

FIRST INFORMATION REPORT (Under Section 154 Cr. P.C.)



P.S. Bhaktinagar Year 2023 FIR No. 940/23 Date 20/10/2023

Sections 498.A ii) Act Sections

Sections iv) Others Acts & Sections 3/4 of D.P. Act

3. (a) Occurrence of offence : Day Date From Since one month before marriage Date To 15/9/2023

Time Period Time From Not mentioned Time To

(b) Information received at P.S. Date 20/10/2023 Time 15.05 hrs

(c) General Diary Reference : Entry No (s) 996 Time 15.05 hrs

4. Type of Information Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. Beat No.

(b) Address Universe Apartment, Block-Jupiter, 1st Floor, Check Post, PS - Bhaktinagar, Dist - Jalpaiguri

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

6. Complainant / Informant :

(a) Name Smt. Saliwi Agarwal

(b) Father's / Husband's Name Sri Rishav Choudhary, d/o - Smt. Santosh Agarwal

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

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

(f) Occupation

(g) Address 40-Anura Hardwarne, T.N. Road, PO - Sonada, PS - Jane Bungalow, Dist - Jalpaiguri

7. Details of known / suspected / unknown accused with full particulars

- (Attach separate sheet, if necessary): 1 Rishav Choudhary s/o - Ghaushyam Choudhary, 2 Smt. Shova Choudhary w/o - Ghaushyam Choudhary, 3 Ghaushyam Choudhary, 4 Rashi Choudhary d/o - Ghaushyam Choudhary, 5 Sunil Jajoo and 6 Smt. Madhu Jajoo

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

Received through Id. C.G.M Court, Jalpaiguri.

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) : The original written Complaint of the Complainant, which is treated as F.I.R 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 ASI Passang Rawal Sherpa Bhaktinagar Police Station Siliguri Police Commissionerate

14. Signature / Thumb impression of the Complainant / Informant

15. Date & Time of despatch to the court :

Inspector-in-charge Signature of the Bhaktinagar Police Station Siliguri Police Commissionerate Name : S. Anand Rank : No. 1/c, Bhaktinagar P.S.

In
The Court of Ld. Chief Judicial Magistrate
Sadar Court
Darjeeling.

Chief Judicial Magistrate
Darjeeling
10/10/23



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Through GRO Sadar Court, Darjeeling.

Ref: Jorebunglow P.S. Case No. 39/23 dated- 03.10.2023 U/S- 498A IPC r/w sec. 3/ 4 Dowry Prohibition Act.

Sub: Prayer for transfer of case to Bhakti Nagar P.S. under S.M.P. in question of jurisdiction.

Sir,

With due respect, I beg to report that on 03.10.2023 at 13:25 hrs. one Salini Agarwal D/O Late Suresh Kumar Agarwal (W/O Rishav Choudhary) of T.N. Road Sonada, PS Jorebunglow, Dist. Darjeeling lodged an FIR against her husband 1) Rishav Chaudhary 2) Ghanshyam Chaudhary (Father-in-law), 3) Smt. Shova Choudhury (Mother-in-law), 4) Rashi Choudhury (Sister-in-law) and two middleman 5) Sunil Jajoo, 6) Smt. Madhu Jajoo all of Universe Apartment, Block Jupiter, 1st Floor, Check Post, PO + P.S. Bhaktinagar – 734001, Dist. Jalpaiguri to the effect that the complainant got married with Rishav Choudhary on 25.11.2022 as per Hindu rituals and customs and started conjugal life with her husband at husband's house at Universe Apartment under Bhakti Nagar P. S. But after one month of her marriage her husband and above mentioned in-laws started subjecting her to mental as well as physical torture. The in- laws also demanded Rs. 10,00,000 (Ten Lakhs) to her parents. Since last six month the complainant was facing physically and mentally torture and on hearing this, her mother went down to Bhaktinagar her husband's home and took her daughter back to paternal home at Sonada her safety. On 15.09.2023 complainant and her mother had been to her husband's house but they are not allowed to enter the house. Over this O/C, Jorebunglow PS started above noted case and endorsed to me to investigate the case.

