

FIRST INFORMATION REPORT

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

1. District Alipurduar Sub-Divn Kumargram P.S. 2022 Year 61/22 FIR No. 03.02.22 Date
2. i) Act SPC & Sections 379/401/404/ ii) Act 7/10/50c 7/11/16/20 of the COT Sections 301 IPC
3. a) General Diary Reference Entry No. 107 dt. 3.02.22 Time 22:35 hrs
- b) Occurrence of Offence : Day Thursday Date 3.02.22 Time 14:15 hrs
- (c) Information of Offence : Day Thursday Date 3.02.22 Time 22:35 hrs
- G.D. No. 107 at the Police Station.

4. Type of Information : ☒ Written / ☐ Oral
5. Place of Occurrence : (a) Direction and Distance from P.S. 18 km South from ps
- (b) Address 100 cvika cheepathi ps-kumargram Dist-APD
- Best No. _____
- (c) In case outside limit of this Police Station, then the name of P.S. _____ District _____
6. Complaint / Information :
- (a) Name Kannakumari Parman
- (b) Father's/Husband's Name Asi of police Praveeta cut post. ps-kumargram
- (c) Date/Year of Birth _____
- (d) Nationality Indian
- (e) Address 100 cvika cut post ps-kumargram Dist-APD
7. Details of Know/suspected/unknown/accused with full particulars (attach separate sheets, if necessary) ① MD Aslam (BIRN) S/O MD
Imam of Bari ps-Tarela Dist Rampur
UP ② Akab (BIRN) S/O Abdul
Hakim of 20 near Lakri market W/ Com Seelampur 3. No 16/201
2016.
8. Reasons for delay in reporting by the Complainant/Informant _____

9. Particulars of properties stolen/involved : (Attach separate sheets, if required)
- ① One Thin Book (Thehe abarbi) Registration NT- UP-22T-4995.
- ② Cigarettes of DJARUM Black manufactured by DJARUM KUDUS INDONE
STN 240 medium packet cut to small size each 20 king size 2014 used.
- ③ Cigarettes of GUBUNG tobacco manufactured by PT. GUBUNG GARAM
by DJARUM KUDUS Indonesia 240 medium packet
20 mini packet each with pack 12-10-5-10
10. Total value of properties stolen/involved Taka KEDIRI INDONESIA under manufacturing
11. Inquest report/U.D. Case No. if any _____
12. FIR contents : (Attach separate sheets, if required) The original written complaint
13. Action taken : Since the above report reveals commission of offence(s) viz It is noted no FIR attached here.

registered the case and took up investigation/directed SI Nayan DAS.

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.

Taken on Original
Written Complaint

Signature / Thumb Impression of
the Complainant/Informant

Signature of the Officer-in-Charge, Police Station
Name Akbar Hussain Khan
Rank SI of police
Number, if any ps-kumargram
Dist-APD

To
The Inspector-in-Charge
Kumargram P.S

Sub: FIR.

Date 03.02.2022

Sir,

In producing herewith accused Driver namely i) Md. Asfaq (M/51) S/o- Md. Umar of Barfi, PS Tunda, Dist Rampur, Uttar Pradesh, ii) Afiah (M/38 Yrs.) S/o- Abdul Hakim of 20 near Lakri market, Welcome, Seelampur 3, North East Delhi along with following seized articles viz

- 1) One TATA truck (Twelve wheeler) bearing registration no UP 22T 4995, colour White.
- 2) Cigarettes of 'DJARUM BLACK' brand under manufactured by PT DJARUM, KUDUS-INDONESIA. 240 (Two hundred forty) medium packet contains 10(Ten) mini (regular size packets) packets. Each mini packet contains 20(Twenty) king size cigarettes. (Total 48000 pieces of cigarettes)
- 3) Cigarettes of 'GUDANG GARAM international' brand made authority of PT. GUDANG GARAM Tbk., KEDIRI-INDONESIA under manufactured by PT DJARUM, KUDUS- INDONESIA 228 (Two hundred twenty eight) medium packet contains 20(Ten) mini (regular size packets) packets. Each mini packet contains 12(Twelve) king size cigarettes (Total 54720 pieces of cigarettes).

