

Spurious Drugs-
Detection, Investigation and Collection of
Evidence

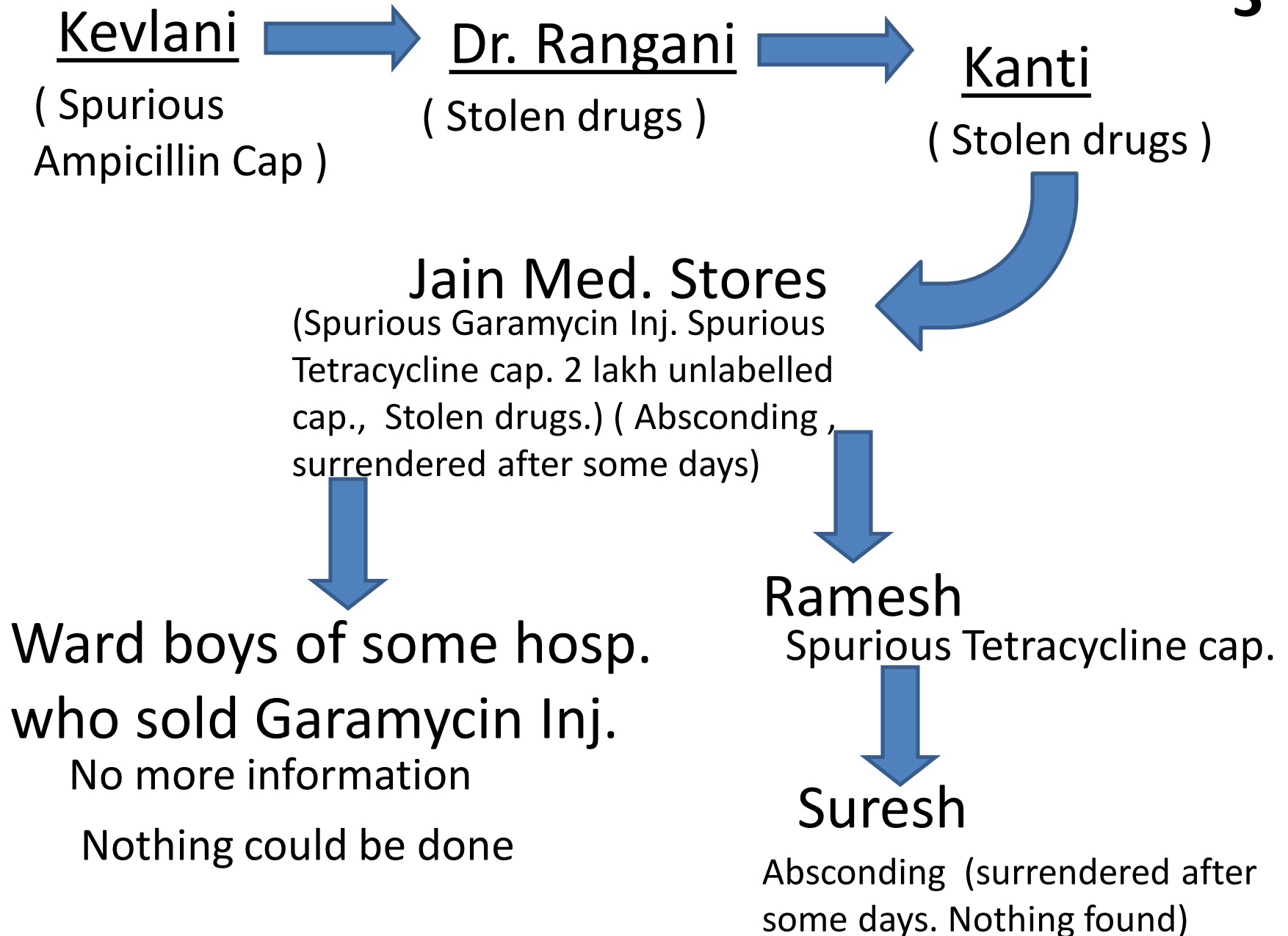
Spurious Ampicillin Cap., Spurious Garamycin Inj.,
Spurious Tetracycline Cap. and stolen drugs.

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Information from a friend, a Med. Representative.

(heard Dr. Sinha, complaining about Ampicillin Cap.
supplied by Kevlani not giving proper result)

Cont..



Ward boys selling Spurious Garamycin Inj. trapped

Being disturbed due to Spurious Garamycin Inj. being sold in Mumbai thought of a weird idea – requested a Chemist to purchase stolen drugs. Laid a trap.

By sheer luck a Ward boy fell into trap. Caught him supplying spurious Garamycin Inj.

His two associates were also caught while supplying spurious Garamycin Inj.

Mouse Trap in a Lodge

Caught a Drugs Dealer from M.P. with stolen drugs in a Lodge. Used his room as a mouse trap. Caught several drugs dealers, red handed with stolen drugs.

Suresh was one of them.

Case of Spurious Betnasol Inj. of Glaxo

After 17 years, when I was working as Jt. Commissioner in another Division, on receipt of information, kept watch on Suresh's activities for nine months. Caught him with huge stock of rejected Betnasol Inj., other Inj., Becadexamine Cap., Tablets and labels.

He was stamping B. No. Mfg and Expiry dates on the labels and pasting them on the Injections and other drugs and selling them.

Detection of spurious drugs

Collection of information- Sources

- i. Observations during inspection
- ii. Informers
- iii. Traders
- iv. Manufacturers
- v. Medical Representatives
- vi. Medical Practitioners

Confidential/ Secret Investigation prior to raid

- i. Confirmation of information
- ii. Locate the premises, where stock of spurious drugs are kept.
- iii. Confirm if possible, its availability at the time said.
- iv. Carry out the raid.

Note:

- (1) In some cases, you have to find out and confirm residential and business address of the accused and other information.

(2) Depending on the circumstances, use your best judgment for planning the place and timing of the raid.

Collection of Evidence during the raid-

(In addition to the following evidence, take photos/ and videos)

In case of manufacturer of spurious drugs

- (i) Seize stock of Spurious Drugs
API, Excipients, Packaging Material,
Machinery , Equipments.

Documentary Proof –

All documents regarding manufacture, testing.

Purchase bills of all materials, packaging materials, machinery, equipments etc.

All documents regarding proof of Sale/Delivery.

Accounting software, hard copies pertaining to Purchases and Sales.

Record statements of important staff members/workers.

Collect list of staff members/workers with addresses, contact details.

In case of Traders of Spurious drug-
Above documents as applicable to the
case.

Look for and collect evidence of other Spurious Drugs or illegally manufactured Drugs.

Further Investigations-

Interrogate the accused and other persons to collect information of other persons involved in the crime.

Trace out other criminals. Continue investigations and raids. Catch as many culprits as possible, without respite.

Immediately obtain written statements from the Accused and other persons.

Admissible under Evidence Act.

Supporting Evidence-

Locate the purchasers of spurious drugs, seize the stocks. If criminals – take action. If buyers like genuine Medical Practitioners – collect purchase documents with written statements.

Locate the suppliers of packaging materials, labels, raw materials etc. Collect documentary proof of supply to the accused. Record their written statements.

Objective –

Collect all necessary evidences.

You have to prove the case, beyond doubt, in the Court.

Trial in the court-

Brief the witnesses.

Give prosecutor, the list of important questions to be asked.

Give written arguments to the prosecutor.

Give him full assistance.