

FIRST INFORMATION REPORT (Under Section 154 Cr. P.C.)

2322



Dist. S.P.L. P.S. Bhaktinagar Year 2022 FIR No. 495/22 Date 13.05.2022 Act NDPS Sections 20 (b) (ii) (c) (iii) Act Sections (iv) Others Acts & Sections

(a) Occurrence of Offence : Day Friday Date From - Date To On 13.5.2022 Time Period Time From 20:45 hrs Time To 23:05 hrs.

(b) Information received at P.S. Date 13.05.2022 Time 23:25 hrs (c) General Diary Reference : Entry No(s) 795 Time 23:25 hrs

4. Type of Information : written Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. 2.5 km approx South Beat No. (b) Address Payel more, PS Bhaktinagar, District Jalpaiguri

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

6. Complainant / Informant : (a) Name Binod Singh Rawat (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 SI of Police West Bengal (g) Address Bhaktinagar Police Station, Siliguri Police Commissioner's

7. Details of known / suspected / unknown accused with full particulars (Attach separate sheet, if necessary) : 1. Amir Sikdar (30) s/o Osman Sikdar of Ashrafnagar, W/N 41, PS Bhaktinagar District Jalpaiguri 2. Ajay Ghosh (30) s/o Nitai Ghosh of Mandepara, Buddhamander Road, Saral ch. Pally, PS Bhaktinagar District Jalpaiguri.

8. Reasons for delay in reporting by the Complainant / Information Does not arise

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

10. Total value of properties stolen / involved

11. Inquest Report / U.D. Case No., if any

12. FIR Contents (Attach separate sheets, if required) : The original written complaint of the complainant which is treated as FIR is enclosed herewith / 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 Ramanath Karjee to take up 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.

14. Signature / Thumb impression of the Complainant / Informant Noted in the complaint on 14.05.2022.

15. Date & Time of despatch to the court :

Inspector In-Charge Signature of the Bhaktinagar Police Station Siliguri, Police Commissionerate Name: Amaresh Singh Rank: No Inspector In-charge Bhaktinagar P.S./S.C.

To
The Inspector In-Charge,
Bhaktinagar Police Station,
Siliguri Police Commissionerate

Sub: - F.I.R

Date: 13.05.22

Sir,

In producing herewith one arrested accused person namely (1) Amir Sikdar(30) S/O- Osman Sikdar of Asrafnagar, W.No- 41, P.O- Haidarpara, P.S- Bhaktinagar, Dist- Jalpaiguri (2) Ajay Ghosh(36) S/O- Nitai Ghosh of Haidarpara, Buddhamandir, road, Sarat chandra pally, P.S- Bhaktinagar, Dist- Jalpaiguri not verified along with the following seized articles under seizure as per seizure list:

- i) One Packet containing 10 kgs 200 grams of said to be "Ganja" wrapped with brown colour cello tape and marked as Exhibit-A,
- ii) One Packet containing 10 kgs 300 grams of said to be "Ganja" wrapped with brown colour cello tape and marked as Exhibit-B
- iii) One white colour carrying bag (in which Ex- A & B were inserted)

(the above noted articles was seized from the joint and conscious possession of the above noted accused persons)

I, SI Binod Singh Rawat of Bhaktinagar PS, Siliguri Police Commissionerate do here by lodge this written complaint against above noted person to the effect that on today on 13/05/22 at about 20.45 hrs. received a specific source input that two persons is waiting near Payel more under PS Bhaktinagar with two white colour carrying bag contained Ganja ready for supplying the said consignment of ganja to his designed customers for his wrongful gain. The matter was diarized vide Bhaktinagar PS, SPC GDE No- 783 Dt- 13/05/22. Accordingly, I informed the matter to the I/C, Bhaktinagar PS, SPC in writing a letter to him and expressed the entire information. As per his kind direction myself along with, ASI Dipak Karmakar C/986 Rajib Sarkar ,CV/935 Biplab Barman all of Bhaktinagar PS, Siliguri Police Commissionerate left for Payel more under PS- Bhaktinagar by Govt. vehicle to verify the veracity of the information vide Bhaktinagar PS, SPC C C. NO 1493 Dt. 13/05/22.

At the time of departure from office I took envelope, white paper, sealing wax, gum, seal ,Digital weighing machine (Certified by the weight and Metrology department) etc . At about 21.10 hrs we arrived at payel more under PS- Bhaktinagar and called two independent witnesses namely (a) Debu Roy S/O- Lt Atiya Roy of Vivekananda nagar near Health Centre, P.S- Bhaktinagar, Dist- Jalpaiguri and (b) Rajib Rava S/O- Babu Rava of Hitendra nagar near Radha Krishna Mandir, P.S- Bhaktinagar, Dist- Jalpaiguri who were present there and disclosed our identity and informed them about the information in hand and requested them to accompany us in the whole process during search and seizure if necessary with a written letter and necessecery permission of their presence and as witnesses of entire process under relevant provision of law. As identified by the source we found that two persons who was standing near Payel More with One white colour carrying bag,. Accordingly apprehended the persons along with their bag and who disclosed his identity as noted above.

