

FIRST INFORMATION REPORT

1826

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

1. District Alipurdum Sub-Divn Kumargram P.S. Year 2022 FIR No. 126/22 Date 31.03.22
2. i) Act _____ Sections _____ ii) Act _____ Sections _____
 iii) Act _____ Sections _____ iv) Other Acts & Sections 20(b)(i)(c)/25/29 of NDPS Act
3. a) General Diary Reference Entry No. 1066, dtd 31.03.22 Time 17:05 hrs
 b) Occurrence of Offence : Day Thursday Date 31.03.22 Time 10:15 hrs
 (c) Information of Offence : Day Thursday Date 31.03.22 Time 17:05 hrs
 G.D. No. 1066, dtd 31.03.22 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 PS
 (b) Address Pakriguri Naka, Licking point, Assam/Bengal Border, Pakriguri, PS. Kumargram, Dist. Alipurdum Beat No. _____
 (c) In case outside limit of this Police Station, then the name of P.S. _____ District _____
6. Complaint / Information :
 (a) Name SI Nayan Das
 (b) Father's/Husband's Name _____
 (c) Date/Year of Birth _____
 (d) Nationality Indian
 (e) Address Barobisha OP under Kumargram PS, Dist. Alipurdum
7. Details of Know/suspected/unknown/accused with full particulars : (1) Dilip Kumar (M/25), S/O Harindra Roy of Molaha, PO. Arbindnagar PS-Dariyapur and (2) Lowkush Kumar (M/20), S/O Late. Rajendra of Jankma, PO. Tarawat PS-Bhuli both of Dist. Suran. Birhaz
 (attach separate sheets, if necessary)
8. Reasons for delay in reporting by the Complainant/informant NA Delay
9. Particulars of properties stolen/involved : (Attach separate sheets, if required)
(1) One Six wheeler Truck having registration no. WB39B-7928.
(2) 12 packets of Ganga packed with newspapers, Polythene and wrapped with white sacks, total weighing approx. 130-200 kgs.
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 enclosed herewith
13. Action taken : Since the above report reveals commission of offence(s) u/s _____

registered the case and took up investigation/directed SI Anup Baidya 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.

Signature / Thumb Impression of the Complainant/informant

Signature of the PS in-charge, Police Station
 Name Ajit Hussain Khan
 Rank SI at Police
 Number, if any Kumargram PS



Sub. - FIR

Sir,

In producing herewith two accused persons namely 1) Dilip Kumar (M/25 years), S/O-Harendra Roy of Molaha, P.O-Arbindnagar PS-Dariyapur, Dist-Saran, (Bihar) & 2) Lawkush Kumar (M/20 yrs) S/O-Lt. Rajinder of Hakma P.O-Tarwar P.S-Bheldi, Dist-Saran (Bihar) under arrest along with one six wheeler Truck having registration No. WB 39B 7928 containing **12 packets of Ganja packed with newspaper, polythene and wrapped with white sacks, total weighing approx 130.200 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 31.03.22 at 10.15 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 Dimpal Das, ASI (AB) Subodh Ch. Dakua (SAP 12th Bn.), C/438 Krishnendu Nayek (Straco, SAP 12 Bn.) C/762 Mithun Barman (Do), C/894 Ashish Xalxo (Do), CVF/105 Bipul Adhikary, CVF/126 Pankaj Das, CVF/135 Purna Das, CVF/09 Ashok Das CVF/22 Chiranjit Rava, VP/124 Madhusudhan Roy (vide Barobisha OP MCC No. 649/22 dated 31.03.22 and Barobisha OP GDE No-1205 Dated 31.03.22) started to check the Truck and its documents as usual. Suddenly the driver of the Truck & his helper started to stammer and furnish incoherent statements. By their such attitudes, suspicion raised. I then started to search the empty Truck thoroughly which was proceeding towards Alipurduar side from Assam side.

On further interrogation, they broke down and confessed that in the carrier portion of truck huge quantities of **GANJA packed with newspaper, polythene and wrapped with white sacks** are hidden for transporting the same to Saran Dist. Bihar side for their wrongful gain.

