

## FIRST INFORMATION REPORT

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



1. District Alipuri Duar Sub-Divn. Samuktala P.S. Samuktala Year 2022 FIR No. 233/22 Date 11-09-22  
 2. i) Act Sections 20(6)(1)(6) NDPS Act 1985  
 ii) Act 388  
 iv) Other Acts & Sections Time at 05:10 hrs.  
 3. a) General Diary Reference Entry No. 388  
 b) Occurrence of Offence : Day Sunday Date 11-09-22 Time 02:05 hrs to 02:20 hrs  
 c) Information of Offence : Day Sunday Date 11-09-22 Time at 05:10 hrs.  
 G.D. No. 388 at the Police Station.

4. Type of Information : Written / Oral  
 5. Place of Occurrence : a) Direction and Distance from P.S. 06 kms (approx) North  
 b) Address Dargi Chowpathy, Koko Booter, P.S. - Samuktala, Dist. Alipuri Duar. Beat No.   
 c) In case outside limit of this Police Station, then the name of P.S.  District

6. Complaint / Information : PSI Milas Barman  
 a) Name   
 b) Father's / Husband's Name   
 c) Date / Year of Birth   
 d) Nationality Indian  
 e) Address Of Samuktala P.S. Dist. Alipuri Duar.  
 7. Details of Know / suspected / unknown / accused with full particulars : 1. Hemendra Debnath, S/O - Lt. Nageshwar Debnath, of Dargi Chowpathy, Koko Booter, P.S. - Samuktala, Alipuri Duar.  
 (attach separate sheets, if necessary)  
 8. Reasons for delay in reporting by the Complainant / Informant

9. Particulars of properties stolen / involved : (Attach separate sheets, if required)  
One white colored plastic sack containing 11 kg 180 gram (Eleven kg one hundred eighty gram) of Gristle seized from the Grocery Shop.  
 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 which treated as FIR is reproduced below.  
 13. Action taken : Since the above report reveals commission of offence(s) u/s 20(6)(1)(6) of NDPS Act 1985

registered the case and took up investigation / directed PSI Samuktala Barman 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.

Takes into the original complaint.

Signature / Thumb Impression of the Complainant / informant

Signature of the Officer-in-Charge PSI Samuktala Barman  
 Name SI Aghesha Barman  
 Rank Of Samuktala P.S.  
 Number, if any Dist. Alipuri Duar.



To,  
The Officer-In Charge,  
Samuktala PS, Dist: Alipurduar.

Sub: FIR.

Sir,

In producing herewith one arrested accused person namely Hemendra Debnath (M/55) s/o Lt Nagendra Debnath of Dangi Chowpathy, PS: Samuktala, Dist: Alipurduar along with one white colour plastic sack containing 11 Kg 180 gram (eleven kg one hundred eighty gram) of Ganja seized under proper seizure list along with all the connected documents, I PSI Milan Barman of Samuktala PS do hereby lodged a complaint against the above noted accused person to the effect that on 10.09.22 I received one source information that one person namely Hemendra Debnath had been selling Ganja from his grocery shop situated at Dangi Chowpathy and stocked huge quantity of Ganja illegally in the same shop. Accordingly, I diarized the matter vide Samuktala PS GDE No. 380 dated 10.09.22. I also informed to you a letter of authorization for executing the same vide Samuktala PS GDE No. 381 dated 10.9.22.

