

FIRST INFORMATION REPORT

(Under Section 464 Cr. P.C.)



173 BNSS

Dist. Darjeeling P.S. Bagdogra Year 2025 FIR No. 07/25 Date 06.01.25

(i) Act NDPS Sections 21(u)/23E (ii) Act _____ Sections _____

(iii) Act _____ Sections 29 (iv) Others Acts & Sections _____

(a) Occurrence of Offence : Day _____ Date From 06.01.25 Date To 06.01.25
Time Period _____ Time From 16:05 hrs Time To 18:00 hrs

(b) Information received at P.S. Date 06.01.25 Time 20:45 hrs

(c) General Diary Reference : Entry No.(s) 253 Time 20:45 hrs

Type of Information : Written Written / Oral

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

(b) Address Dalure chat, Hansqua, P.S - Bagdogra, Dist - Darjeeling.

(c) In case outside limit of this Police Station, then the

Name of the P.S. _____ District _____

Complainant / Informant:

(a) Name SI Debabrata Kundu (8927248999)

(b) Father's / Husband's Name Lt Dulal Kundu

(c) Date / Year of Birth : 38 years (d) Nationality Indian

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

(f) Occupation SI of WB Police.

(g) Address Vill-West Jitpur, A38, P.O - Bholur Dabri, P.S - Alipurdhar, Dist - Alipurdhar

Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary):

① Tipu Sultan @ Sultan (25/M), s/o - Lt Ahammad Ali of Choupukuria, Halal, P.S - Bagdogra, Dist - Darjeeling.

② Sujan Saha (22/M), s/o - Lt Nikhil Saha of Bholachak Ramthanitala, P.S - Khaliachak, Dist - Malda.

Reasons for delay in reporting by the Complainant / Information

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

- ① 01 sealed Pkt, containing 281 grams, suspected Brown Sugar.
- ② 01 Samsung Galaxy S24 mobile
- ③ 01 Realme Mobile
- ④ 01 Motor cycle WB-7A BK/8808
- ⑤ 01 Cloth Bag
- ⑥ 01 Pen drive

Total value of properties stolen / involved _____

Inquest Report / U.D. Case No. if any _____

FIR Contents (Attach separate sheets, if required): The original written complaint which is treated as FIR is enclosed here with.

Action taken : Since the above report reveals commissions of offence(s) as maintained at item No. 2, registered the case and took up to the investigation / directed SI Utpal Sarkar of BDR to take up SLG

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.

Signature / Thumb impression of the Complainant / Informant
SI Debabrata Kundu
06.01.25

Signature of the Officer-in-Charge Police Station
SI Partha Sarathi Das

Date & Time of despatch to the court :

Name : SI Partha Sarathi Das
Rank : O/C BDR P.S. No. : _____

To,
The Officer-in-Charge,
Bagdogra Police Station,
Siliguri Police Commissionerate

Sub: - F.I.R

Sir,

In producing herewith two accused persons namely Tipu Sultan @ Sultan, aged 25 years, s/o- Late Ahammad Ali, resident of Choupukuria, Halal, PS- Bagdogra, Dist.- Darjeeling and Sujan Saha, aged 22 years, s/o- Late Nikhil Saha, resident of Bholachak, Ramdhanitala, PS- Kaliachak, Dist.- Malda (not verified) under custody along with the following seized articles under proper seizure list:-

- (i) One sealed packet containing 281 (two hundred and eighty-one) grams of substance suspected to be "brown sugar", marked as Exhibit-A.
- (ii) One sealed packet containing one Samsung Galaxy S24 mobile phone having IMEI No. 354267931270067 & 354563361270068 from the possession of accused Tipu Sultan, marked as Exhibit-B.
- (iii) One sealed packet containing one realme mobile phone having IMEI No. 861504059597319/24 from the possession of accused Sujan Saha, marked as Exhibit-C.
- (iv) One motorcycle (Appache RTR-160) black-red colour displaying Registration No. WB74BK/8808 along with its ignition key.
- (v) One multi coloured cloth bag styled as www.ANKITA.com.
- (vi) One sealed packet containing one pen drive (SanDisk, 32 GB) containing total 59 video clippings & 19 photos of audio-video record of search, seizure & arrest at Dalurchhat beside NH-31 near Hansqua more on 06.01.25, marked as Exhibit-D.

