

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



1. P.S. NSP/SPC Year 2024 FIR No. 594/24 Date 18-06-24
2. Act Sections 498A/323/225/506 IPC r/w Sec. 3/4 of D.P. Act

3. (a) Occurrence of offence : Day Date From 13-06-24 Date To
Time Period Time From 2:00 PM Time To

(b) Information received at P.S. Date 18-06-24 Time 21-05 hrs
(c) General Diary Reference : Entry No (s) 982 Time 21-05 hr

4. Type of Information written Written / Oral

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

(b) Address Surya sen colony, Block-E, Part-2 Ambika Nagar PS-NSP Dist- Jalpaiguri

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

6. Complainant / Informant:

(a) Name Pinky Roy (Das) (9933827529)

(b) Father's / Husband's Name Sri Bapi Roy

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

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

(f) Occupation

(g) Address Kalpana Dutta Sarani, Surya sen colony, Block-E, Part-2 Ambika Nagar PS-NSP Dist- Jalpaiguri

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

(Attach separate sheet, if necessary): 1. Bapi Roy s/o Rathin Roy 2. Sabita Roy w/o Rathin Roy 3. Uttam Roy s/o Rathin Roy 4. Retan Roy s/o Rathin Roy all st. Kalpana Dutta Sarani, Surya sen Colony, Block-E, Part-2 Ambika Nagar PS-NSP Dist- Jalpaiguri

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): The original complaint of the complainant which is treated as FIR is enclosed 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 the investigation / directed SI. Parash Barman 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.


Noted in written complaint
14. Signature / Thumb impression of the Complainant / Informant

Signature of the Officer in Charge Police Station
Name: Nilbaran Choudhary
Rank: No. 911613
18-06-24

15. Date & Time of despatch to the court:

Received on 18-06-24 at 21:05 hrs
vide COB No-982 dt-18-06-24 and
started N.S.P. Ref. COB No-594/24
dt 18-06-24 UJ 498A/323/325/06
[R/w 3/4 of DP Act and endorsed
to SI. Pooresh Barmen to investigate
the case.

To
The Officer-in-Charge
NJP Police Station
District- Jalpaiguri
Pin- 734007


18/06/24
Date: 17.06.2024
Officer-in-Charge
New Jalpaiguri Police Station
Jalpaiguri Metropolitan Police

Sub : Complaint against 1. Bapi Roy, son of Sri Rathin Roy, 2. Sabita Roy, wife of Sri Rathin Roy, 3. Uttam Roy, son of Rathin Roy, 4. Ratan Roy, son of Rathin Roy, all are resident of Kalpana Dutta Sarani, Suryasen Colony, Block E, Part 2, Ambika Nagar, Post Office Sahudangihat, Police Station New Jalpaiguri, District Jalpaiguri for physical assault, mental cruelty, demand of dowry, refusing to meet my minor child Aditya Roy and for criminal breach of trust for taking personal loan of a huge amount of Rs.2,57,000/-[Rupees Two Lakh Fifty Seven Thousand] only in my name and forced me to pay the equated monthly installment of the same.

Respected Sir,

I, Pinky Roy (Das), wife of Sri Bapi Roy, daughter of Sri Biju Das, presently residing at Kalpana Dutta Sarani, Suryasen Colony, Block E, Part 2, Ambika Nagar, Post Office Sahudangihat, Police Station New Jalpaiguri, District Jalpaiguri, would like to state that I am the legally wedded wife of Sri Bapi Roy, S/o son of Sri Rathin Roy and our marriage was solemnized on 10th December, 2015 according to the Hindu rites and customs out of love affair between me and my said husband. That after my marriage my husband took me in my matrimonial house at the address mentioned above. That as the marriage was the outcome between me and my husband there were no demand of dowry was placed by him but after passing of six months of marriage as per demands of my husband and in-laws my father have provided

