

Judicial Form No. 7(R).

Form for Recording Deposition.

In the Court of : Special Court, NDPS Act, Sepahijala District.
Present : Sri. S. Bhattacharjee, Special Judge, NDPS Act.
Case No. : **Special NDPS 59 of 2025.**

Deposition of witness No. **PW- 12** for the prosecution recorded on oath or solemn affirmation under provision of OATHS ACT.1969 (Act 4 of 1969) on this **12th day of June, 2026** in the English language interpreted by me.

Name:- SI Shantibahu Tripura, Aged – 49 years, S/O – Lt. Govind Chandra Tripura, Present Posting– Bishramganj PS, District – Sepahijala, Occupation – Govt. Employee.

Examination-in-chief:

On 12.06.2025 I was posted at Kalamchoura PS as SI of police. On that day around 07:35 pm I received one information from Sri. Ranjen Kumar, Assistant Commandant 49 Bn., BSF at Boxanagar BOP to the effect that they have detained a person at Dakshinpara at Boxanagar with suspected items with him. Matter was informed to I/C, O/C Inspector Arup Debbarma and the fact was also recorded in GD vide no. 30 dated 12.06.2025. I/C, O/C informed the fact to the SDPO by message (RG). Thereafter, myself along with I/C, O/C and other staff left PS for PO. After arriving at PO we found that BSF cordoned a person with some packets. We arranged some local persons including the village pradhan

Firoj Miah to remain present there. At the spot I/C, O/C authorized me to do the needful for search and seizure. At the time of leaving PS we brought kit box of NDPS and other items for sealing exhibits, if any. The detained person disclosed his name as Saddam Hossain. I issued a notice to the accused u/s. 50 of NDPS Act. I also prepared one pre search memo. Independent witnesses searched me in presence of others. We found 8 bundles (brown colour) from the possession of accused. By opening the packets these were found to be dry ganja. Accordingly, all the packets were weighed. It was found 48 kg in total in 8 packets. Accordingly, these were seized by me through seizure list. Witness identified pre search memo and seizure memo prepared by him in presence of witnesses. These are accordingly marked as **Exbt. 1/1 & Exbt. 3/2** respectively. Witness also identified notice u/s. 50 of NDPS Act, it is marked as **Exbt. 2/1**. All the exhibits were separately marked at the spot. Witnesses including the Assistant Commandant BSF signed on the sealed packet at the spot. Thereafter, we came back at PS and lodged a suo moto complaint to the O/C of KLC PS. I have also handed over the seized contraband as well as detained person to the I/C O/C. This is my complaint. Witness identified suo moto complaint which is marked as **Exbt. 16**. Signature of witness is marked as **Exbt. 16/1**. Witness identified handing over taking over memo dated 12.06.2025 signed by both along with Inspector Arup Debbarma. Signature of witness is marked as **Exbt. 17**. Witness also identified another handing over taking over memo dated 12.06.2025 signed by him along with Inspector Arup Debbarma which was prepared after arrival at PS. Signature of witness is marked as **Exbt. 18**. I also submitted detail report to the SP, Bishramganj, Sepahijala on 13.06.2025 (two pages), it is marked as **Exbt. 19**. Signature of witness is marked as **Exbt. 19/1**.

Accused Saddam Hossain is present today in the Court. Witness

identified the accused person.

Cross-examination by Defence:

It is fact that first secret information was not received by me.

After receiving the information from BSF the same was noted down in GD by GD officer. GD was not recorded by me.

In my previous statement and in my complaint the words “recorded through GD officer” was not mentioned.

It is not a fact that after receiving the secret information from BSF it was not recorded in GD book through GD officer.

At this stage I can not recollect as to who was GD officer at the relevant date and time.

I have not mentioned in my complaint or stated in my previous statement as to who was the GD Officer or Duty Officer at the relevant point of time.

I personally did not communicate the written information to the higher authority.

It is fact that in my complaint it was not mentioned as to how the information was received from BSF.

It is not a fact that A/C Ranjan Kumar not conveyed any information to me.

It is fact that whenever we left PS for official duty we make GD entry and again after coming back at PS we make another GD entry.

It is fact that in my complaint there is no reflection of any other GD entry except GDE no. 30 dated 12.06.2025.

In my complaint I have not mentioned that suspected bundles were opened at the spot and found to be ganja.

Those bundles are not available today in the Court.

It is not a fact that pre search, search memo and seizure list was prepared under the same GD no. 30.

It is fact that in authorization there was no reflection of name of accused.

It is fact that in notice u/s. 50 of NDPS Act it was not specifically mentioned in whose presence personal search was conducted either in presence of gazetted officer or Magistrate.

I gave my statement once before the 1st IO of this case.

I did not give any statement to IO Ashim Bhowmik.

