

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



PS Siliguri Year 2024 FIR No 267/24 Date 20.03.24
 Sections (i) Act NDPS Act Sections 21 (B)
 Sections (iv), Others Acts & Sections

3 (a) Occurrence of Offence Day Wednesday Date From Date To 20.03.24
 Time Period Evening Time From 18.45 hrs Time To 19.45 hrs.
 (b) Information received at PS Date 20.03.2024 Time 20.20 hrs
 (c) General Diary Reference Entry No(s) 1495 Time 20.20 hrs.

4 Type of Information Written Written / Oral
 5 Place of Occurrence (a) Direction and Distance from PS 1.5 km North (Apn) Beat No. 1
 (b) Address Dangipara, near Railgate under Khalpara Top
PS - Siliguri, Dist- Daryjeeling.
 (c) In case outside limit of this Police Station, then the
 Name of the PS District

6 Complainant / Informant:
 (a) Name PSI Chiranjit Saha
 (b) Father's / Husband's Name Madhab Saha
 (c) Date / Year of Birth (d) Nationality Indian
 (e) Passport No. Date of Issue: Place of Issue:
 (f) Occupation PSI of WB.P.
 (g) Address Khalpara TOP-II under Siliguri PS. SPC.

7. Details of known / suspected / unknown accused with full particulars
 (Attach separate sheet, if necessary):
 ① Kailash Sahani (50), s/o- Lt. Sorikan Sahani of Simria
Bhindi, P.O.- Hayaghat, PS- Kalyanpur, Dist- Samastipur (Bihar)
A/P Tikiapara near Fish Market, W/No. 28, PS- Slg, Dist- DTG.

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

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary):
 ① One transparent plastic packet containing contraband seems to
be 'brown sugar', weighing approx 57 gms.
 ② One black coloured leather type bag.

10. Total value of properties stolen / involved

11. Inquest Report / U D Case No., if any Nil
 12. FIR Contents (Attach separate sheets, if required): The original written complaint
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 Ranjan Das of KHP TOP under to take up
 investigation / refused investigation / transferred to P.S. Slg PS, SPC 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.
on original
written complaint
 14. Signature / Thumb impression
 of the Complainant / Informant

15. Date & Time of despatch to the court:
 Signature of the Officer-in-charge, Police Station
20/3/2024
 Name: Binod Singh Rawat
 Rank: No. 51 of Police
Siliguri Police Station
Siliguri Police Commissionerate

Received on 20/03/24 at 20.20 hrs vide
KOE No. 1495 and started SI
Case No. 267/24 dt. 20/03/24 u/s-
21(B) NDPS Act and endorsed to SI
Kanchan Das of KHP TOP under SI
for its investigation

[Signature]
20/3/2024
Siliguri

Inspector-In-Charge,
Police Station
Police Commissionerate.
F.I.R.

Respected Sir,

In producing herewith 01 (one) accused person namely Kailash Sahani (50) S/O Lt. Sarikan Sahani of Simria Bhindi, P.O- Hayaghat, P.S- Kalyanpur, Dist.- Samastipur(Bihar) A/P Tikiya Para near Fish Market, Ward No. 28, P.O-Siliguri Bazar, P.S- Siliguri, Dist.- Darjeeling (Not verified) along with the following seized articles under seizure as per seizure list :-

- (i) One transparent plastic packet containing contraband seems to be Brown Sugar, Weighing approx 57(Fifty-seven) grams.
- (ii) One black coloured leather type bag.