After due approval from your end for executing the information I along with C/550 Sanjit Kr. Tiwary, CVF/190 Rishikesh Roy, CVF/18 Amit Debnath with pen, papers and necessary stamps left PS for the executing the same accompanied by my source. This refers to Samuktala PS GDE No. 383 dated 10.09.22 vide MCC No. 1489/22 dated 10.09.22. I arrived at first in the shop of one namely Bajrang Lal Bucha (40 yrs) s/o Lt Mohon Lal Bucha of Samuktala bazar and submitted a requisition for one electronic weighing machine. On getting the requisition he produced one electronic weighing machine styled as "Settra" which I seized under proper seizure list. After that I contacted with one namely Pradip Debnath s/o Lt Kumud Debnath of Shaktinagar, PS: Samuktala, dist: Alipurduar who is by profession a video photographer and submitted a requisition for holding the videography for the procedure of search and seizure if there is any need of. At about 23:05 hrs I arrived in Dangi Chowpathy in front of the shop of Hemendra Debnath. As the shop identified by my source I with my team started to proceed towards the shop. Suddenly it was noticed that one man started to flee away on seeing us. However, we managed to apprehend him. Meanwhile, SI Abhishek Bhattacharya, OC Samuktala PS, arrived at the spot. On interrogation he stated incoherent statements at different time regarding his identity. On pressing hard, he disclosed his identity as noted above also stated before police that he has stocked huge quantity ganja in his shop and also selling Ganja illegally without any valid documents for a long time. As the next step for searching his shop which attracts the provision of NDPS act. Accordingly, I served a notice to him under section 50 of NDPS act for his willingness to hold the search in presence of an executive magistrate or a Gazetted Police officer. The notice served upon him was dully acknowledged but did not say anything. Accordingly, I sent a requisition to SDO Alipurduar Sri, Biplab Sarkar to depute one Executive magistrate for facilitating search and seizure as per the provision of NDPS Act. as my OC of Samuktala PS SI Abhishek Bhattacharya is with our team, he contacted over mobile phone with the SDO, Alipurduar and BDO of Alipurduar Block II over mobile phone several time, but they stated that they are unable to come down to the spot for search and seizure. For preventive the escape of the accused and tampering of evidences I informed the matter to SDPO Alipurduar Sri Debasish Chakraborty who supervised us from the beginning. Accordingly, he directed CI, Birpara Sri Murari Mohon Saha, a gazetted police officer, who is in charge of CI, Kalchini, who is at present on leave. At about 01:45 hrs CI, Birpara Sri Murari Mohon Saha, who is a gazetted police officer. Accordingly I narrated the whole event and the accused has been informed regarding the identity of CI, Birpara and also informed his that he is a Gazatted police officer. Then I called two independent persons who were standing behind us



and requested them to be the witnesses in the procedure of search and seizure and the agreed.

After that CI, Birpara Sri Murari Mohon Saha offered the apprehended accused to search the entire police team in his presence but again he declined. However, the entire team has been searched and a NIL seizure list is prepared on the score dully signed by the witnesses. After that we along with the accused under the direction of CI, Birpara and the videographer entered into his shop and started searching. The accused himself guided us and brought out one white colour plastic sack from the inside of a corner of his shop. We opened it and found that huge quantity of Ganja was in it. The whole sack containing the Ganja has been measured in the electronic weighing a machine and found that total 11 kg 180 gm of Ganja was in it. Then I demanded for any legal documents from the accused person for possessing for such huge quantity of Ganja but he could not able to produce any valid documents in support of the Ganja was in his possessions. Accordingly, I seized the whole Ganja was in the white colour measuring 11 kg 180 gm in presence of the witnesses and they signed on the seizure list. I also served one copy of the seizure list to the accused person and his signature has also been taken. The white colour sack containing Ganja was also labeled marked as Exhibit- A, the whole procedure of search and seizure has been videographed, happened in presence of CI, Birpara Sri Murari Mohon Saha, a gazetted police officer and also supervised by SDPO, Alipurduar. Accordingly, I arrested the accused person for committing the offence under section 20(b)(ii)(b) of NDPS Act for possessing Ganja more than small quantity and lesser than commercial quantity. On interrogation he stated that he is having other associates with him namely Sushil Debnath and others of the same locality. Then I along with force and arrested accused person including seized articles left for PS.

Hence, I request to you kindly start a specific case against the arrested accused Hemendra Debnath (m/55) s/o Lt Nagendra Debnath of Dangi Chowpathy, PS: Samuktala, dist: Alipurduar and Sushil Debnath and others of his associates for committing the offence under section 20(b)(ii)(b) of NDPS Act. and to start its investigation.

Enclosed:

- i) Original copy of Seizure list.
- ii) Memo of arrest.

yours' faithfully,  
PSI Milan Barman  
11.09.22  
PSI Milan Barman  
Of Samuktala PS,  
Dist: Alipurduar.

Received 02.11.09.22 at 05:10pm  
Vibe Samuktala P.S. G.P.O.  
NO-388, Dated-11.09.22  
Hatched Samuktala P.S. Case  
NO-233/22, Dated-11.09.22  
U/S-20(6)(ii)(b) NDPS Act  
1785 and PSI Sumita Barman  
has been directed to take CD  
investigation.

11/09/22  
Officer in Charge  
SAMUKTALA P.S.