

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.G.) 173 BNSS

Inspector-In Charge  
Pradhan Nagar Police Station  
Siliguri Police Commissionerate



1. District Pradhan Nagar Year 2024 FIR No. 573/24 Date 05/09/2024  
2. i) Sections ii) Act Sections  
iii) Sections iv) Others Acts & Sections 21(c)/22(c)/29(1) of NDPS Act

3. (a) Occurrence of offence : Day Thursday Date From On 05/09/24 Date To  
Time Period Time From At 17.25 hrs Time To 18.05 hrs

(b) Information received at P.S. Date On 05/09/2024 Time 18.35 hrs  
(c) General Diary Reference : Entry No (s) 280 Time 18.35 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 Siliguri Junction Bus Terminus, 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 Goutam Mallik

(b) Father's / Husband's Name Lt. Nikhil Ranjan Malik

(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 Pradhan Nagar PS under Siliguri Police Commissionerate

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

(Attach separate sheet, if necessary) :  
i) Dulal Roy (25) s/o- Khagen Roy of Samarnagar, Bow Bazar, P.S- Bhakti Nagar, Dist- Jalpaiguri. ii) Sukumar Roy (20) s/o- Rajen Roy of Natun Bazar, Samarnagar, P.S- Pradhan Nagar, Dist- Darjeeling.

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

9. Particulars of properties stolen / involved (Attach separate sheet if necessary) :  
(i) one black & maroon colour backpack styled as "NIKE" containing 30 (thirty) bottles of Codeine Phosphate & Triprolidine Hydrochloride syrup "REXLEY-T", each bottle containing 100 ml having batch No ML-5778, Mfg date 03/24, Exp date 02/26, MRP Rs 175.00 marked as Exhibit "A" and (ii) one ash & red colour backpack styled as "TYCOON" containing 40 (forty) bottles of Codeine Phosphate & Troprodilone HCL Syrup "ANNIREX" cough syrup, each bottle containing 100 ml having Mfg Lic No S/MNB/08/01 & S/MB/08/02, batch No NLE 0324, Mfg date 08/24, Exp date 07/26, MRP Rs 159.00 marked as Exhibit "B"

10. Total Inspector-In-Charge Pradhan Nagar Police Station Siliguri Police Commissionerate

11. Inquest report / Case No. / Party  
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 Bandhan Roy to take up investigation / refused investigation / transferred to P.S. on point of jurisdiction. FIR read over to the Complaint / 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 GOUTAM MALLIK  
Signature of the Officer-in-Charge, Police Station : BHASKAR KAR  
Rank : No. SI of Police Inspector-In-Charge Pradhan Nagar Police Station Siliguri Police Commissionerate

15. Date & Time of despatch to the court : On 06/09/2024

To  
The Inspector-In-Charge,  
Pradhan Nagar PS,  
Siliguri Police Commissionerate.  
Sub: - F.I.R



Sir,

In producing herewith following two (02) accused persons namely (i) Dulal Roy (25 yrs) S/O Khagen Roy of Samar Nagar, Bou Bazar, PS- Bhakti Nagar, Dist.- Jalpaiguri and (ii) Sukumar Roy (20 yrs) S/O Rajen Roy of Natun Bazar, Samar Nagar, PS- Pradhan Nagar, Dist. Darjeeling under arrest along with the following articles under proper seizure :- (i) one black & maroon colour backpack styled as "NIKE" containing 30 (thirty) bottles of Codeine Phosphate & Triprolidine Hydrochloride syrup "REXLEY-T", each bottle containing 100 ml having batch No ML-5778, Mfg date 03/24, Exp date 02/26, MRP Rs 175.00 marked as Exhibit "A" and (ii) one ash & red colour backpack styled as "TYCOON" containing 40 (forty) bottles of Codeine Phosphate & Troprodilone HCL Syrup "ANNIREX" cough syrup, each bottle containing 100 ml having Mfg Lic No S/MNB/08/01 & S/MB/08/02, batch No NLE 0324, Mfg date 08/24, Exp date 07/26, MRP Rs 159.00 marked as Exhibit "B", I, SI Goutam Mallik S/O Late Nikhil Ranjan Mallik of Pradhan Nagar PS, Siliguri Police Commissionerate do hereby lodged this written complaint against above noted two arrested accused persons namely (i) Dulal Roy (25 yrs) S/O Khagen Roy of Samar Nagar, Bou Bazar, PS- Bhakti Nagar, Dist.- Jalpaiguri and (ii) Sukumar Roy (20 yrs) S/O Rajen Roy of Natun Bazar, Samar Nagar, PS- Pradhan Nagar, Dist. Darjeeling to the effect that on 05.09.2024 at 13.30 hrs I, received a reliable specific source input that two persons possessing and carrying huge quantity of illegal contraband without any valid license would come at Siliguri Junction Bus Stand under Pradhan Nagar PS, Dist.- Darjeeling to deliver the same to their designed customers.

