

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



P.S. Bhaktinagar Year 2024 FIR No. 674/24 Date 27.07.2024
Sections 126(2)/223/351(2)/35 R/W Sec 24 of the Maintenance and
iii) Act of Parents & Senior Citizens Act 2007 Sections
iv) Others Acts & Sections

3. (a) Occurrence of offence : Day Date From 10.07.2023 till date Date To
Time Period Time From Time To
(b) Information received at P.S. Date 27.07.2024 Time 11:05 Hrs
(c) General Diary Reference : Entry No (s) 1497 Time 11:05 Hrs

4. Type of Information Court Complaint vide m.p case No 238/24 Written / Oral

5. Place of Occurrence : (a) Direction and Distance from P.S. Beat No.
(b) Address Bhupendra Nagar ward No. 42 PO Salugama 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 Rajeshwar Tewari
(b) Father's / Husband's Name Lt Chitankut Tewari
(c) Date / Year of Birth (d) Nationality Indian
(e) Passport No. Date of Issue : Place of Issue
(f) Occupation
(g) Address Bhupendra Nagar ward No. 42. PO Salugama PS Bhaktinagar Dist Jalpaiguri

7. Details of known / suspected / unknown accused with full particulars
(Attach separate sheet, if necessary) :
6 Raju Tewari S/O Rajeshwar Tewari @ Krishna Tewari S/O Rajeshwar Tewari @
Rekha Tewari W/O Raju Tewari @ Preeti Tewari W/O Krishna Tewari all of
Bhupendra Nagar W/NO 42 P.O Salugama Bhaktinagar 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 court complaint which is treated as FIR is attached here with.

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 Pondip Nayli to take up investigation / refused investigation / transferred to P.S. Bhaktinagar PS on point of jurisdiction. FIR read over to the Complaint / Informant, admitted to be correctly recorded and a copy given to the Complainant / informant free of cost.

14. Signature / Thumb impression of the Complainant / Informant
is on the Complaint
15. Date & Time of despatch to the court :
Inspector-in-Charge
Bhaktinagar Police Station
Signature
Name Shri AMIT ADIKARI
Rank : No. IC Bhaktinagar PS SP



COURT OF THE CHIEF JUDICIAL MAGISTRATE, JALPAIGURM.P

M.P **Case No- 238/24**

Order No-

25-07-24

The complainant files hazira.

Report is submitted from the concerned PS.

Perused the report.

On perusal I find the materials in support of the case.

Let the original complaint u/s 175(3) BNSS be sent to the concerned PS for investigation.

Submit the compliance report by 10-08-24

D/C by me.

*copy to I/c Bhaktinagar
for compliance*

[Signature]
Chief Judicial Magistrate

Jalpaiguri
Chief Judicial Magistrate
Jalpaiguri

[Signature]
Batch Clerk
Chief Judicial Magistrate Court,
Jalpaiguri
25/7/24

F/N 5086/24

Rajeshwar Tewari

Shivam SHIDDHARTH
Advocate
F2450/23572018
Calcutta High Court
(Circuit Bench at Jalpaiguri)
& District Court and Salugur Sub-Divisional Court.
Call: 8637825722, 7031915776
email: shivamshiddharth@gmail.com

24/7/23

IN THE COURT OF LEARNED CHIEF JUDICIAL MAGISTRATE

AT JALPAIGURI

Ref: Misc. Petition Case No. 238/24 2024

In the matter of:-

**SRI RAJESHWAR TEWARI,
S/O CHITRAKUT TEWARI,
Residing at Bhupendra Nagar, Ward No. 42
of S.M.C,
P.O. Salugar, P.S. Bhaktinagar,
Dist. Jalpaiguri**

..... Complainant

VERSUS

In the matter of:-

1. Sri Raju Tewari,
Son of Rajeshwar Tewari,
 2. Smt. Rekha Tewari,
Wife of Raju Tewari,
 3. Sri Krishna Tewari,
Son of Rajeshwar Tewari,
 4. Smt. Preeti Tewari,
Wife of Krishna Tewari,
- The above mentioned all four persons are
Residing at Bhupendra Nagar,
Ward No. 42 of S.M.C,
P.O. Salugar, P.S. Bhaktinagar,
Dist. Jalpaiguri.