I, PSI Chiranjit Saha S/O Madhab Saha of Khalpara TOP-II under Siliguri PS, Siliguri Police Commissionerate, do hereby lodge this written complaint against above noted 01(one) arrested accused person namely Kailash Sahani (50) S/O Lt. Sarikan Sahani of Simria Bhindi, P.O- Hayaghat, P.S- Kalyanpur, Dist.- Samastipur(Bihar) A/P Tikiya Para near Fish Market, Ward No. 28, P.O-Siliguri Bazar, P.S- Siliguri, Dist.- Darjeeling to the effect that today i.e on 20.03.2024 at about 18.15 hrs received a specific source information that 01 (one) person was standing at Dangipara near Rail gate under Khalpara TOP-II, PS- Siliguri, Dist.- Darjeeling with huge quantity of Brown Sugar for selling the same to his designed customers. Accordingly, the matter was diarized in General diary vide Khalpara TOP-II GDE No 525 dated 20.03.2024 and subsequently informed the matter to O/C Khalpara TOP-II and being directed, myself along with SI Newton Biswas, ASI Injamamul Hoque and C/706 Tapan Debnath all of Khalpara TOP-II under Siliguri P.S, SPC left for Dangipara near rail gate under Khalpara TOP-II, PS- Siliguri, Dist.- Darjeeling by Govt. Vehicle driven by CD/ 1703 Suchandan Saha along with investigation kit to verify the veracity of the information in hand vide Khalpara TOP GDE No 526 dated 20.03.2024 and M.C.C. No. 325 dated 20.03.2024. I also informed professional videographer namely Tapan Mandal (34) S/O Tushata Mandal of Surya Sen Colony, Block-E, W/No. 34, P.S- NJP, Dist.- Jalpaiguri to come at Dangipara near Rail gate under Khalpara TOP-II, PS- Siliguri, Dist.- Darjeeling for videography of search and seizure. Under this circumstances any search warrant or authorization cannot be obtained without affording opportunity for the concealment of evidences of facility for the escape of the offender.

On the way to Dangipara near Rail gate under Khalpara TOP-II, PS- Siliguri, SPC, I contacted two persons namely (1) Santosh Das (54) S/O Lt. Pranbandhu Das of 02 number Jyotinagar Colony, W/No.- 04, P.O- Siliguri Bazar, P.S- Siliguri, Dist.- Darjeeling and (2) Md. Islam (45) S/O Lt. Md. Dayud of Santoshinagar, W/No. 05, P.O- Siliguri Bazar, P.S-Siliguri, Dist.- Darjeeling and make them aware about the information in hand and requested them to act as witness, if any search and seizure would be made necessary upon which they agreed. Thereafter, we along with the independent witnesses noted above reached at Dangipara near rail gate under PS Siliguri, Dist.- Darjeeling at 18.45 hrs and being pointed by the source approached towards 01 (one) person standing at Dangipara near Rail gate under Khalpara TOP-II, P.S- Siliguri. At that time seeing the police party approaching towards him, he started to fled away from the spot but however we managed to apprehended him. Thereafter, we disclosed our identity 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 he disclosed his identity as noted above and admitted that he has illegally possessed brown sugar 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 and he agreed to be searched in presence of any one of the above. Accordingly, I informed the matter to the Officer-In-Charge, Khalpara TOP-II under Siliguri 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 Brwon Sugar and requested him to come at Dangipara near Rail gate under PS- Siliguri, Dist.- Darjeeling to remain present and to supervise the search and seizure.

PSI Chiranjit Saha,
dated - 20/03/24

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Accordingly, at 19.10 hrs. Shri Moksedur Rahaman, WBPS, ACP, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day arrived at the spot at Dangipara near Railgate under PS- Siliguri, Dist.- Darjeeling as Special Executive Magistrate, SPC. Then, I offered the independent witnesses and the accused persons to search our police party as per provision of law but they did not search the police party. After that in presence Shri Moksedur Rahaman, WBPS, ACP, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day and 02 (two) independent witnesses, I searched the detained person namely Kailash Sahani (50) S/O Lt. Sarikan Sahani of Simria Bhindi, P.O- Hayaghat, P.S- Kalyanpur, Dist.- Samastipur (Bihar) A/P Tikiya Para near Fish Market, Ward No. 28, P.O-Siliguri Bazar, P.S- Siliguri, Dist.- Darjeeling following all formalities, keeping his decency and recovered (i) One transparent plastic packet containing contraband seems to be Brown Sugar, Weighing approx 57(Fifty-seven) grams (ii) One black colored leather type bag. Further, on demand in presence of Shri Moksedur Rahaman, WBPS, ACP, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day as well as independent witnesses the above noted detained persons failed to produce any valid documents in support of possessing of Brown Sugar found from his possession.

