

1. Dist Jalpaiguri PS NJP Year 2024 FIR No. 1085/24 Date 23/10/24

2. i) Act NDPS Sections 20CB(CI)(CC) Act NDPS Act Sections

ii) Act _____ Sections _____ iv) Others Acts & Sections _____

3. (a) Occurrence of offence Day Wednesday Date From 23/10/24 Date To 23/10/24

Time Period in between Time From 12-35h Time To 15-50h

(b) Information received at P.S. Date 23/10/24 Time at 16-35h

(c) General Diary Reference: Entry No (s) 1270 Time at 16-35h

4. Type of Information written Written / Oral

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

(b) Address In front of Pradip Hotel (Ram Krishna Dhaba), Jaliaker PS - NJP, Dist Jalpaiguri

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

6. Complainant / Informant:

(a) Name SI (UB) Kalyan Saha (8906214793)

(b) Father's / Husband's Name SI of Police

(c) Date / Year of Birth 31.7.70 (d) Nationality Indian

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

(f) Occupation N.B. Police

(g) Address NJP PS, SPC

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

17 Ainal Miah Slc- Pir Mamed Miah of Chheghirghat, Dewan Hat, PS- Katwari, Dist. Coochbehar

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

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

17 Total 36 Co. 5 Kg of Ganja, 17 one Maruti Suzuki car having No- WB-74R-12C2, 17 one Key Pad mobile, 17 one D/L having No- WB632011086167 of Ainal Miah

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 complet which is treated as FIR is reproduced overleaf

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 Rana Bichma, NJP PS SPC 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.

SI Kalyan Saha.
14. Signature / Thumb impression of the Complainant / Informant

[Signature]
Signature of the Officer-in-Charge, Police Station
Name NIRMAL KR. DAS
Rank: No. SI OF POLICE
o/c NJP PS / SPC
at 23/10/24

15. Date & Time of despatch to the court:



The Officer in Charge,
New Jalpaiguri Police Station
Siliguri Police Commissionerate.

Sub- F.I.R.

No 1270 at 23/10/24 and started NDPS
Case No- 1085/24 at 23/10/24 U/S- 2006(XII)CC
of NDPS Act and Enclashed to SI
Rana Brahma for its Investigation.

23/10/24
Officer In-Charge
New Jalpaiguri Police Station
Siliguri Metropolitan Police

Sir,

In producing herewith the arrested accused person namely Ainul Miah (34) S/o Pirmamud Miah of Gheghirghat, Dewan Hat , PS Kotwali Dist. Coochbehar along with seized articles as per seizure list viz.

1. One Blue colour Jute bag styled as Signature Forest Pan Masala containing 13.895 kg Ganja , Marked as Exhibit- A.
2. One Red colour Synthetic bag styled as PARKASH Pulses , containing 11.250 kg Ganja , Marked as Exhibit- B.
3. One Blue colour Synthetic bag styled as AAT, 5 RIVER, Sella basmati rice containing 11.460 kg Ganja , Marked as Exhibit -C
4. One red colour Swift, LXI, Maruti Suzuki Car having regd No. WB-74-R-1262 Marked as Exhibit "D".
5. One Key pad mobile styled as ACE in switch off condition Marked as Exhibit -E.
6. One Driving License having DL No. WB63201056167 in the name of Ainul Miah Marked as Exhibit- F.

I, SI Kalyan Saha of NJP PS, SPC do hereby produce this written complaint to the effect that today on 23.10.24 at 12:35 Hours, I received a specific information provided by a credible source that one Car having regd No. WB-74-R-1262 loaded with huge quantity of Ganja, a contraband Drug under the NDPS Act has been parked at Jotiakali in front of Pradip Dhaba (Ramkrishna Hotel), on NH-31, under NJP PS area and one person is seating inside the Car for clandestinely disposal of the same illegally. Accordingly I informed the matter to you and duty officer which was diarized vide New Jalpaiguri PS GDE No. 1260 dated 23.10.24. As per direction at 12:45 hours myself along with a team consisting of SI Ganesh Roy, SI Tanmay Kundu , ASI Monaj Majumder , C 162 Sajan Tamang, and C/1035 Sontosh Rabi Das , all of NJP PS left for Pradip Dhaba (Ramkrishna Hotel) from PS to work out the veracity of the information through Govt. vehicle bearing Regd No. WB-72/0007 vide NJP PS GDE No-1261 dated- 23.10.24 and MCC No-698/24 dated-23.10.24.

At the time of departure from the Police Station I brought a spring weighing clock, small balance with stone, envelope, paper, sealing wax, gum, seal, emergency light etc. At about 13:15 Hrs we reached at Pradip Dhaba (Ramkrishna Hotel) under NJP PS. Thereafter I met my source and I then looked for public witness who would bear witness to the entire process and two persons namely (i) Amit Roy S/o Bablu Roy of Baribhasa Madani Bazar PS-NJP Dist-Jalpaiguri and (ii) Subal Debnath S/o Madanlal Debnath of Baribhasa PS-NJP Dist-Jalpaiguri agreed to stand as witnesses during the probable search and seizure procedure. I then briefed the information we had to the independent witnesses. After that the source identified the said vehicle to me. Accordingly, myself alongwith my team and two independent witnesses approached towards the target vehicle having regd No. WB-74-R-1262, which was parked in front of Pradip Hotel (Ramkrishna Dhaba) and I found one person seating inside the said

SI Kalyan Saha.

