

FIRST INFORMATION REPORT 4495

First information of a cognizable crime reported under section 154 Cr. P.C. at P. S.

1. District Alipurduar Sub-Divn Kumargram P.S. Kumargram Year 2022 FIR No. 95/22 Date 10.03.22
2. i) Act Sections ii) Act Sections
 iii) Act Sections iv) Other Acts & Sections 18(b)/25/29 of NDPS Act
3. a) General Diary Reference Entry No. 330, dtd 10.03.22 Time 20:05 hrs
 b) Occurrence of Offence: Day Thursday Date 10.03.22 Time 14:25 hrs
 (c) Information of Offence: Day Thursday Date 10.03.22 Time 20:05 hrs
 G.D. No. 330, dtd 10.03.22 at the Police Station.
4. Type of information: Written / Oral Written
5. Place of Occurrence: (a) Direction and Distance from P.S. 26 KM South-East from P.S.
 (b) Address Pakrighura Nakapoint at Assam/Bengal Border, Pakrighura
P.S. Kumargram, Dist. Alipurduar Beat No.
 (c) In case outside limit of this Police Station, then the name of
 P.S. District
6. Complaint / Information:
 (a) Name Nayan Das
 (b) Father's/Husband's Name SI of Police
 (c) Date/Year of Birth
 (d) Nationality Indian
 (e) Address Barabisha DP under Kumargram P.S. Dist. Alipurduar
7. Details of Know/suspected/unknown/accused with full particulars: (i) Ramswaroop Gujar (M/37)
SI of Bhura Gujar of Salola ka Khara,
P.S. Kolri, Dist. Bhilwara, Rajasthan
 (ii) Kalu Jat (M/27), SI of Ramswaroop Jat
of Salola ka Khara P.S. Kolri, Dist.
Bhilwara, Rajasthan
8. Reasons for delay in reporting by the Complainant/Informant
N.C. delay
9. Particulars of properties stolen/involved: (Attach separate sheets, if required)
(1) 13 packets of coagulated OPIUM packed with different colours
of polythene packets and wrapped by cello-tape total weighing
approx. 13 kgs. (2) One twelve wheeler truck having reg. no. RJ06GB-2199
10. Total value of properties stolen/involved
11. Inquest report/U.D. Case No. if any N/A
12. FIR contents: (Attach separate sheets, if required) The original written complaint which
is treated as FIR is attached herewith
13. Action taken: Since the above report reveals commission of offence(s) u/s

registered the case and took up investigation/directed S.I. Gangay Bhutia
 to take up the 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.

Adham
10.03.22
 Signature of the Officer-in-Charge, Police Station
 Name Asghar Hussain Khan
 Rank SI of Police
 Number, if any Kumargram P.S.

Signature / Thumb Impression of
 the Complainant/Informant

Sub: - FIR

Sir,

In producing herewith two accused persons namely 1) Ramswaroop Gurjar (M/37 years), S/O-Lt. Bhura Gurjar of Satola Ka Khera, PS Kotri, Dist-Bhilwara, Rajasthan, 2) Kalu Jat (27 years), S/O-Rameswar Jat of Satola Ka Khera, PS Kotri, Dist-Bhilwara, Rajasthan, under arrest along with one twelve wheeler truck having registration no. RJ 06GB 2199 containing **13 packets of coagulated OPIUM PACKED WITH different colours of polythene packets and wrapped by cello-tapes, total weighing approx 13 Kgs** under seizure, I SI Nayan Das of Barobisha OP under Kumargram PS, District-Alipurduar do hereby lodged this written complaint as suo-moto to the effect that today on 10.03.22 at 14:25 hrs during routine NAKA checking duty at Pakriguri at Assam/Bengal border, detained the said Truck. Then myself and my accompanying officers and force viz ASI Debasish Roy, ASI (AB) Dhruba Roy, C/796 Rajib Kabiraj, C/646 Mithun Deb Sharma, C/438 Krishnendu Nayek, CVF/117 Jitmol Roy, CVF/144 Samir Das, CVF/141 Ratan Mallick, CVF/128 Pintu Chowdhury, CVF/96 Ashim Barman, CV/103 Binod Das (vide Barobisha OP MCC No. 470/22 dated 10.03.22 and Barobisha OP GDE no-374 Dated 10.03.22) started to check the Truck and its documents as usual. Suddenly the driver cum owner of the Truck and the helper as above noted started to stammer and give incoherent statements. By their such attitude, suspicion aroused. I then started to search the apparently empty Truck thoroughly which was proceeding towards Alipurduar side from Assam side.

On further interrogation, they broke down and confessed that in the back side of driver's seat a good quantity of OPIUM in 13 polythene packets are hidden for transporting the same to Jaipur, Rajasthan side for their wrongful gain.

Then I immediately informed the development to Shri Basudev Sarkar, IC Kumargram PS over mobile phone and requested him to come to the spot as soon as possible to complete the procedure of search and seizure. There is every reason to believe that the suspected persons were carrying contraband articles. He instructed me to detain the Truck and the suspected persons on the spot and replied that he would be reaching very soon as suddenly in course of NAKA checking duty such information developed, so chance of getting any Executive Magistrate became very less. Shri Basudev Sarkar, Inspector-in-charge of Kumargram PS arrived at the spot at 15:45 hrs and disclosed his identity as a Gazetted Officer before the suspected persons and to witness and supervise the proceedings. Accordingly, I served a Notice u/s 50 of NDPS Act to the above noted accused persons about their willingness to be searched in presence of a Gazetted Officer but they gave no objection, however the same was duly acknowledged and signed by them. Arrangements were also made for Pen, Paper and electronic weight measuring machine etc. locally to facilitate search and seizure.