[Note: Sl. No. i was kept concealed inside Sl. No. v and lying on the right handle of the motorcycle Sl. No. iv]

I, SI Debabrata Kundu of Bagdogra PS, Siliguri Police Commissionerate do hereby lodge this written complaint against the above noted arrested accused persons to the effect that today on 06.01.25 at 16:05 hrs received a specific source input that two suspects riding on a motorcycle (Apache RTR-160) had been coming from Ghospukur side towards Bagdogra through NH-31 with huge quantity of Brown Sugar for delivering the same to their designed customers. The matter was diarized vide Bagdogra PS GDE No. 243 dated 06.01.2025 and I informed the matter to SI Partha Sarathi Das, Officer-in-Charge of Bagdogra Police Station, S.P.C. As per his kind direction a raiding team is formed consisting SI Binup Mahato, ASI Amit Lama, ASI Munna Ahmed, CV/375 Jogesh Barman & CV/389 Janak Singh, all of Bagdogra PS, S.P.C being headed by me and at 16:35 hrs we left for Hansqua more under Bagdogra PS by Govt. vehicle No. WB68Q/6401 with investigation kit to verify the veracity of the information in hand vides Bagdogra PS GDE No. 244 dated 06.01.2025 and M.C.C. No. 09/25 dated 06.01.2025. In the mean time I also informed the QRT Van (36 mobile van) Officer ASI Eventius Dempta of Bagdogra PS, S.P.C to come at Hansqua more to accompany us. Further, I contacted with the videographer namely Nikhil Sarkar, aged 48 years, s/o- Late Bhupendra Sarkar, resident of Loknathnagar, PS- Bagdogra, Dist- Darjeeling (Ph. No. 9832028145) to accompany us at Hansqua more to prepare the audio-video record of the whole process of search and seizure, if any and he also accompanied us. Under these circumstances any search warrant or authorization cannot be obtained without affording opportunity for the concealment of evidences of facility for the escape of the offenders. At around 17:00 hrs we reached at Dalur Chhat near Hansqua more with QRT van Officer ASI Eventius Dempta and force C/778 Kamal Lama & C/269 Manik Modak and made an ambush there. In the meantime, I contacted with two local witnesses namely Narayan Chikbaraik, aged 35 years, s/o- Ramdhani Chikbaraik, resident of Hansqua, PS- Bagdogra, Dist- Darjeeling and Patraj Baxla, aged 65 years, s/o- Late Nanu Baxla, resident of Dulur Chhat Busty, PO- Tarbandha, PS- Bagdogra, Dist- Darjeeling and issued them notice in writing to remain present with us as independent witness for the purpose of search, seizure, arrest, if any. They expressed their willingness to remain present with us as independent witness. After a while, the source informed and indicated that the suspects were approaching towards Bagdogra side from Ghospukur side through NH-31 riding on a black & red colour Apache motorcycle. At around 17:20 hrs we detained one black-red colour Apache RTR-160 motorcycle displaying Registration No. WB74BK/8808. Two persons were there on the said motorcycle. Source identified the two suspects. Then after disclosing our identity, we detained the above noted two suspects with a strong reason to believe that they were illegally possessing, carrying and dealing with Brown Sugar in their joint possession for selling the same to their designed customers for their wrongful gain. On being asked they revealed their identity as Tipu Sultan @ Sultan, aged 25 years, s/o- Late Ahammad Ali, resident of Choupukuria, Halal, PS- Bagdogra, Dist.- Darjeeling and Sujan Saha, aged 22 years, s/o- Late Nikhil Saha, resident of Bholachak, Ramdhanitala, PS- Kaliachak, Dist.- Malda (not verified). At last, they confessed their guilt and admitted that they possessed Brown Sugar in their joint possession. I then gave them option in writing whether they wanted to be searched in presence of Executive Magistrate or Special Executive Magistrate or by any Police Gazeited Officer. Then they agreed to be searched by any one of them. Further, I served them Notice in accordance with

Received on

26.01.25

at 20:45

by vide

GDE 253

started

BDR P.S

case NO

07/25 dt

06.01.25

U/S 21(c)

23(c)/29

NDPS Act

endorsed

to SI Upal

Sarkar for

its

investigation.