After disclosing our identity, we detained the above noted persons with strong reason to believe that they have illegally possessing ganja inside their bag, which they were carrying for supplying the same to their designed customers for their wrongful gain. On being asked they confessed that they have possessed ganja in their bags for supplying the same to their designed customers as per requirement. I then gave him option whether they wanted to be searched in presence of the Executive Magistrate or by any Gazetted Officer. Then they agreed to be searched by one of them. Further I served them a notice in accordance with provisions of law in this regards. I also offered the independent witnesses and the accused persons to search our Police Party as per provision. But they refused to search the police party. Consequently, I informed the matter to I/C Bhaktinagar PS who was detailed for acting as Special Executive Magistrate of SPC for the day, regarding the interception of the accused persons suspected to be possessing of ganja and requested him to come at payel more to remain

SI Binod Singh Rawat
13/5/22

present and to supervise the search and seizure being the gazetted officer. Accordingly at 21.55 hrs I/C Bhaktinagar PS Shree Amaresh Singh Siliguri Police Commissionerate acting as gazetted officer of SPC arrived at the spot at Payel more under Bhaktinagar PS as Gazetted officer, SPC and in presence of two independent public witnesses searched was conducted of the detained persons following all formalities keeping their decency but nothing could be recovered from his physical possession except wearing apparels. Then conducted search the bag which they were carrying and found the above noted seized articles which was kept inside the said bag. On demand in presence of the Gazetted Officer I/C Bhaktinagar PS Shree Amaresh Singh, SPC they failed to produce any valid document in support of possessing of the ganja which was kept inside his bag.

I accordingly weighted the Ganja by the weighing instrument of Bhaktinagar PS, SPC and found total 20kg 500gm of said to be ganja in two packets including its covers with one white color carrying bag and marked as Exhibit- A and Exhibit B and C from the joint and conclusive possession of the above noted accused persons, I also labelled and sealed all the article in presence of the I/C Bhaktinagar PS Shree Amaresh Singh, SPC and independent witnesses and accused person. I then seized the above noted articles under proper seizure list and label duly signed by the above noted witnesses and the Gazetted Officer I/C Bhaktinagar PS Shree Amaresh Singh, SPC and acknowledged by the accused person. The seizure was made between 22:10 hrs to 22.55 hrs. On further interrogation the apprehend persons confessed in presence of I/C Bhaktinagar PS Shree Amaresh Singh, SPC and other witnesses that they procured the Ganja clandestinely from elsewhere for the purpose of selling the same in high rate to his designed customers for their personal gain by illegal means. On interrogation they disclosed that they have been dealing in such business of selling the ganja illegally for last one year.

Then I arrested the above noted accused persons after observing all guidelines of Apex court as well as after disclosing the cause of arrest and issued necessary Memo of Arrest. Thus arrested accused persons named Amir Sikdar(30) S/O- Osman Sikdar of Asrafnagar, W.No- 41, P.O- Haidarpara, P.S- Bhaktinagar, Dist- Jalpaiguri (2) Ajay Ghosh(36) S/O- Nitai Ghosh of Haidarpara, Buddhamandir, road, Sarat chandra pally, P.S- Bhaktinagar, Dist- Jalpaiguri has violated the terms and condition of Narcotic Drugs for possessing Ganja without any valid authority & license.

Under the above circumstances, I pray to you that a specific case under proper section of law may kindly be started against the accused persons named Amir Sikdar(30) S/O- Osman Sikdar of Asrafnagar, W.No- 41, P.O- Haidarpara, P.S- Bhaktinagar, Dist- Jalpaiguri (2) Ajay Ghosh(36) S/O- Nitai Ghosh of Haidarpara, Buddhamandir, road, Sarat chandra pally, P.S- Bhaktinagar, Dist- Jalpaiguri and arrange for its investigation.

Enclosure:

- i) Original Memo of Arrest
- ii) Original seizure list.
- iii) All the Seized articles as per seizure list.

Received on 13.5.2022 at 23:25 hrs
vide BICN PS Gdt NO 795 Date
13.5.2022 and started BICN PS
Case NO 495/22 Date- 13.5.2022
u/s 20(b)(ii)(c) NDPS Act and
entrusted to SI Ramanath Karjee
to investigate

Yours faithfully,
SI Binod Singh Rawat
(SI Binod Singh Rawat) 13/5/22
Bhaktinagar PS
Siliguri Police Commissionerate

13/5/22
(Shree Amaresh Singh)
Inspector-In-Charge
Bhaktinagar Police Station
Siliguri Police Commissionerate