Accordingly, the matter was diarized in PS General Diary vide Pradhan Nagar PS GDE No. 262 dated 05.09.24 and I informed the matter to you in written. Subsequently, being directed by you myself along with ASI Biplab Kr Das, ASI Amar Raj Subba, C/910 Tarini Roy and C/1478 Sougata Saha all of Pradhan Nagar PS, SPC left for Siliguri Junction under Pradhan Nagar PS, Dist.- Darjeeling by Govt. vehicle with investigation kits to verify the veracity of the information without any search warrant or authorization for search which could not be possible to obtain from a competent authority for sudden development of a sensitive information and not to afford them opportunity for concealment of evidence or facility for their escape. This refers to Pradhan Nagar PS GDE No. 263 dated 05.09.2024 and M.C.C. No. 402/24 dated 05.09.2024. 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 to Siliguri Junction with his video camera for the purpose of video graphs if required. On the way, I briefed all the Police personnel sharing the information in hand and also informed and briefed them properly.

At about 14.05 hrs, I along with the above mentioned officers and force reached at Siliguri Junction under Pradhan Nagar PS and contacted my source who stated that two persons possessing illegal cough syrup would come to the entry gate of Siliguri Junction Bus terminus to deliver the same to their designed customers. Then, I contacted two available independent persons namely (i) Shri Ashim Sarkar (30 yrs) S/O Late Atul Sarkar of Samar Nagar, near Radha Krishna Mandir, PS- Pradhan Nagar, Dist.- Darjeeling and (ii) Shri Krishna Dusadh (42 yrs) S/O Late Narayan Dusadh of Rajendra Nagar, Coolipara, Ward No-01, PS- Pradhan Nagar, Dist.- Darjeeling and shared the information with them and requested them in written to remain present and act as witness if any search and seizure would be made, upon which they agreed. At around 14.30 hrs as identified by the source, I noticed that two persons having backpack on their back were standing near entry gate of Siliguri Junction Bus terminus. Accordingly, we managed to detained them at near entry gate of Siliguri Junction Bus Stand. Thereafter, we disclosed our identities as Police personnel (as I along with 2/3 police personnel were in civil dress for our convenience) and informed them regarding the information in hand. On interrogation, detained persons disclosed their identity as (i) Dulal Roy (25 yrs) S/O Khagen Roy of Samar Nagar, Bou Bazar, PS- Bhakti Nagar, Dist.- Jalpaiguri and (ii) Sukumar Roy (20 yrs) S/O Rajen Roy of Natun Bazar, Samar Nagar, PS- Pradhan Nagar, Dist. Darjeeling. Then, I issued notice in writing whether they wanted to be searched in presence of an Executive Magistrate or by any Gazetted Officer upon which they agreed to be searched in presence of any of one of the noted above.

Accordingly, I informed the matter to you over mobile phone and requested you to inform or send message to the SDO, Siliguri to depute an Executive Magistrate to come to the detention place at the entry Gate of Siliguri Junction Bus Terminus. Accordingly, at 14.52 hrs, you arranged to send a message to the SDO, Siliguri with a request to depute one Executive Magistrate to supervise the entire process of search and seizure vide Pradhan Nagar PS ORG No. 3295/24 dated 05.09.24. At around 16.55 hrs the above mentioned videographer namely Somnath Chatterjee came to the spot and accordingly, I issued a notice to him for video graph the entire process of search and seizure. At around 17.00 hrs I, received phone call from you that due to inconvenience of SDO, Siliguri he was unable to depute an Executive Magistrate for the same. At around 17.15 hrs you arrived at the spot near entry gate of Siliguri Junction Bus Terminus under PS- Pradhan Nagar, Dist.- Darjeeling to perform the duty of gazetted officer being the I/C of Pradhan Nagar PS. Then on camera, I offered the independent witnesses and the detained persons to search our Police Personnel as per provisions of law but they denied to search the Police personnel. Thereafter, in presence of you and independent witnesses noted above, I searched the detained persons following all formalities, maintaining their strict regard of decency but found nothing except their wearing apparels.

Contd Page No-02

G  
05/09/24

But on search of the black & maroon colour back pack styled as "NIKE" under the possession of the accused Sukumar Roy (20 yrs) S/O Rajen Roy of Natun Bazar, Samar Nagar, PS- Pradhan Nagar, Dist. Darjeeling recovered 30 (thirty) bottles of Codeine Phosphate & Triprolidine Hydrochloride syrup "REXLEY-T", each bottle containing 100 ml having batch No ML-5778, Mfg date 03/24, Exp date 02/26, MRP Rs 175.00 and one ash & red colour back pack styled as "TYCOON" under the possession of the accused Dulal Roy (25 yrs) S/O Khagen Roy of Samar Nagar, Bou Bazar, PS- Bhakti Nagar, Dist.- Jalpaiguri recovered 40 (forty) bottles of Codeine Phosphate & Troprodiline HCL Syrup "ANNIREX" cough syrup, each bottle containing 100 ml having Mfg Lic No S/MNB/08/01 & S/MB/08/02, batch No. NLE 0324, Mfg date 08/24, Exp date 07/25, MRP Rs 159.00.