Being further interrogation, the accused person noted above admitted in presence of Shri Moksedur Rahaman, WBPS, ACP, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day and the independent witnesses that he has procured the above noted Brown Sugar clandestinely for the purpose of selling the same in high rate to his designed customers for his personal gain by illegal means. He also disclosed that he has been dealing in this business of procuring and selling of Brown Sugar illegally for last few months for his wrongful gain.

Thereafter, I weighted recovered 01 (one) packet containing said to be Brown Sugar in presence of Shri Moksedur Rahaman, WBPS, ACP, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day and the independent witnesses with the weighing instrument and found total 57 (fifty-seven) Grams of said to be brown sugar which was kept inside the black colored leather type bag.

Accordingly, I seized the above noted articles from the exclusive possession of the above noted accused person at the spot at Dangipara near Rail gate under PS Siliguri, Dist. - Darjeeling under proper seizure list in presence of Shri Moksedur Rahaman, WBPS, ACP, ICP Fulbari, Siliguri Police Commissionerate detailed for acting as Special Executive Magistrate, of SPC for the day as well as independent witnesses as noted above. Subsequently, I labeled the seized articles in presence of Shri Moksedur Rahaman, WBPS, ACP, ICP Fulbari, Siliguri Police Commissionerate and independent witnesses as noted above. The whole process of seizure and label was made in between 19.15 hrs to 19.45 hrs. on 20.03.2024 and it was video-graphed by Tapan Mandal (34) S/O Tushata Mandal of Surya Sen Colony, Block-E, W/No. 34, P.S- NJP, Dist.- Jalpaiguri

From the above noted facts and seizure of incriminating articles it is quite evident that the accused person namely Kailash Sahani (50) S/O Lt. Sarikan Sahani of Simria Bhindi, P.O- Hayaghat, P.S- Kalyanpur, Dist.- Samastipur(Bihar) A/P Tikiya Para near Fish Market, Ward No. 28, P.O-Siliguri Bazar, P.S- Siliguri, Dist.- Darjeeling is involved in procuring and selling of Brown Sugar illegally contravening the norms of NDPS Act. Then, I arrested the above noted accused person after observing all the formalities and informing the ground of his arrest and issued necessary Memo of arrest.


Under the above noted facts and circumstances, I pray to you that a specific case under proper sections of law may kindly be started against the accused person namely Kailash Sahani (50) S/O Lt. Sarikan Sahani of Simria Bhindi, P.O- Hayaghat, P.S- Kalyanpur, Dist.- Samastipur(Bihar) A/P Tikiya Para near Fish Market, Ward No. 28, P.O-Siliguri Bazar, P.S- Siliguri, Dist.- Darjeeling (Not verified) and arrange for its investigation.

Enclosure:

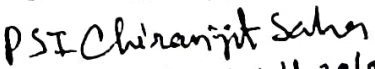
- i) Original Memo of Arrest
- ii) Original seizure list along with seized articles and others documents.

Received on 20.03.2024 at 20:05 hrs.

Vide Khalpara TOP G.D.F No. 528 Dt. 20.03.24 and forwarded to I/c Sg. PJ to start a specific case under proper section of law and endorsed to SI Kanchan Das for its investigation.


20/03/24
Officer-in-Charge
Khalpara T.O.P.
P.S. Siliguri
Siliguri Metropolitan Police

Yours faithfully,


(PSI Chiranjit Saha) dt. 20/03/24
Khalpara TOP-II
Siliguri P.S./SPC
Date-20.03.2024