

15/10/25

Nikita Singha

Brg
Nipilaa Singh

IN THE COURT OF THE LD. A.C.J.M. COURT AT SILIGURI

Ref: Petition Case No. 75. of 2025

In the Matter of:

An application under Section - 175(3) of B.N.S.S OF 2023.

AND

In the Matter of:

NIKITA SINGHA,

W/O Avishek Singha,

D/O Bhabesh Singha,

Presently resident of Chandani Danga, Majhiali,

P.O. Majhiali, P.S. - Chopra, Dist. Uttar Dinajpur.



F.No. - 13424/2025, dt. - 15/09/2025.

CNR. No. - 46030E60 4847 2025.

F.No. - 63/2025.

-VS-

.....PETITIONER

1. **AVISHEK SINGHA,** (Husband)

Son of Jasholala Singha,

2. **JASHOLALA SINGHA,** (Father-in-law)

S/O Late Chitramohan Singha,

3. **RENUKA SINGHA** (Aunt),

Wife of Bhutus Singha,

Resident of Venchijote,

P.O. New Chamta, P.S. - Matigara,

Dist. Darjeeling.

4. **RITA BARMAN** (Sister-in-law)

Wife of Biplob Barman.

D/O Jasholala Singha,

5. **BIPLOB BARMAN,** (Brother-in-law)

Both are resident of

Balasan, Kawapara,

P.O. New Rangia, P.S. Matigara,

Dist. Darjeeling, Pin No. 734013.

.....Accused Persons

.....ACCUSED PERSONS

THE PETITIONER ABOVE NAMED BEGS TO SUBMIT AS FOLLOWS :-

1. That the petitioner permanently resides at the above mentioned address.

Received on 26.10.25 at
12:45 hrs vide GDE No 1308
and started Matigara P.S.
Case No. 681/25 Dated -
26.10.25 u/s 85(1)(2) of
Cr.P.C. R/W Section 3/4 of
D.P. Act. Asy. Aitoul Islam
will investigate the case.

Inspector-in-Charge
Matigara Police Station
Siliguri Police Commissionerate

Solemnly Affirmed & Deputed
before me as an applicant.

SAMMUNATH MODAK
Notary (Govt of India)
Siliguri, Darjeeling



Nikita Singh

Bar
Appl.

1. That the Petitioner was married to the Accused Person No 1 under Hindu rites and customs on 09.05.2024 at the parental house of the Petitioner which was duly arranged by the father of the Petitioner, situated at Chandani Danga, Majhiali, P.S. Chopra, Dist. Uttar Dinajpur, Pin-733207.
 2. That during the marriage negotiations the Accused Persens demanded cash dowry of Rs.1,50,000/- (Rupees One Lakh Fifty Thousand Only), gold amounting Rs. 2,30,000/- (Rupees Two Lakh Thirty Thousand) only, Furniture amounting Rs. 1,54,000/- (Rupees One Lakh Fifty-Four Thousand) only along Almirah, bed, alna, Television, Sofaset, showcase, utensils, Bike worth Rs. 2,00,000/- (Rupees Two Lakh only) from the father of the Petitioner.
 3. That after marriage, which took place under Hindu Rites and customs at the parental house of the Petitioner at Chandani Danga, Majhiali, P.S. Chopra, Dist. Uttar Dinajpur, Pin-733207, the entire dowry given by the Petitioner's family was kept in the custody of her in laws along with all her costly cloths and gifts received during marriage.
 4. That after marriage Accused Person No.1 brought the Petitioner at the house of the Accused Person No.1, situated at No. 1 Venchijote, P.O. New Chamta, P.S. - Matigara, Dist. Darjeeling.
 5. That inspite of the in laws were never happy with the Petitioner and the Accused Persons constantly taunted Petitioner as she had brought insufficient dowry. Petitioner was treated like a servant from the very beginning and not given the status of a wife.
- that soon after marriage the Accused Person Nos. 1 & 2 started to torture the Petitioner both mentally and physically and pressurized the Petitioner to bring money from her father and when the Petitioner refused to comply their demands the Accused Person No. 1 bang her head on the wall, and started to beat the Petitioner mercilessly and also said that the parent of the Petitioner did not give sufficient dowry and demand more dowry from the Petitioner and on refusal the Accused Persons beat the Petitioner by fist and blows and by kicks mercilessly by pulling the hair of the Petitioner and after that they confine the Petitioner in a room and do not allow her to talk with anyone and also not provide sufficient food.