↓

06/01/25

Officer-in-charge

Bagdogra P.S

Siliguri Metropolitan

as per his direction, I informed the fact to Shri Debasish Bose, ACP, DD, SPC holding additional charge of ACP, West Zone-II, SPC regarding the apprehension of two persons suspected to be possessed with Brown Sugar and requested him to come at Dalur Chhat near Hansqua more beside NH-31 under Bagdogra PS and to supervise the process of search and seizure being a Special Executive Magistrate. Accordingly at around 17:30 hrs Shri Debasish Bose, Assistant Commissioner of Police, West Zone-II, S.P.C arrived at the spot and accordingly, I disclosed his identity to the detained persons as a Special Executive Magistrate. I also offered the independent witnesses and the apprehended persons to search our Police Party as per provision of law but they denied searching police party. Then in presence of the Special Executive Magistrate Shri Debasish Bose and two independent witnesses I arranged to search the detained persons including their motorcycle following all legal formalities and recovered one packet of substance suspected to be Brown Sugar which was kept concealed inside one multi coloured cloth bag styled as www.ANKITA.com. They both identified the substance as "Brown Sugar". Further, one Samsung Galaxy S24 mobile phone having IMEI No. 354267931270067 & 354563361270068 was recovered from the possession of Tipu Sultan, one realme mobile phone having IMEI No. 861504059597319/24 was recovered from the possession of Sujan Saha. On demand in presence of the Special Executive Magistrate and the independent witnesses they failed to produce any valid document in support of possessing of that substance suspected to be brown sugar which they were carrying at the right handle of that motorcycle. Thereafter, I arranged to weigh the recovered packet containing substance suspected to be Brown Sugar in presence of the Special Executive Magistrate and the independent witnesses with the weighing instrument and found measuring total 281 (two hundred and eighty-one) grams including plastic pouch. On further interrogation, they confessed that they procured the brown sugar clandestinely from Malda district for the purpose of supply the same to their designed customers at Bagdogra and Siliguri area as per their requirement for their personal gain by illegal means. On interrogation they also disclosed that they have been dealing in such business of selling the brown sugar illegally for a long time. Thus when their involvement in carrying, possessing and dealing with brown sugar was established, then I seized the above noted articles from the exclusive joint possession of the above noted accused persons at the spot under proper seizure list in presence of the Special Executive Magistrate as well as the independent witnesses as noted above and acknowledged by the accused persons and marked the seized articles viz. substance suspected to be brown sugar, Samsung mobile phone & realme mobile phone as Exhibit-A, B & C respectively. Subsequently, I labeled the seized articles in presence of the Special Executive Magistrate and the independent witnesses and the accused persons as noted above. From the above noted facts and seizure of incriminating articles it is quite evident that the accused persons Tipu Sultan @ Sultan and Sujan Saha are involved in procuring, possessing, carrying and dealing with Brown Sugar illegally and contravening the norms of NDPS Act. Then, I arrested the above noted accused persons Tipu Sultan @ Sultan and Sujan Saha after observing all legal formalities as well as after disclosing them the ground of arrest as they have committed a cognizable offence in presence of Police Officers to prevent the accused persons from committing any further offence, to prevent them from causing disappearance of evidence as well as for proper investigation of the case and issued memo of arrest in this regard. The process of search, seizure & arrest was made in between 17:20 hrs and 18:00 hrs on 06.01.2025. The process of search, seizure & arrest is done through audio-video electronic means using DSLR camera and then the same audio-video record is converted to a pen drive using computer system.

Under the above noted facts and circumstances, I request to you that a specific case under proper sections of law may kindly be started against the involved arrested accused persons namely Tipu Sultan @ Sultan, aged 25 years, s/o- Late Ahammad Ali, resident of Choupukuria, Halal, PS- Bagdogra, Dist.- Darjeeling and Sujan Saha, aged 22 years, s/o- Late Nikhil Saha, resident of Bholachak, Ramdhanitala, PS- Kaliachak, Dist.- Malda (not verified) and arrange for its investigation.

Note: This complaint is drafted and printed by me from Bagdogra PS's Computer.

Enclosure:

- (i) Memo of Arrest
- (ii) Seizure list (PR No. ...03./25 & ...04./25)
- (iii) Carbon copies of label (04)
- (iv) All the Seized articles as per seizure list
- (v) Notice to accused persons u/s 50 of NDPS Act
- (vi) Received copies of Notice to two independent witnesses
- (vii) MCC No. 09/25 dated 06.01.2025
- (viii) One SanDisk pen drive (32 GB)
- (ix) Certificate u/s 63(4)(C) BSA with hash value
- (x) Check list
- (xi) ...

Yours faithfully,

(Signature)
06.01.25

(SI Debasish Bose)