Then I immediately informed the development to Shri Basudeb Sarkar, IC Kumargram PS over his 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 scope of getting any Executive Magistrate became very less. Shri Basudeb Sarkar, Inspector-In-Charge of Kumargram PS arrived at the spot at 13.10 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 him the entire facts and circumstances and also requested him for facilitating the search and seizure of the above noted detained vehicle as well as the detainees namely 1) Dilip Kumar (M/25 years), S/O-Harendra Roy of Molaha, P.O-Arbindnagar PS-Dariyapur, Dist-Saran, (Bihar) & 2) Lawkush Kumar (M/20 yrs) S/O-Lt. Rajinder of Hakma P.O-Tarwar P.S-Bheldi, Dist-Saran (Bihar) and that offending vehicle was suspected to contain GANJA and search was required to be the done under the provision of NDPS Act. By this time two following local witnesses namely 1. Kartick Sutradhar (37 yrs) S/o-Santosh Sutradhar and 2) Sushanta Saha (32 yrs) S/o-Lakhi Kanta Saha both from Uttar Pakriguri, PS- Kumargram, Dist Alipurduar, came to the spot. They were also requested for witnessing the process of search.

Thereafter, Sri Basudeb Sarkar, IC Kumargram PS gave option to the detainees to conduct search on us but he declined to do so. Accordingly, as per his direction we conducted search of the said TRUCK and after removing Tarpaulin the police team recovered the following similar kinds of packets containing Ganja from the carrier part of the said truck having weights as noted below :-

- i) 01 (one) packets of GANJA containing 10.5 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT A,
- ii) 01 (one) packets of GANJA containing 10.9 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT B,
- iii) 01 (one) packets of GANJA containing 11.1 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT C,
- iv) 01 (one) packets of GANJA containing 10.5 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT D,
- v) 01 (one) packets of GANJA containing 10.9 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT E.

vi) 01 (one) packets of GANJA containing 11.5 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT F,
 vii) 01 (one) packets of GANJA containing 10.9 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT G,
 viii) 01 (one) packets of GANJA containing 11.3 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT H,
 ix) 01 (one) packets of GANJA containing 10.8 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT I,
 x) 01 (one) packets of GANJA containing 10.7 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT J,
 xi) 01 (one) packets of GANJA containing 10.8 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT K,
 xii) 01 (one) packets of GANJA containing 10.3 Kg, packed with newspaper & polythene and wrapped with white sack marked as EXHIBIT L.

Total 12 packets of GANJA packed with newspaper, polythene and wrapped with white sacks are recovered. After measuring weight by electronic machine, total weight stood as 130.200 Kgs which are marked from Exhibit A to L.

On demand the accused driver of vehicle no. WB 39B 7928 as noted above failed to produce any valid document in respect of the vehicle including his DL. He also failed to show any document on behalf of transporting the huge quantities of contraband psychotropic substance like Ganja. Thereafter, total 12 packets of GANJA approx 130.200 Kgs. along with the vehicle bearing no. WB 39B 7928 without any document 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 to L respectively and arrested the accused persons after maintaining all formalities. The entire procedure of search, seizure and labeling was conducted in between 13:35 hrs to 15:55 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 prepared an inventory over the items used for packing, measuring labeling the contraband articles.

On further interrogation, the accused persons namely 1) Dilip Kumar (M/25 years), S/O-Harendra Roy of Molaha, P.O-Arbindnagar PS-Dariyapur, Dist-Saran, (Bihar) & 2) Lawkush Kumar (M/20 yrs) S/O-Lt. Rajinder of Hakma P.O-tarwar P.S-Bheldi, Dist-Saran (Bihar) confessed that the GANJA was loaded from Guwahati, Assam and was being transported to Saran Dist, Bihar for its illegal disposal and for making 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 accused persons and the owner of the seized vehicle made a conspiracy for procuring, transporting and selling such huge quantities of contraband articles i.e. GANJA illegally within their full knowledge for their huge wrongful gain.

Hence, I pray that a specific case u/s 20(b)(ii)(C)/25/29 of NDPS Act may kindly be initiated against the accused persons namely 1) Dilip Kumar (M/25 years), S/O-Harendra Roy of Molaha, P.O-Arbindnagar PS-Dariyapur, Dist-Saran, (Bihar) & 2) Lawkush Kumar (M/20 yrs) S/O-Lt. Rajinder of Hakma P.O-Tarwar, P.S-Bheldi, Dist-Saran (Bihar) and others for violating the provision of NDPS Act and arrange for its investigation.

Enclosed:

- 1) Memo of Arrest
- 2) Seizure List

Received on 31.03.22 at 17:05 hrs
 Vide GDE no. 1066, dtd. 31.03.22 and
 started Kumargram PS case no.
 126/22 dtd. 31.03.22 u/s 20(b)(i)
 (C)/25/29 of NDPS Act.

Yours Faithfully

(SI Nayan Das)

Inspector, P.S. Kumargram, Dist. Alipurdwar
 P.S. Kumargram, Dist. Alipurdwar

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.