a sum of Rs.1,00,000/- (Rupees One Lakh) only including gold ornaments, furniture, fixtures and other articles. That during the course of our marriage I gave birth to a male child on 06.12.2016 namely Aditya Roy who is presently aged about 7 years. That since the beginning of marriage I could gather that my husband used to drink occasionally but after passing few years he developed himself into a habitual drunker and whenever I tried to make him understand to leave the said habit of consuming alcohol on daily basis he beats me with fist and blows and also threw out the meal as such most of time I had to sleep in empty stomach as a result of the same I fall sick at several occasions. That my husband used to drink throughout the day and most of time he was out of the house. That my husband is also a habituated gambler and whatever he earn he used to spend the same on alcohol and on his gambling habit as such he got into a lot of debt because of his gambling and drinking hence the debtors were come and threatened him to return the debt paid to him by them and each and every occasion he forced me to provide him the money from taking my parents as he has a debt of a sum of Rs.5,00,000/- (Rupees Five Lakh) only and on being request by my end that it is/was not possible for me to provide him money he used to beat me with fist and blows and my said in-laws have supported my husband in his illegal acts and activities and I have been also subjected to physical torture in the hands of my mother-in-law and other in-laws for the things in which I have no fault on my part. That my husband had forced me took personal loan in my name as well as he also took few personal loans in his name to pay back the debt of the debtors. That my husband took personal loan from Asha Micro Finance Pvt. Ltd. of a sum of Rs.18,000/-[Rupees Eighteen Thousand] only on 20.06.2019 in which he put me as guarantor, but after taking the same did not paid single installment to repay the same and finding no other alternative I started to work as maid in the house of the nearby people, and also started to stitched clothes and whatever little income I eared from the same I used the same to repay the

said installment and also manage the household expenses of my husband, myself and my minor child. That my husband also took several loan in my name viz., Rs.48,000/-[Rupees Fourty Eight Thousand] only in the year of 2019 from IDFC Bank, Rs.58,000/- [Rupees Fifty Eight Thousand] only on 31.01.2020 from Asha Inter-national India Micro Finance Ltd, NJP Branch., Rs.50,000/-[Rupees Fifty Thousand] only in the year of 2021 from Bandhan Bank, Shaktigarh Branch, Siliguri. That apart from aforesaid loan in my name, he had also taken a loan in his name of a sum of Rs.83,000/-[Rupees Eighty Three Thousand] only in the year of 2022 from JANA small Finance Bank as such in total my husband took loan of a sum of Rs.2,57,000/-[Rupees Two Lakh Fifty Seven Thousand] only. That at the time of taking the said loan in my name my husband dishonestly induced me to believed that he will repay the entire loan as aforesaid but after taking the same he dishonestly misappropriates or converts to his own use and uses the entire loan amount for payment of his debts and paid the entire amount to his debtors because he got into a lot of debt because of his gambling and drinking. That my husband denied to re-pay the equated monthly installment in respect of said loan taken by me and by him and whenever the agent of concerned bank came at our house to demand the same my husband denied to pay the installment and asked that agent to demand the same from me as I took the aforesaid loans in my name. That whenever the agent came at our house most of time as stated above my husband was not present at home as such the agents of the bank put immense pressure upon me to pay back the installment of loan taken and also misbehaved with me by saying loudly in front of neighbor that “taka dewar khomota nai to taka nis keno tora” using filthy languages as such each and every occasion I had to face humiliation in their hands only because of betrayal in the hands of my husband. That whenever I tried to talk with my husband regarding the said issue of loan taken by husband and requested him to start to re-pay the same my husband and my mother-in-law on 17.10.2022