(Total 102720 pieces cigarettes) having total worth of Rs. 2400000/- (Twenty four lakh) approx.

I, ASI Kama Kumar Barnan of Barobisha out Post Under Kumargram PS Dist Alipurduar submitting this written complaint to the effect that today on 03/02/2022 at about 14.15 hrs. I, along with, C/601 Debu Tudu, C/562 Churanjit Saha, C/233 Dalen Basumata, HG/0017 Tanmay Sarkar, VP/124 Madhusudan Roy, CVF/151 Suvankar Debnath & CVF/127 Parimal Das have been Performing Naka checking duty on NH 31C at Barobisha Chaupathi, vide Barobisha OP GDE no- 107 Dated- 03/02/2022. In course of Naka checking duty at Barobisha Chowpathy the above noted vehicle was proceeding towards Siliguri side via NH-31-C from Assam side. I stopped the said loaded vehicle near Barobisha Chowpathy, NH-31C and on being search found the above noted vehicle loaded with some cartoons. During search, I found the cartoons fully loaded with different types of foreign country made cigarettes. Later on demand the above noted driver has disclosed his name and addresses as noted above. I requested the driver as above noted to produce all the documents as to justify in respect of carrying the above noted foreign brand cigarettes, but the driver failed to produce any such documents. It's believed that the driver procured the above noted articles fraudulently or by committing theft with an objective to dispose the same somewhere in Kolkata for his wrongful gain by skipping revenues and GST to the Government for making money by unfair means. Later during interrogation the driver confessed his guilt by stating that he was transporting those articles from Gauhati, Assam. Accordingly I arrested the above noted driver informing the ground of arrest and seized the vehicle loaded with huge quantity of foreign brand cigarettes after preparing seizure list and memo of arrest in presence of the independent witnesses. All the seized Cigarette Cartoons are duly labeled following legal procedures.

From the above noted facts, circumstances and seizure of incriminating articles, there is reason to believe that the driver procured the foreign country made cigarettes fraudulently or by committing theft and the driver was on his way to clandestine disposal to somewhere else in Delhi for his huge wronged gain by skipping payment of revenues and GST to the Government Delhi and India as well for making money by unfair means. Later during interrogation the driver confessed his guilt. This illegal transportation of cigarette consignment not only attracts the violation of provision under Major Act, it also clearly attracts the violation of provisions under COTPA Act, 2003. (The Cigarettes and other Tobacco Products, Prohibition of Advertisement and Regulation Of Trade and Commerce, Production, Supply And Distribution Act 2003) as this product are not meant for sale or transportation in India illegally.

Therefore, I request you to kindly start a specific case under proper section of law against the driver namely (MD. Asfaq (M/51) S/o- Md. Umar of Barh, PS Tunda, Dist Rampur, Uttar Pradesh and his associates namely Altay (M/38 Yrs) S/o- Abdul Hakim of 20 near Laker market, Welcome, Seelampur 3, North East Delhi & others and others and arrange for its investigation.

Enclosed:

1. Memo of arrest
2. Seizure list

Received on 03/02/22 at 22:05 hrs
Vide Kumbh PS GDE-107 dt 02.22.015/
Stalled Kumbh PS GDE-107 dt 02.22.015/
dt 02.22.015-37/41/414/34 OPC 2/12
Sic- 7/13/16/20 of the COTPA Act.

Yours Faithfully

03-02-22

(ASI Kuma Kumar Barman)
Of Barobisha OP,
PS Kumargram
Dist-Alipurduar

03/02/22
PS Kumargram, Dist Alipurduar

Received on 03/02/22 at 21:35 hrs
vide Barobisha OP GDE no- 119 dt 02/02/22
and forwarded the same to J/c Kumargram
PS to start a specific case under proper
section of law.

03/02/22
OFFICE-IN-CHARGE
BAROBISHA OUT POST
KUMARGRAM P.S.
ALIPURDUAR