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vehicle in the driver's seat. Thereafter, I along with my team started cordoned the vehicle and I disclosed our identity to the person inside the vehicle and asked him to step outside of the vehicle but the person inside the vehicle turned on the engine and tried to flee away from the spot. But on hot chase, myself along with team detained the vehicle and apprehend the person inside the vehicle. On being asking he disclosed his identity as noted above which is not verified as he failed to produce any documents in support of his identity and I further disclosed the information to the detainee regarding carrying of huge quantity of narcotics contraband in his vehicle WB-74-R-1262. Primarily he denied but on thorough interrogation he confessed that he is carrying huge quantity of Ganja inside the vehicle. I asked the detainee to produce valid documents for carrying and possessing of the contraband articles but he failed to produce any legal papers.

After that the provisions of section 50 of the NDPS Act, 1985 (as amended) was explained by me to the above noted detained person and the same was given to him in writing stating that he have legal right to tender his personal search in front of a magistrate or a Gazetted officer. I also served Notice to the detainee whether he is willing to conduct his search in presence of gazetted officer, in reply he made written consent to be searched in presence of gazetted officer.

Accordingly I informed the matter to OJP PS and he informed me over mobile phone to inform to Sri Somnath Das ,ACP, East-II, SPC as Gazetted Officer as no other magistrate were available in that time.

Accordingly I informed Sri Somnath Das ,ACP, East-II, SPC through Special Messenger and requested him to come to the spot. At 14:35 hours Shri Somnath Das, ACP East-II, SPC arrived at the spot and I introduced him to the detained person as Gazetted officer. Thereafter Shri Somnath Das, ACP East-II, SPC served a Notice u/s 103 BNS to the detained person whether he wants to conduct search of raiding team, Witnesses, Gazetted officer and the vehicles used for raid duty but he declined to search and gave his consent in writing. Accordingly, I prepared a Nil seizure list duly signed by the detained persons, witnesses and raiding team.

Under the supervision of Sri Somnath Das ,ACP, East-II, SPC and in presence of independent witnesses I started to search the detainee and the detained vehicle bearing Regd. No. WB-74-R-1262 and found 01 blue colored Jute bag kept in back seat, 01 red colored and 01 blue colored synthetic bags containing Ganja inside the Dikki of the said vehicle. Accordingly, I weighed the said 03 bags containing Ganja and during weighing, I found (i) 13.895 kg Ganja inside one Blue colour Jute bag styled as Signature finest Pan Masala, (ii) 11.250 kg Ganja inside one Red colour Synthetic bag styled as PARKASH Pulses and (iii) 11.460 kg Ganja inside one Blue colour Synthetic bag styled as AAT, 5 RIVER, Sella basmati rice (Total – 36.605 kgs of ganja). On demand in presence of the Gazetted Officer Sri Somnath Das ,ACP, East-II, SPC the apprehended persons failed to produce any valid documents in support of possessing the same.

Accordingly, I seized the above noted 03 bags (i) 13.895 kg Ganja inside one Blue colour Jute bag styled as Signature finest Pan Masala which was marked as Exhibit- A, (ii) 11.250 kg Ganja inside one Red colour Synthetic bag styled as PARKASH Pulses marked as Exhibit- B and (iii) 11.460 kg Ganja inside Blue colour Synthetic bag styled as AAT, 5 RIVER Sella basmati rice - Marked as Exhibit –C along with other articles as noted above preparing proper seizure list in presence of witnesses and gazetted officer Shri Somnath Das, ACP East-II, SPC. Then, I prepared label and sealed the above noted 03 bags containing ganja (total – 36.605 kgs of ganja). I took signature of the independent witnesses, accused

SI Kalyan Saha.

person, signature of Shri Somnath Das, ACP East-II, SPC as gazetted officer and put my signature as seizing officer.

On further interrogation the apprehend person confessed his guilt in presence of Gazetted Officer Sri Somnath Das ,ACP, East-II, SPC and other witnesses that he procured the Ganja clandestinely from Coochbehar for the purpose of selling the same to their designated customers in Siliguri and adjacent area and Malda in order to earn huge money illegally

Then I arrested the above noted accused person u/s- 35 BNSS after observing all formalities of arrest as well as after disclosing the cause of arrest and issued Memo of Arrest .The copy of seizure list and Memo of Arrest has been supplied to above noted accused person under proper receipt as the accused person violated the terms and condition of NDPS Act. The whole process of seizure & label and arrest was made between 14:45 hrs to 15:50 hrs and was videographed .

Under the above circumstances, I pray to you that a specific case under proper section of Law may kindly be started against the above noted accused person namely Ainul Miah (34) S/o Pirmamud Miah of Gheghirghat, Dewan Hat PS Kotwali Dist. Coochbehar and arrange for its investigation.

Enclosure

1. Memo of arrest
2. Seizure list

All the seized articles are as per seizure li

Yours faithfully
Kalyan Saha
(SI Kalyan Saha) 23/10/2024
New Jalpaiguri Police Station