physically assaulted me and threw me out from my matrimonial house and kept my son in their custody and on 20.10.2022 when I went back to take my minor child with me they again assaulted me with fist and blows as such finding no other alternative I had lodged a complaint before the Officer-in-Charge, NJP Police Station and a specific case under section 498 A being NJP P.S. Case No.1149 of 2022 dated 21.10.2022 has been started against my husband and mother-in-law. That as my husband and in-laws threw me out from my matrimonial house and did not allow me to enter into my matrimonial house I finding no other alternative and considering the well being of my minor child due to immense pressure of loan amount I decided to went Delhi to earn money so that I could repay the said loan amount as such in the month of February 2023 I went to Delhi and started to work as housekeeping and receptionist and whatever income I earn I used to repay the said loan taken [statement enclosed] by my husband and also bear the educational expenses of my minor child and tuition fees and I on one occasion I transfer the school fees in the bank account of my husband's elder brother's account namely Uttam Roy from Delhi and tuition fees directly in the bank account of tuition teacher but mostly I paid the school fees in cash. That when I came back to Siliguri on 13.06.2024 from Delhi to meet my said minor child and husband, my husband and said in-laws denied me to meet my minor child, physically assaulted me and obstructed me to enter into my matrimonial house as such finding no other alternative I took shelter in my parental house. That on 16.06.2024 at about 8.30 p.m. a meeting was called for by the panchayat of the locality to resolve the issue between me and my husband as such I alongwith my mother, sister, my brother and his wife and my grandmother had went to attend the said meeting and when the meeting was started I told them to allow me to meet my minor son's and also demanded custody of my said minor child but my husband and in-laws assassinated my character in front of 40-50 people by saying that I am a lady of compromising character that's why I went outside

of Siliguri to enjoy my life hence they will not allow me to meet my minor child and only leveling such baseless allegations upon me my husband denying to pay the equated monthly installment of said loan taken by him and during that hot altercation some women from the side of my husband who brought them has pulled my hair and tried to beat me with fist and blows and my husband and said in-laws shouted loudly that if I again express my desire to meet my minor child or demand his custody they will kill me alongwith my family members. That since few days my husband is threatening me to give him divorce alongwith the care and custody of my minor child Aditya Roy.

That I have no fixed source of income of my own and at present I am living in my parental house and unable to maintain myself due to the re-payment of loan taken by my husband and depended upon my parent for the subsistence of myself but on the other hand my husband have not provided me a single penny to meet my day to day expenses and the educational expenses of my minor child.

It is pertinent to mention here that whenever the loan recovery agent came at my matrimonial house my husband and his family members send them to my parental house by saying that the loan was taken by me and I will repay the same as such they used to come at my parental house and created chaos as such for the sake of the family reputation I am paying the equated monthly installment as per my capacity out of my little income but I am unable to pay the same on regular basis as such the interest amount is increasing day by day but at present I am doing nothing and spending my life at the mercy of my parents and if I will not get the helping hands of judiciary I will left with no other option other than to commit suicide.

Under such constrained circumstances I hereby lodge this complaint against
1. Bapi Roy, son of Sri Rathin Roy, 2. Sabita Roy, wife of Sri Rathin Roy, 3. Uttam Roy, son of Rathin Roy, 4. Ratan Roy, son of Rathin Roy, all are resident

of Kalpana Dutta Sarani, Suryasen Colony, Block E, Part 2, Ambika Nagar, Post Office Sahudangihat, Police Station New Jalpaiguri, District Jalpaiguri for physical assault, mental cruelty, demand of dowry, refuse to meet my minor child Aditya Roy and for criminal breach of trust for taking personal loan of a huge amount of Rs.2,57,000/-[Rupees Two Lakh Fifty Seven Thousand] only and forced me to pay the equated monthly installment of the same and again and would request you to kindly investigate the matter and do the needful as soon as possible in this regard so that wrongdoer can be punished as per the procedure established by law and I could meet my minor child Aditya Roy and get his custody in my favour.

Yours Sincerely

Pinky Roy (Das)
Pinky Roy (Das)
Hello: 99338-27579

Copy to: Commissioner of Police
Siliguri Police Commissionerate
Mallaguri, Siliguri

- Enclosure: 1. Loan statement of Asha Micro Finance Pvt. Ltd. of a sum of Rs.18,000/- [3 pages].
2. Document of Loan and its statement of Rs.58,000/- [Rupees Fifty Eight Thousand] only taken on 31.01.2020 from Asha International India Micro Finance Ltd, NJP Branch. [2 pages].
3. Document of loan of Rs.83,000/-[Rupees Eighty Three Thousand] only in taken the year of 2022 and its statement from JANA small Finance Bank [4 pages].
4. Birth certificate of minor child.
5. Payment proof of tuition fee paid through online