Solemnly Affirmed & Declared
before me on 15/05/2024

SAMBHUNATH MODAK
Notary (Govt. of India)
Singuri, Darjeeling



Nikita Singha

Br
Dipika Das

7. That the Accused Person Nos. 3,4 & 5 everyday visited the matrimonial house of the Petitioner everyday abused the Petitioner in filthy language and force the Petitioner to do all the household work and also demand dowry and cash amount of Rs. 3,00,000/- (Rupees Three Lakh only), but when the Petitioner express her father's inability to fulfill their demand the Accused Persons above named started to torture the Petitioner both physically and mentally by abusing the Petitioner with filthy languages and also beat the Petitioner mercilessly.
8. That the Accused Person Nos. 1 & 2 mostly came in drunken condition abused the Petitioner in filthy languages, physically assaulted the Petitioner by fists, blows and kicks and also tried to kill the Petitioner by wrapping the saree on the neck of the Petitioner. Moreover, the Accused Person No. 2 used to stare at the Petitioner with bad intention and also used to show the Petitioner inappropriate gesture.
9. That subsequently the Petitioner became pregnant and during the pregnancy the Accused Persons torture the Petitioner physically and also instigated the Accused Person No. 1 to beat the Petitioner and torture her.
10. That therefore out of the wedlock of the Petitioner and the Accused Person No. 1, one female child namely **Harsita Singha**, was born on **10.02.2025**, after knowing about the birth of the female child the Accused Persons never ever took any information about the Petitioner during the delivery time as the Accused Persons never ever wanted the birth of the female child and even after the birth of the female child the Accused Persons were never happy nor the Accused Person No. 1 ever provided any maintenance towards the Petitioner and the infant baby.
11. That due to the birth of a female child the torture increased upon the Petitioner in an aggravated form and the Accused Persons started to torture the Petitioner in humanly and also started to beat my infant baby brutally.
12. That even after the lapse of few months nothing changed and the torture increased day by day and on 31.08.2025 the Accused person No. 1 came home in a Drunken condition, started to beat the Petitioner mercilessly with an wooden stick, by kicks and blows and also dragged the Petitioner on the floor by pulling her hair and ousted the Petitioner forcefully along with the infant child.

Solemnly Affirmed & Declare
before me on 15/8/25

SAMBHUNATH MODAK
Notary (Govt. of India)
Siliguri, Darjeeling



Nikita Singha

Br
Nijetan

13. That after that the petitioner somehow went to Matigara D.H.P.C for treatment and return to her matrimonial house as the Petitioner had no other shelter then subsequently again on 01.09.2025 the Accused persons threw my infant child only with an intention to kill the infant female baby and when I protested, the Accused Persons started to beat the Petitioner mercilessly and forcefully drove out the Petitioner along with the infant child from matrimonial house, on that day the Petitioner and her minor female child rushed to Matigara D.H.P.C for their treatment.
14. That the Petitioner after this fearfully incident the Petitioner got scared as these persons as these accused Persons are very furious in nature and in this regard the Petitioner lodged an FIR before the Matigara Police Station on 03.09.2025, but the concerned Matigara Police Station refused to register the F.I.R of the Petitioner.
15. That thereafter finding no other alternative the Petitioner has made a written Complaint before the Commissionerate of Siliguri Metropolitan Police about the aforesaid incident on 09.09.2025, which was duly receive by the concerned authority on 09.09.2025, but no action has been taken yet against the aforesaid accused Persons
16. That the petitioner is a helpless lady and She is seeking justice before this Ld. Court by taking necessary legal action against the above named culprits as the Petitioner and the life of the infant child is in very much danger and they can any time attack the petitioner and may kill the Petitioner along with the infant female child.

Solemnly Affirmed & Declare
before me on 15/09/2025

SAMBHUNATH MODAK
Notary (Govt. of India)
Siliguri, Darjeeling

17. That this petition is made bonafide and for the interest of justice.

In the circumstances, it is prayed that your honor would be graciously pleased to direct the I.C/ O.C. of Matigara Police Station to treat this complaint as F.I.R. and to take appropriate steps against the accused persons for committing the offences and investigate into the matter.

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

DATED: 15.09.2025.