In question of jurisdiction I could not visit the P.O. i.e. Universe Apartment, Block Jupiter, 1st Floor, Check Post, PO + P.S. Bhaktinagar – 734001, Dist. Jalpaiguri under Bhaktinagar P.S. though I examined the witnesses and recoded their statement u/s- 161 Cr.P.C and I also seized one marriage invitation card and two colour photographs of her marriage ceremony.

I therefore pray before your Ld. Court that a necessary permission may kindly be accorded to transfer judicially of this case to Bhaktinagar P.S. under S.M.P. Siliguri in question of jurisdiction.

Forwarded

[Signature]
9/10/23
Officer-In-Charge
Jorebunglow Police Station
Dist. Darjeeling

Yours faithfully,

[Signature]
09/10/23
ASI Anand Shrestha
Sonada Police Out Post
Under Jorebunglow PS
Dist. Darjeeling.
Dated- 09.10.2023.

Sonada O.P. DR.No. 1505/23
Date 09/10/23

JBPS DR No. 2878/23
Dt. 10/10/23

In the Court of Chief Judicial Magistrate, Darjeeling

Extract From Magistrate Order Copy

G.R. Case of 195 of 2023

GR No. 195/23 U.S. 49 DA IPC R/W 3/4
Dowry Prohibition Act
ST vs. Rishav Choudhury
Ref. J.B. No. 39/23 D. 03/10/23

Contd....

Order No. 03

Dated 10.10.2023

The prayer for transfer of this case made by the A.S.I. Anand Shrestha is taken up for hearing.

The Learned APP submits that the case be transferred to the Court of the Learned C.J.M., Jalpaiguri, as Bhaktinagar P.S. is under his jurisdiction.

Accordingly, the instant prayer is allowed.

The entire case record, with seized articles, if any, be transferred to the Learned C.J.M., at Jalpaiguri.

The case diary be handed over to the I.C., Bhaktinagar P.S., District Jalpaiguri.

Inform all concerned.

D & C by me

Sd/-

Chief Judicial Magistrate,
Darjeeling

Sd/-

Chief Judicial Magistrate
Darjeeling

Memo No. 1217 /CJM/DLG

Dated : 10.10.2023

Copy of the order be sent for information and compliance to :

1. The Learned C.J.M., Jalpaiguri Court.
2. The Inspector-in-Charge, Bhaktinagar P.S., District Jalpaiguri
3. The Officer-in-Charge, Jorebunglow P.S., Darjeeling.
4. The I.O. of this case.

Chief Judicial Magistrate
Darjeeling

Copy Forwarded
For Information
[Signature]
[Signature]
[Signature]

DR No. 5876 CT (5)

Dt 10-10-2023

STATE INFORMATION REPORT
(Under Section 154 Cr.P.C.)

(3)

Act *Section 498(A) IPC* P.S. *Jorebunglow* Year *2023* FIR No. *39/23* Date *03-10-23*
Act *x* Sections *x* (M) Others Acts & Sections *Sec 3/4 of D.P. Act.*
Occurrence of Offence: Day *x* Date From *Since one month of her marriage* Date To *x*
Time Period *x* Time From *Since one month of her marriage* Time To *x*
(b) Information received at P.S. Date *03-10-23* Time *13:25 hrs.*
(c) General Diary Reference: Entry No(s) *68* Time *13:25 hrs.*

4. Type of Information: *Written / Oral*
5. Place of Occurrence: (a) Direction and Distance from P.S. *South East 7.9 k.m.* Beat No. *x*
(b) Address *Univasa Apartment, Block Jupiter, 1st Floor, Chak Pasi, P.O. & P.S. Bhaktinagar, Talpaiguri - 734001.*
(c) In case outside limit of this Police Station, then the Name of the P.S. *Bhaktinagar* District *Talpaiguri*

6. Complainant / Informant:
(a) Name *Smt. Salini Agarwal* Chief Judicial Magistrate
(b) Father's / Husband's Name *S/O Lt. Suresh Kumar Agarwal* Darjeeling
(c) Date / Year of Birth *04/10/23*
(e) Passport No. *x* Date of Issue *x* Place of Issue *x*
(f) Occupation *x*
(g) Address *Sonada, P.S. Jorebunglow, Dist. Darjeeling*