I narrated them the entire facts and circumstances and also requested them for facilitating the search and seizure of the above noted detained vehicle as well as the detainees namely 1) Ramswaroop Gurjar (37 years), S/O-Lt. Bhura Gurjar of Satola Ka Khera, PS Kotri, Dist-Bhilwara, Rajasthan & 2) Kalu Jat (27 years), S/O-Rameswar Jat of Satola Ka Khera, PS Kotri, Dist-Bhilwara, Rajasthan and that offending vehicle was suspected to contain coagulated OPIUM and search was required to be the done under the provision of NDPS Act. By this time two following local witnesses namely 1. Haridas Das (32 yrs) S/o- Sankar Das 2) Jaydeb Saha (29 yrs) S/o- Lt. Ganesh Saha of both from Uttar Pakriguri Ps Kumargram, Dist Alipurduar, came to the spot. They were also requested for witnessing the process of search.

Thereafter, Sri Shri Basudev Sarkar, IC Kumargram PS gave option to the detainees to conduct search on us but they declined to do so. Accordingly, as per his direction we conducted search of the said TRUCK and recovered the following similar kinds of packets containing opium from behind the driver's seat having weights as noted below :-

- i) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT A,
- ii) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT B
- iii) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT C
- iv) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT D
- v) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT E

(one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT F
vii) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT G
viii) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT H
ix) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT I
x) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT J
xi) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT K
xii) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT L
xiii) 01 (one) packets of coagulated OPIUM containing 1.0 Kg packed with polythin and wrapped by cello-tape, marked as EXHIBIT M

Total 13 packets of coagulated OPIUM packed with different colours polythene packets and wrapped by cello-tape are recovered. After measuring weight by electronic machine, total weight stood as 13.00 Kgs which are marked from Exhibit A-1 to A-13.

On demand the accused driver cum owner and the helper of vehicle no. RJ 06GB 2199 as noted above failed to produce any valid document in respect of the vehicle except DL of the offending driver. They also failed to show any document on behalf of transporting the huge quantities of contraband psychotropic substance like coagulated OPIUM. Thereafter, total 13 packets of coagulated OPIUM approx 13.0 Kgs along with the vehicle bearing no. RJ 06GB 2199 without any document except D/L having no. RJ06 20040009476 in the name of the driver namely Ramswaroop Gurjar were seized from the possession of the driver as mentioned above under proper seizure list in presence of available witnesses and Sri Shri Basudev Sarkar, IC Kumargram PS and duly signed by them as well as by the accused person. I also labeled the packets and marked the same from Exhibit A-1 to A-13 respectively and arrested the accused persons after maintaining all formalities. The entire procedure of search, seizure and labeling was conducted in between 16:35 hrs to 18:45 hrs. The accused persons were arrested after maintaining proper formalities in presence of witnesses informing them the ground of arrest and taken into custody. I also prepared an inventory list of equipments duly signed by the accd. persons as well.

On further interrogation the accused persons namely 1) Ramswaroop Gurjar (37 years), S/O-Lt. Bhura Gurjar of Satola Ka Khera, PS Kotri, Dist-Bhilwara, Rajasthan, 2) Kalu Jat (27 years), S/O-Rameswar Jat of Satola Ka Khera, PS Kotri, Dist-Bhilwara, Rajasthan confessed that the coagulated OPIUM was loaded from Guwahati, Assam and was being transported to Jaipur, Rajasthan for its illegal disposal for making their huge wrongful gain. During interrogation, the accused persons confessed their guilt.

From the above noted facts, circumstances and from seizure of all those contraband and incriminating articles, there is reason to believe that the above noted accd. Persons, one is the owner of the vehicle while the other is helper of the vehicle made a conspiracy for procuring, transporting and selling such huge quantities of contraband articles i.e. coagulated OPIUM illegally for their huge wrongful gain with their full knowledge.

Hence, I pray that a specific case u/s 18(b)/25/29 of NDPS Act may kindly be initiated against both the above noted accused persons namely 1) Ramswaroop Gurjar (37 years), S/O-Lt. Bhura Gurjar of Satola Ka Khera, PS Kotri, Dist-Bhilwara, Rajasthan, 2) Kalu Jat (27 years), S/O-Rameswar Jat of Satola Ka Khera, PS Kotri, Dist-Bhilwara, Rajasthan and others for violating the provision of NDPS Act and arrange for its investigation.

Enclosed:

- 1) Memo of Arrest
- 2) Seizure List

Received on 10.03.22 at 20:05 hrs

Vide GDE no. 330, dtd. 10.03.22 and

started Kumargram PS case no. Yours Faithfully

95/22 dtd. 10.03.22 u/s 18(b)/25/29

of NDPS Act.

Alkhan
10.03.22

Insp. in-charge
P.S. Kumargram, Dist. Alipurduar

(SI Nayan Das)

Barobisha OP/PS- Kumargram
District-Alipurduar

Note: It is to be noted here that I lodged this FIR after returning to PS writing the FIR with the help of computer installed at PS.