It is fact that at the time of pre search both the gazetted officers namely Arup Debbarma and Ranjan Kumar was not searched before the witnesses.

It is not a fact that Arup Debbarma and Ranjan Kumar are not gazetted officers.

It is not a fact that on 12.06.2025 at 07:35 pm I did not receive any secret information from A/C of 49 Bn., BSF Ranjan Kumar.

It is not a fact that the said fact was not recorded in GD through Duty Officer.

It is also not a fact that we did not visit the PO.

It is also not a fact that accused was not found cordoned by BSF with some bundles in his possession.

It is not a fact that no pre search was done before conducting personal search of accused.

It is also not a fact that 8 bundles of dry ganja measuring 48 kg in total was not found from the possession of accused Saddam Hossain.

It is not a fact that to make out a false case two handed over taking over memos were prepared by us.

It is not a fact that being influenced by the BSF I have lodged a

false complaint against the accused.

It is not a fact that I have prepared the detail report mechanically.

It is not a fact that dry ganja was not detected after opening the bundles found from the possession of accused.

*Typed to my dictation
and corrected by me.*

Judicial Form No. 7(R).

Form for Recording Deposition.

In the Court of : Special Court, NDPS Act, Sepahijala District.
Present : Sri. S. Bhattacharjee, Special Judge, NDPS Act.
Case No. : **Special NDPS 59 of 2025.**

Deposition of witness No. **PW- 13** for the prosecution recorded on oath or solemn affirmation under provision of OATHS ACT.1969 (Act 4 of 1969) on this **12th day of June, 2026** in the English language interpreted by me.

Name:- Firoj Miah, Aged – 55 years, S/O – Lt. Hamid Ali,
Present Address– Boxanagar, PS- Kalamchoura, District – Sepahijala,
Occupation – Social Worker.

Examination-in-chief:

Saddam Hossain, the accused is not known to me. About 8/10 months back once police met with me on road while I was returning from my shop. They had taken my signatures on some papers. Witness admitted his signatures in pre search memo, seizure memo. These are marked as **Exbt. 1/2 & Exbt. 3/3** respectively. Witness also identified his signature in notice u/s. 50 of NDPS Act. It is marked as **Exbt. 2/2**.

At this stage Ld. Special PP verbally prayed to declare this witness hostile.

Considered.

Prayer is allowed.

Attention of the witness is drawn to a part of his previous statement “.....yesterday on 12.06.2025 at 07:30 pm.....I signed in seizure list” to which witness denied to have made any such statement to police. Accordingly, the relevant portion of the statement is marked as **Exbt. 20(subject to confirmation by IO).**

Ld. PP is permitted to cross-examine his own witness.

Cross-examination by Prosecution:

It is not a fact that my signature was not taken by police in blank paper.

It is fact that I am the member of that area.

It is not a fact that as Saddam Hossain is my neighbourer that is why with a view to save him I have given false evidence.

Cross-examination by Defence:

Declined.

***Typed to my dictation
and corrected by me.***

Judicial Form No. 7(R).

Form for Recording Deposition.

In the Court of : Special Court, NDPS Act, Sepahijala District.
Present : Sri. S. Bhattacharjee, Special Judge, NDPS Act.
Case No. : **Special NDPS 59 of 2025.**

Deposition of witness No. **PW- 14** for the prosecution recorded on oath or solemn affirmation under provision of OATHS ACT.1969 (Act 4 of 1969) on this **12th day of June, 2026** in the English language interpreted by me.

Name:- Sakil Hossain, Aged – 20 years, S/O – Saiyad Amin, Present Address– Boxanagar, Dakshinpara, PS- Kalamchoura, District – Sepahijala, Occupation – Unemployed.

Examination-in-chief:

Saddam Hossain is not known to me. Witness identified his signatures in pre search memo, seizure list and notice u/s. 50 of NDPS Act. These are accordingly marked as **Exbt. 1/3, Exbt. 3/4 & Exbt. 2/3** respectively. I signed on blank papers.

At this stage Ld. Special PP verbally prayed to declare this witness hostile.

Considered.

Prayer is allowed.

Attention of the witness is drawn to a part of his previous statement “.....yesterday on 12.06.2025 at 07:30 pm.....I signed in

seizure list” to which witness denied to have made any such statement to police. Accordingly, the relevant portion of the statement is marked as **Exbt. 21(subject to confirmation by IO).**

Ld. PP is permitted to cross-examine his own witness.

Cross-examination by Prosecution:

It is not a fact that I did not put my signatures on blank papers.

It is not a fact that as Saddam Hossain is my neighbourer that is why with a view to save him I have given false evidence.

Cross-examination by Defence:

Declined.

*Typed to my dictation
and corrected by me.*