7. Details of known / suspected / unknown accused with full particulars *1) Rishab Choudhury s/o Sri Chanshy Choudhury (husband) 2) Smt. Shona Choudhury w/o Sri Chanshy Choudhury (mother in law) 3) Sri. Chanshyam Choudhury (father in law) 4) Rakhi Choudhury (sister in law) 5) Sumit Tajo, (brother in law) 6) Smt. Mal Tajo (mother in law)*

8. Reasons for delay in reporting by the Complainant / Information *x*
9. Particulars of properties stolen / involved (Attach separate sheet, if necessary): *x*

10. Total value of properties stolen / involved *x*
11. Inquest Report / U.D. Case No., if any *x*
12. FIR Contents (Attach separate sheets, if required): *The Original written complaint of the complainant which is treated as FIR is attached herewith*

13. Action taken: Since the above report reveals commission of offence(s) as mentioned at item No. 2., registered the case and took up investigation / directed *Asst. Anand Sharma* Jorebunglow Police Station Dist. Darjeeling to take up investigation / refer investigation / transferred to P.S. *x* on point of jurisdiction. FIR read over to the Complainant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

Taken in original written complaint.

14. Signature / Thumb Impression of the Complainant / Informant
6. Date & Time of despatch to the court: *JBPS DR No. 2811/23*
04/10/23 Signature of the Officer-in-Charge, Police Station *Jub* 03/10/23 Jorebunglow Police Station Dist. Darjeeling Name *SI. Mitra Debnath* Rank *O/C Jorebunglow P.S. D 76*

Seen

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To,
The Officer In-Charge,
Police Out-Post,
Sonada, District Darjeeling.

Chief Judicial Magistrate
Darjeeling
04/10/23

Dated: 3rd October 2023

Subject: Complaint against my husband Rishav Choudhary Son of Sri. Ghanshyam Choudhary, and mother-in law Smt. Shova Choudhary W/o Sri. Ghanshyam Choudhary, my father-in-law Sri. Ghanshyam Choudhary, and sister-in law Rashi Choudhary, and two Middleman Sunil Jajoo and Smt. Madhu Jajoo.

Sir,

I Smt. Salini Agarwal daughter of Late Suresh Kumar Agarwal and Smt. Santosh Agarwal and wife of Sri. Rishav Choudhary, and at present temporarily residing with my parents at Sonada. I was married on 25.11.2022 according to our Customs to Shri. Rishav Choudhary, of Siliguri, residing at The Universe Apartment, Block Jupiter, 1st Floor, Check Post, Post Office & P.S. Bhaktinagar-734001, District Jalpaiguri-West Bengal.

Sir, infact, for the first one month of my marriage my husband was faithful and would discharged his responsibilities. But to my utter dismay and surprise, I noticed certain changes both in his attitude and behavior and found indifferent towards me and with the passage of time, he started torturing me both physically and mentally and started neglecting me and failed to discharge his responsibilities and made my life miserable. In spite of which, I exercised restraint as I was helpless as well in a different place. I wanted to know the reason.

My relation with my mother-in-law Smt. Shova Choudhary, wasn't very cordial, and she used to quarrel with me on petty issues, and I was denied with basic day to day needs at home also, and as she wasn't happy with money spend on our wedding by my parents and further demanded a sum of Rs. 10,00,000/- (Rupees Ten Lakh) and more from me and my parents, as it was required to be invested in their family business, However due to paucity of funds my parents and my family members could not arrange funds.

And when my husband and my in-laws came to know that I and my mother could not ful-fill their demands, on instigation of my mother-in-law on 30.06.2023, my husband physically slapped and kicked me and they started beating me physically on one pretext or other and kept torturing both mentally & physically and thereby willfully committed cruelty to me.

My sister in law Rashi Choudhary (Sister of Rishav Choudhar) was totally involved in this matter. She used to mentally torture me with baseless taunts. There was no privacy at my home because in home camera was installed to keep watch on me. I was l'll treated by her in all the manner possible.

Further I was also not allowed to continue my further studies, which my husband, my in-laws had agreed before my marriage, that the Middle man who had arranged our marriage were well aware about the demanding nature of my husband and in-laws but they both kept us in vain.

FIR
to be registered

Salini Agarwal
7908052215

(5)

Then I called my mother and informed her about the ordeal which I had been quietly facing since past 6 months. And when she came to know of my plight she came to rescue me at my matrimonial home. There I was only allowed to leave with few of my clothing only.