.....Accused



Permit
10/07



Date of Occurrence : 10-07-2023 to till date
Place of Occurrence : Bhupendra Nagar, Ward No. 42 of S.M.C, P.O. Salugar, P.S. Bhaktinagar, Dist. Jalpaiguri



Profession Team

SHIVAM SHIDDHARTH
Advocate
F243023572018
Calcutta High Court
& District Court, Jalpaiguri
Call: 8637823722, 7031345776
email: shivamshiddharth@rediffmail.com

THE HUMBLE APPLICATION U/S 175 (3) OF Bhartiya Nagarik Suraksha Sanhita, 2023 ON BEHALF OF THE ABOVE NAMED COMPLAINANT

Most Respectfully Sheweth:-

1. That the Complainant is a law-abiding citizen residing at the aforementioned address.
2. That on 11/07/2023, the Complainant lodged an FIR at Bhaktinagar Police Station against the Respondents, namely:

Sri Raju Tewari

Smt. Rekha Tewari

Sri Krishna Tewari

Smt. Preeti Tewari

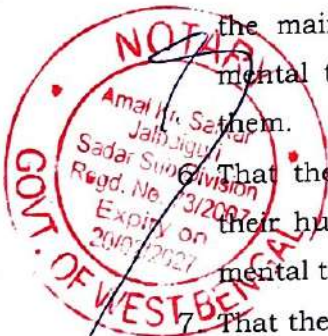
All residents of Bhupendra Nagar, Ward No. 42 of S.M.C, P.O. Salugara, P.S. Bhaktinagar, Dist. Jalpaiguri, who are residing in the Complainant's house.

3. That despite the lodging of the FIR, no action has been taken by the police authorities to address the grievances of the Complainant. (Copy Annexed)
4. That on 18/09/2023, in Petition Case No. Ptn/R/No. 153/2023, before the Learned Sub Divisional Magistrate Cum Maintenance Tribunal, Sardar at Jalpaiguri, the Court ordered the Respondents to provide maintenance of Rs. 2,000/- each per month to the Complainant. Additionally, the Court directed the Bhaktinagar Police Station to keep a close vigil over the matter. (Copy of Orders are annexed)

5. That despite the Court's orders, the Respondents have not complied with the maintenance directive and continue to subject the Complainant to mental torture and threats, compelling him to transfer his properties to

6. That the Complainant's daughters-in-law, with the aid and abetment of their husbands, frequently hurl abuses in the filthiest language, commit mental torture, and threaten grievous harm to the Complainant.

7. That the Complainant, aged about 70 years and suffering from various old-age ailments, is under constant threat and mental anguish in his own residence.





Rakesh Kumar

Shivam SHIDDHARTH
Advocate
F/24/50/2357/2018
Calcutta High Court
Circuit Bench at Jalpaiguri
& District Court and Sessions Sub - Divisional Court
Call: 8637826722, 7031915776
email: shivamshiddharth96@gmail.com

- 8. That the Respondents neither provide the mandated maintenance nor essential care, yet they continue to live under the Complainant's roof, causing him immense distress.
- 9. That it is a sincere request to your good self to ensure that the Respondents abide by the Court's order or vacate the premises so that the Complainant can live peacefully.
- 10. That the Complainant apprehends serious danger to his life from the Respondents and requests urgent intervention by this Hon'ble Court.

It is therefore prayed that your Honour would graciously be pleased to direct the I.C of BHAKTINAGAR Police Station to registered this complaint as F.I.R and investigate the matter and submit a report under the appropriate law, Ensure my safety and well-being by taking necessary steps to prevent further abuse and threats from my sons and daughters-in-law and may pass such other order or orders as the Ld. Court may think and proper.

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

Dated:
Place:





AFFIDAVIT:

I, RAJESHWAR TIWARI S/O CHITRAKUT TEWARI, Hindu By religion aged about 70 years Residing at Bhupendra Nagar, Ward No. 42 of S.M.C, P.O. Salugar, P.S. Bhaktinagar, Dist. Jalpaiguri.

1. That I am the Complainant of the above noted case as such I am well acquainted with the facts and circumstances of the case and hence competent to swear this Affidavit.
2. That I do hereby solemnly state and affirm that I am fully conversant with the facts of the case and that the contents of Para No.s 1 to 9 are true and correct to my personal knowledge, belief and information gathered from the office record.
3. That the accompanying Petition has been drafted by our counsel under my instructions and I say that the averments made therein are true and correct to the best of my knowledge and belief, and may be read as part and parcel of this affidavit.
4. Hence, I sign this affidavit at Jalpaiguri on this the 10 day of July, 2024.

Received on 27.07.2024 at 11:05 Hrs.
 vide ADE NO.1437 and stated
 Bhaktinagar PS case No 674/24 dt.27.07.24
 U/S 126(2)/229/351(2)/3(5) BNS R/WO Sec.
 24 of the main tenance and welfare of parents
 & Senior citizens Act 2007. and endorsed to
 SI Pandip Deyali for its investigation.

