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Dist. Darjeeling P.S. Matigara Year 2025 FIR No. 536/25 Date 17.8.2025
i) Act BNS Sections 85 ii) Act _____ Sections _____
iii) Act D.P. Act Sections 04 iv) Others Acts & Sections _____

3. (a) Occurrence of offence : Day _____ Date From Since last 25 years (Marriage) Date To _____
Time Period _____ Time From _____ Time To _____

(b) Information received at P.S. Date On 17.08.2025 Time 19:50 hrs
(c) General Diary Reference : Entry No (s) 928 Time 19:50 hrs

4. Type of Information Misc. Petition case No. 50/2025 Written / Oral 45-175(3) of BNSS

5. Place of Occurrence : (a) Direction and Distance from P.S. About 04 km North from PS

(b) Address Lalpool Bariakhari, Tripalijote, PS. Matigara, Dist - Darjeeling

(c) In case outside limit of this Police Station, then the Name of the P.S. _____ District _____

6. Complainant / Informant : (a) Name Shilpi Shil

(b) Father's / Husband's Name w/o Sukuman Shil

(c) Date / Year of Birth _____ (d) Nationality _____

(e) Passport No. _____ Date of Issue : _____ Place of Issue _____

(f) Occupation _____

(g) Address Bariakhari Tripalijote, PS. Matigara, Darjeeling A/P

7. Details of known / suspected / unknown accused with full particulars Pangasahab Bari, PS. Kotwali, Jalpaiguri
(Attach separate sheet, if necessary):
1) Sukuman Shil s/o Lt Prothom Shil of Lalpool Bariakhari, Tripalijote, PS. Matigara.

8. Reasons for delay in reporting by the Complainant / Information _____

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary): _____

10. Total value of properties stolen / involved _____

11. Inquest Report / U.D. Case No. If any _____

12. FIR Contents (Attach separate sheets, if required): Original, written complaint which is treated as FIR is reproduced overleaf

13. Action Taken : Since the above report reveals commission of offence(s) as mentioned at item No. 2, registered the case and took up the investigation / directed A.S.I. Dipak Chhetri to take up investigation / refused 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.

Inspector-in-Charge
Matigara Police Station
Siliguri Police Commissionerate

14. Signature / Thumb impression of the Complainant / Informant _____
Signature of the Officer-in-Charge, Police Station _____
Name ARINDAM CHATTACHARJEE
Rank : No. Inspector Incharge
Matigara PS/SPC.

15. Date & Time of despatch to the court : _____

Received on 17.8.25 at 19:50 hrs
vide GDE NO- 92B and started Matigara
PS Case No. 536/25 Dtd. 17.8.25 up-
85 of BNS R/N 04 of D.P. Act. ASI Dipak
Chatterji will investigate the case.

IN THE COURT OF THE LEARNED ADDITIONAL CHIEF JUDICIAL
MAGISTRATE AT SILIGURI

Ref: Misc. Petition Case No. 50 of 2025

17-8-25
Inspector-in-Charge
Matigara Police Station
Siliguri Police Commissionerate

- In the matter of** : An application under Section 175 (3) of B.N.S.S.
- Name and address of the Complainant** : SHILPI SHIL,
Wife of Sukumar Shil,
Presently residing at Pangasaheb Bari, P.S. Kotwali,
Dist: Jalpaiguri, Jalpaiguri, Pin no. 735121.
Resident of Baniakhari. Tripalojote, PS- Matigara,
Dist- Darjeeling
- Name and address of the Accused Persons** : SUKUMAR SHIL,
Son of Late Prothom Shil,
Resident of Lalpool, Baniakhari. Tripalojote, PS-
Matigara, Dist- Darjeeling.
- Date and place of offence committed** : Since marriage i.e., for the last 25 years at the
matrimonial house of the complainant i.e., at Lalpool,
Baniakhari. Tripalojote, PS- Matigara, Dist-
Darjeeling.
- Sections** : U/S 85 BNS r/w Sec. 04 of Dowry Prohibition Act