On demand in presence of you and independent witnesses, both the detained persons namely (i) Dulal Roy (25 yrs) S/O Khagen Roy of Samar Nagar, Bou Bazar, PS- Bhakti Nagar, Dist.- Jalpaiguri and (ii) Sukumar Roy (20 yrs) S/O Rajen Roy of Natun Bazar, Samar Nagar, PS- Pradhan Nagar, Dist. Darjeeling failed to produce any valid document/paper for possessing or selling such huge quantities of Codeine Phosphate Cough Syrup. On further grilling, they confessed their guilt and stated that they procured the said quantities of "Codeine Phosphate Cough Syrup" clandestinely from their suppliers for the purpose of selling the same in high rates to their designed and selected customers and also stated that they came there for the purpose of their such type of illegal business of procuring and selling "Codeine Phosphate Cough Syrup" illegally for the last few months for their wrongful gain.

Accordingly, I seized the said articles viz: (i) one black & maroon colour back pack styled as "NIKE" containing 30 (thirty) bottles of Codeine Phosphate & Triprolidine Hydrochloride syrup "REXLEY-T", each bottle containing 100 ml having batch No ML-5778, Mfg date 03/24, Exp date 02/26, MRP Rs 175.00 marked as Exhibit "A" and (ii) one ash & red colour back pack styled as "TYCOON" containing 40 (forty) bottles of Codeine Phosphate & Troprodiline HCL Syrup "ANNIREX" cough syrup, each bottle containing 100 ml having Mfg Lic No S/MNB/08/01 & S/MB/08/02, batch No NLE 0324, Mfg date 08/24, Exp date 07/25, MRP Rs 159.00 marked as Exhibit "B" under proper seizure list from the possession of accused persons namely (i) Dulal Roy (25 yrs) S/O Khagen Roy of Samar Nagar, Bou Bazar, PS- Bhakti Nagar, Dist.- Jalpaiguri and (ii) Sukumar Roy (20 yrs) S/O Rajen Roy of Natun Bazar, Samar Nagar, PS- Pradhan Nagar, Dist. Darjeeling in presence of you and independent witnesses noted above and obtained their signatures which are acknowledged by the accused persons. Subsequently, I sealed and labelled the seized contraband articles in presence of you and independent witnesses and the above noted accused persons. The whole process of search, seizure and labelling were made under the coverage of video graph executed by the videographer namely Somnath Chatterjee, S/O Sushil Chatterjee of Arabinda Pally, Gokhel Road, Ward No. 22, PS- Siliguri, Dist.- Darjeeling in between 17.25 hrs to 18.05 hrs.

From the above noted facts and seizure of incriminating articles, it is quite evident that both the accused persons namely (i) Dulal Roy (25 yrs) S/O Khagen Roy of Samar Nagar, Bou Bazar, PS- Bhakti Nagar, Dist.- Jalpaiguri and (ii) Sukumar Roy (20 yrs) S/O Rajen Roy of Natun Bazar, Samar Nagar, PS- Pradhan Nagar, Dist. Darjeeling are involved in procuring and selling "Codeine Phosphate Cough Syrup" illegally contravening the regulations of NDPS Act. Then, I arrested them after observing all formalities, informing them regarding the ground of their arrest and issuing them a copies of Memo of Arrest. I also informed the guardian of the arrested persons regarding their arrest.

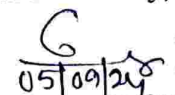
Under the above fact and circumstances, I pray before you that a specific case under proper sections of law may kindly be started against the accused persons namely (i) Dulal Roy (25 yrs) S/O Khagen Roy of Samar Nagar, Bou Bazar, PS- Bhakti Nagar, Dist.- Jalpaiguri and (ii) Sukumar Roy (20 yrs) S/O Rajen Roy of Natun Bazar, Samar Nagar, PS- Pradhan Nagar, Dist. Darjeeling and its investigation may kindly be arranged.

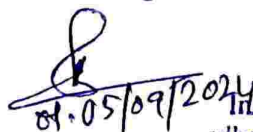
Enclosures :-

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

Received on 05/09/24 at 18.35 hrs vide  
 PDN PS GDE No- 280 case initiated PDN  
 PS Code No 573/24 dated 05/09/24 U/s 21(c)/  
 22(c)/29(1) of NDPS Act and endorsed to  
 SI Bomedharm Roy for its investigation.

Yours faithfully,

  
 (SI Goutam Mallik)  
 Pradhan Nagar PS, SPC

  
 05.09.2024  
 Inspector-In-Charge  
 Pradhan Nagar Police Station  
 Jalpaiguri Police Commissionerate