement Branch), Siliguri Police Commissionerate arrived at the spot as a Special Executive Magistrate, SPC and introduce himself as a special Executive Magistrate to the detained persons and offered them to search our Police team on this they refused to do the same. On enquiry the detained persons stated before the Special Executive Magistrate that they were in possession of Narcotic Substances with out any valid documents.

As instructed by Ld. Special Executive Magistrate and under his supervision as well as in presence of two independent public witnesses, search was conducted of the detained persons namely Sanjit Seikh @ Sk. and Imam Hussain. On being searched one set Samsung keypad was recovered from the pocket of deatined person Sanjit Seikh @ Sk and one set of Vivo Mobile Phone, and a black colour bag NIKE Sling bag being searched which was carried by the detained person namely Imam Hussain on his right hand from where two transparent zip lock plastic bag (pouch) containing said to be Brown Sugar was recovered.

On being asked he admitted that he in connivance with Sanjit Seikh @ Sk had procured the narcotic substance said to be brown sugar form Murshidabad clandestinely and brought the same to Rail gate Biswas Colony for selling the same to their designed customers for their wrongful gain.

S I Sailesh Dubber  
Date - 27/10/23



Both the apprehended persons admitted that they knew very well about the said narcotic substances which was carried by them was illegal and punishable offence.

On demand in presence of Special Executive Magistrate, the detained persons failed to produce any valid documents in support of possessing of said to be brown sugar.

Thereafter, I weighed the recovered articles with the weighing instrument where the weight of the recovered packets were found 301 grams said to be Brown Sugar and 113 grams of narcotic substances said to be brown sugar kept in a transparent zip lock plastic packets marked as "Exhibit A" and "Exhibit B" respectively.

I also seized and labelled and sealed all the recovered articles in presence of Special Executive Magistrate and independent witnesses and accused persons duly signed by the above noted witnesses and the Special Executive Magistrate and acknowledged by the accused persons. The whole process of seizure and label was made in between 16:05 hours to 17:25 hours.

The detained accused persons admitted in presence of Special Executive Magistrate, SPC and other witnesses that they procured the narcotic substance said to be brown sugar clandestinely from Murshidabad for the purpose of selling the same in high rate to their designed customer at Matigara Rail gate Biswas Colony for their personal gain. They also disclosed that they had been dealing in such business of procuring and selling of brown sugar illegally for last few months.

From the above noted facts and seizure of incriminating articles it is quite evident that the arrested accused persons namely (1) Sanjit Seikh @ Sk. S/O Binoy Saha (34) of Bhatpara, PO+PS-Islampur, Dist- Murshidabad (not verified) and (2) Imam Hussain (27) S/O Rejaul Islam of Doulatpur, PO-Tenkaraipur, PS-Islampur Dist- Murshidabad (not verified) are involved in procuring and selling of narcotic substance said to be brown sugar illegally contravening the norms of NDPS Act.

Then, I arrested the above noted accused persons namely (1) Sanjit Seikh @ Sk. S/O Binoy Saha (34) of Bhatpara, PO+PS-Islampur, Dist- Murshidabad (not verified) and (2) Imam Hussain (27) S/O Rejaul Islam of Doulatpur, PO-Tenkaraipur, PS-Islampur Dist- Murshidabad (not verified) after observing all formalities and informing the ground of their arrest and issued necessary Memo of Arrest.

Under the above circumstances, I pray to you that a specific case under proper section of law may kindly be started against the arrested accused persons namely (1) Sanjit Seikh @ Sk. S/O Binoy Saha (34) of Bhatpara, PO+PS-Islampur, Dist- Murshidabad (not verified) and (2) Imam Hussain (27) S/O Rejaul Islam of Doulatpur, PO-Tenkaraipur, PS-Islampur Dist- Murshidabad (not verified) and arrange for its investigation.

Yours faithfully,

SI Sailesh Subba

SI Sailesh Subba  
Matigara Police Station  
Siliguri Police Commissionerate  
Dt - 27/10/23

Enclosure:

- i) Original Memo of Arrests
- ii) Original seizure list along with seized articles and other papers.
- iii) Original Inspection Memo

Received on 27/10/23 at 18:50 hrs vide Matigara PS GOE NO-1425 and started Matigara PS case NO- 875/23 Dtd 27/10/23 U/s 21(e) of N.D.P.S Act and endorsed to SI Kalipada Barman for its investigation

Officer-in-Charge  
Matigara Police Station  
Siliguri Police Commissionerate