The Complainant above named begs to state as follows:-

1. That the Complainant peace loving and law-abiding citizen of India.
2. That the Complainant is the legally wedded wife of the Accused Person herein and their marriage, was solemnized about 25 years ago at the parental house of the complainant i.e., at Pangasaheb Bari, P.S. Kotwali, Dist: Jalpaiguri, Jalpaiguri, Pin no. 735121 according to Hindu rites and customs and in the presence of kith and kins of both sides
3. That just after their marriage, both the Complainant and the accused person started residing together as husband and wife and the matrimonial house of the accused person i.e., at Lalpool, Baniakhari. Tripalajote, PS- Matigara, Dist- Darjeeling.
4. That thereafter, out of their wedlock, the complainant gave birth to 3 children being 02 daughters and one son namely Brishti Shil, Koyel Shil and Marub Shil.
5. That however, since the date of their marriage, the accused person has been torturing the complainant regularly on each and every occasion to bring money from her parental house.

It is pertinent to be mentioned herein that the complainant belongs from a very poor family and a result of which, it is not possible either for the complainant or her parents to meet the

demands of her husband i.e., the accused person herein. Consequently, the complainant was subjected to inhuman torture by her husband almost every day.

6. That the accused person used to come home at late nights in drunken condition and abused as well as assaulted the complainant on regular occasions.

It is also pertinent to be mentioned herein that the accused person doesn't look after her and children and does not provide them with a single penny. Consequently, finding no alternative and with the want of survival, the complainant is forced to work as a tea maker at a local company. Moreover, about a month ago, when their elder daughter's marriage was organized, her husband i.e., the accused person herein denied to bear any expenses and as such, the complainant, was forced to take a loan.

7. That the complainant has been tolerating this immense amount of mental and physical torture with the hope of betterment however, there has been no change in the behavior of her husband and he tortures her inhumanly every day.

8. That lastly, on 22/06/25 at around 12:00 hrs., the accused person started abusing the complainant with filthy languages and on raising protest, he assaulted her causing serious injuries. Thereafter, listening her hue and cry, when her younger daughter and son came to her rescue, her husband i.e., the accused person herein misbehaved

with them and thereafter, kicked them out from her matrimonial house. Finding no other alternative, the complainant along with her children have been forced to take shelter at my parental house.

9. That the complainant had been to Matigara Police Station, to file a complaint against her husband i.e., the aforesaid accused person, on numerous occasions and lastly, on 22/06/23 at around 14:00 hrs., but she has been refused each and every time and till date no actions have been taken.

10. That thereafter, the Complainant finding no other alternative had submitted a written complaint to the Commissioner of Police, District - Darjeeling which was duly received on 23-06-2025 but no action has been taken till today and no case has been registered on the basis of the said complaint.

11. That the Accused Person is economically and politically influential persons of the locality as such no such case has been registered in spite of lodging of complaints disclosing commission of cognizable offences.

12. That the above-named Complainant, has no other alternative, but to knock your Honour's Court to get justice.

13. That the present application is made bonafide and in the interest of justice.

It is, therefore, prayed that Your Honour would graciously be pleased to admit this application and further be pleased to direct the Inspector-In-Charge of Matigara Police Station to treat this application as an FIR to make proper investigation in accordance with law Under Section 175 (3) of B.N.S.S. and the Ld. Court may be pleased to monitor the present case to ensure the proper investigation and to pass such any other order/s as your Honour may deem fit and proper in the ends of justice.

And for this act of kindness, your Complainant as in duty bound shall ever pray.

AFFIDAVIT

I, **SHILPI SHIL** [AADHAAR NO. 5656-6386-8698], aged about 37 years, Wife of Sukumar Shil, Indian by Nationality, Muslim by Religion, Cultivator by Occupation Presently residing at Pangasaheb Bari, P.S. Kotwali, Dist: Jalpaiguri, Jalpaiguri, Pin no. 735121, do hereby solemnly affirm, declare and state as follows:

1. That I am the Complainant of the above noted application as such I am well conversant with the facts and circumstances of this case.
2. That being unable to bear the torture, I had been to Matigara Police station on 22/06/23 at around 14:00 hrs., to lodge a written complaint against my husband; however, on being reused, I had submitted a written complaint to the Commissioner of Police, District - Darjeeling which was duly received on 23-06-2025 but no action has been taken till today and no case has been registered on the basis of the said complaint.
3. That the statements made above in paragraphs 1 to 12 are true to the best of my knowledge and the rest paragraphs are my submission before the Ld. Court.

I sign and swear this affidavit on this the
Siliguri.

day of July, 2025 at