And further, and all other ornaments which I received during my marriage from my parents were all kept by my mother-in-law and my husband in a locker within the house to which I had no access to.

And after that I went to Sonada along with my mother and she being a single lady as my father had expired during my childhood, also requested me to amicably settle the matter with my husband and in-laws as I was married for only 7 months, and thereafter I tried to contact my husband and in-laws but they all avoided me and used to cut my calls.

And on 15.09.2023 I alongwith my mother went to the house of my husband but we were not allowed to enter the house and they said if we don't fulfil the demands they will not accept me as wife and they did not allow us to enter the house and we were humiliated by my husband and in-Laws, finding no alternative we have to return back to sonada.

Further it was later learnt from reliable source that my husband is in bad company of ladies and made it apparent as to why he disliked me. I have tried my level best to reside with him as husband and wife under same roof but my husband is of different opinion.

I was under the pretext that good sense will prevail upon them and they will come to take me back to their home, but all was in vain, finding no alternative I have to lodge this complain.

Thus this complain which may kindly be treated as FIR and you are requested to initiate proper criminal action at the earliest.

Kindly help me to get Justice and register appropriate case against my husband, mother-in-law, father-in-law, and the middleman.

Sincerely

Salini Agarwal

Salini Agarwal

W/o Shri. Rishav Choudhary D/o Smt. Santosh Agarwal

At present residing at C/O Anurg Hardwawre,

T.N. Road, P.O. Sonada, Dist Darjeeling-734209

Mobile No:- 7908052215

Received on 03/10/23 at 13:25
Vide Jorebunglow PS GDE
No. 68 Dtd. 03/10/23 and
registered a specific case
vide Jorebunglow PS case
No. 39/23 Dtd. 03/10/23
u/s 498(A) IPC r/w
sec 3/4 of Dowry Prohibi
Act and endorsed to
ASE Anand Shrestha -
Investigation.

Sub
03/10/23

Officer-In-Charge
Jorebunglow Police
Dist. Darjeeling

Received on 03-10-2023 at 12:45 hrs vide
Sonada O.P. GDE No. 63 Dated - 03-10-2023
and forwarded to O/C Jorebunglow P.S.
for starting a specific case under proper
section of Law.

Asst
Officer-in-Charge 03-10-2023.
Sonada O. P.
Darjeeling

Sonada O.P. DR.No. 1482/23
Date 05/10/2023

Subject/Prepared by me.
Asst Anand Shrestha
of Sonada O.P.
under Jorebunglow P.S.
Dated 04/10/23

DR No - 1465/23
Dtd - 03/10/23 (SOP)

SEIZURE LIST

(5)

P.R. no: 139/23

Reg: Sonada O.P. J.A.C. no:- 92/22 dt: 04/10/23.
This ref. to Joraburjora P.S. Case no: 39/23 dt: 03/10/23
u/c 498(A) I.P.C and R/W sec. 3/4 of D.P. Act.

1. Date & time of seizure :- On 04/10/23 in between 11:04h to 11:25h.

2. Place of seizure :- At S.N. Road Sonada P.S. Joraburjora
Dist. Darjeeling

3. From whom seized :- On being produce by Smt. Salini Agarwal
w/o Mr. Sumit Agarwal of Universe Apartment
Block Jupiter, 1st Floor, Check post, P.O. + P.S. Bhakrigan, Jalpaiguri & P.
S.N. Road, Sonada, P.S. Joraburjora, Darjeeling. Mem.

4. Name & address of witnesses :-

Chief Judicial Magistrate
Darjeeling
06/10/23

(a) Anil Agarwal
s/o Devedra Agarwal
S.N. Road, Sonada,
P.S. Joraburjora, Darjeeling

(b) Sumit Agarwal
s/o Shankar Agarwal
S.N. Road, Sonada
P.S. Joraburjora, Darjeeling

5. Articles seized :- (1) Two (02) copies of photograph of wedding
Ceremony of Salini Agarwal and Richar Choud-
hary.

(2) one original * Wedding Ceremony invita-
-tion card of Salini Agarwal and Richar
Agarwal Choudhary

(Seized as alamt of the case)

6. Signature of witnesses :-

(a) ANIL AGARWAL

(b) Sumit Agarwal.