AFFIDAVIT

I, **NIKITA SINGHA**, W/O Avishek Singha, D/O Bhabesh Singha, aged about 21 years, Presently resident of Chandani Danga, Majhiali, P.O. Majhiali, P.S. - Chopra, Dist. Uttar Dinajpur, do hereby solemnly affirm and declare as follows:

1. That I am the petitioner in the above case;
2. I know the facts and circumstances of the case;
3. That the facts contained from Para no. 1 to para no. 17 of the present petition are true to the best of my knowledge and belief, the contentions made above are read over and explained in my mother tongue and after understanding the contentions I sign this affidavit;
4. That the rest are my submissions.
5. That there is no case/is FIR is registered.

And I sign this affidavit on this the
15TH day of September, 2025 at Siliguri.

AFFIDAVIT
Solemnly Affirmed Before me
By Nikita Singha
of Chopra
Identified by D. Dasgupta
on this the 15 day of sep 2025

Nikita Singha

NIKITA SINGHA

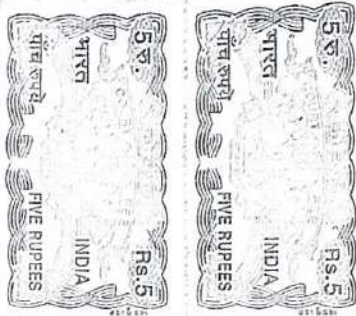
Deponent

Solemnly Affirmed & Declare
before me in identification.

SAMBHUNATH MODAK
Notary (Govt. of India)
Siliguri, Darjeeling

Identified by me

Sybilan Das
Advocate, Siliguri.
F/1234/1080/2015



Nikita Singha

VAKALATNAMA

IN THE COURT OF THE LD. A. C.J. M. COURT AT SILIGURI

Petition Case No. of 2025

NIKITA SINGHA,

..... Plaintiff / Applicant

Petitioner / Appellant

- VERSU -

AVISHEK SINGHA AND OTHERS.

Defendant/ Opposite Party

Accused / Respondent.



I, NIKITA SINGHA, W/O Avishek Singha, D/O Bhabesh Singha, Presently resident of Chandani Danga, Majhiali, P.O. Majhiali, P.S. - Chopra, Dist. Uttar Dinajpur, do hereby appoint as my/our true and lawful attorney one or more amongst the under mentioned Advocate/s after duly endorsing acceptance of the instrument, who shall accept this power and appear for me/us in the aforesaid case/s and authorize and empower him/them to do the following acts in the said case in on my/our behalf, viz. to put in appearance, to sign & file all complaints, objections, written statements, compromise petitions and appeals revisions and other applications/petitions and to file documents and other papers and to effect compromise/Razinama, to represent U/s. 317 Cr. P.C., to refer the matter to arbitration, to withdraw the case, to deposit money in court, to withdraw money and documents from the court or from any office or the opposite party after signing cheques or payment order either in execution of decree or otherwise, to withdraw compensation money from the District Compensation Office and Land Acquisition Office and to perform and do all other acts not specifically named herein which will be deemed necessary for me/our benefit in the circumstances of the case and I/we on my/our part hereby bind myself /ourselves to ratify and confirm as valid all such acts done by the said attorney / attorneys / advocate/s according to the true intent and purpose of these presents. I/We hereby further agree that if any part of advocates fees remain unpaid before hearing of the case I/we shall be liable to pay the same to the Advocate or Advocates.

Received from the executant
and accepted by me.

Email Id- dipikadas024@gmail.com

Ph:- 97495-70347

7001934242

Dipika Das
Advocate / Advocates.

F/1234/1080/2015



Nikita Singha

By
Avishek Singh

IN THE COURT OF THE LD. A. C.J. M. COURT AT SILIGURI

Petition Case No. of 2025

, NIKITA SINGHA

.....PETITIONER

-VS-

AVISHEK SINGHA AND OTHERS,

.....ACCUSED PERSONSList of Documents filed by the Petitioner Above named

1. Photocopy of marriage Invitation card.
2. Photocopy of the Birth Certificate of the infant child.
3. Photocopy of the Medical Document of the Petitioner dated 31.08.2025 and the minor child date 01.08.2025.
4. Photocopy Copy of the Written Complaint made before the Commissionerate of Siliguri Metropolitan Police on 09.09.2025.

Dated: 15.09.2025