Rajeshwar Tiwari

DEPONENT

Identified by me

[Signature]
27.7.24

**Inspector-in-Charge
Bhaktinagar Police Station
Siliguri Police Commissionerate**

Shivam Shiddharth
**SHIVAM SHIDDHARTH
 ADVOCATE
 Enroll: F/2450/2357/2018.**



Solemnly affirmed before me
on proper identification

[Signature]
**Amal K. Sarkar, NOTARY
 Govt. of W.B., Jalpaiguri
 Regd. 73/07**

10 JUL 2024

Shivam SHIDDHARTH
 Advocate
 F/2450/2357/2018
 Calcutta High Court
 Circuit Bench at Jalpaiguri
 & District Court and Siliguri Sub-Divisional Court
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 email: shivamshiddharth2008@gmail.com



Vakalatnama

IN THE COURT OF L.D. J.M. at Jalpaiguri Dist Jalpaiguri

Suit/Appeal No. Misc Petition of 2024

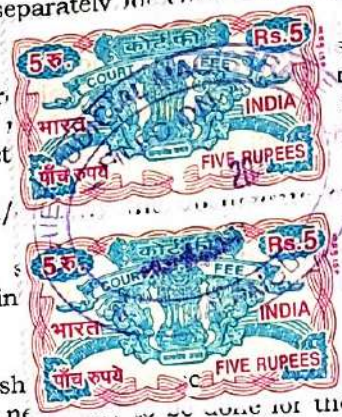
In re: - Rajeshwar Jinnari Plaintiff /Appellant /Petitioner/
Complainant

Raju Jinnari & others VERSUS
Accused Defendant/Respondent/

KNOW ALL to whom these present shall come that I/We
Rajeshwar Jinnari the
Above named Complainant of Salugana Dist Jalpaiguri do hereby appoint:

(Herein after called the advocate/s) to be my/our Advocate in the above noted case authorize him:-

- To act, appear and plead in the above-noted case in this Court or in any other Court in which the same may be tried or heard and also in the appellate Court including High Court subject to payment of fees separately for each Court by me/us.
- To sign, file, verify and present pleadings, appeals, for executions review revision, withdrawal, compromise affidavits or other documents as may be deemed fit for prosecution of the said case in all its stages subject to payment of fees.
- To file and take back documents, to admit and/or to oppose the same on behalf of the opposite party.
- To withdraw or compromise the said case or to settle the differences or disputes that may arise touching or in connection with the said case.
- To take execution proceedings.
- To deposit, draw and receive monthly cheques, cash and to do all other acts and things which may be necessary for the progress and in the course of the prosecution of the said case.
- To appoint and instruct any other Legal Practitioner authorizing him to exercise the power and authority hereby conferred upon the Advocate whenever he may think fit to do so and to sign the power of attorney on our behalf.
- And I/We the undersigned to hereby agree that in the event of the whole or part of the fee agreed by me/us to be paid to the advocate remaining unpaid he shall be entitled to withdraw from the prosecution of the said case until the same is paid up. The fee settled is only for the above case and above Court. I//we hereby agree that once fee is paid, I/We will not be entitled for the refund of the same in any case whatsoever and if the case prolongs for more than 3 years the original fee shall be paid again by me/us.



IN WITNESS WHEREOF I/We do hereunto set my/our hand to these presents the contents of which have been understood by me/us on this.....day of2024 Accepted subject to the terms of the fees.

CLIENT/CLIENTS

Rajeshwar Jinnari

Advocates

1. **ARUN KUMAR SINGH**
Arun Kumar Singh
9800090002, 8373061642
Arunsingh7770@gmail.com

2. **SHIVAM SHIDDHARTH**
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7031943776
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Shivam SHIDDHARTH
Advocate

F2450/2357/2018

(Circuit Bench at Jalpaiguri)

Circuit Bench at Jalpaiguri

& District Court and Soliguri Sub-Divisional Court.

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**IN THE COURT OF LEARNED CHIEF JUDICIAL MAGISTRATE
AT JALPAIGURI**

Ref: Misc. Petition Case No...../2024

SRI RAJESHWAR TEWARI,

..... Complainant

VERSUS

Sri Raju Tewari AND OTHERS

.....Accused

**LIST OF DOCUMENTS FILED ON BEHALF OF THE ABOVE NAME
COMPLAINANT.**

- 1. COPY OF ORDERS IN PTN/R/NO. 153/23 DATED 14/3/2023.**
- 2. COMPLAIN COPY TO BHAKTINAGAR PS DATED 11/07/2023.**

To
The Inspector-in-Charge,
Bhaktinagar Police Station,
2 ½ Mile, Sevoke Road,
Dist. Jalpaiguri

Date: _____

Sub: Complaint against my Son, Sri Raju Tewari and my daughter-in-law, Smt. Rekha Teawri, wife of Raju Tewari both are resident of Bhupendra Nagar, Ward No. 42 of S.M.C, P.O. Salugar, P.S. Bhaktinagar, Dist. Jalpaiguri

Respected Sir,

I, Sri Rajeshwar Teawri, Son of Late Chitrakut Tewari, residing at Bhupendra Nagar, Ward No. 42 of S.M.C, P.O. Salugar, P.S. Bhaktinagar, Dist. Jalpaiguri, do hereby lodge a complaint against my Son, Sri Raju Tewari and my daughter-in-law, Smt. Rekha Teawri, wife of Raju Tewari, both are resident of Bhupendra Nagar, Ward No. 42 of S.M.C, P.O. Salugara, P.S. Bhaktinagar, Dist. Jalpaiguri, to the effect that on 14-03-2023 due to mental and physical torture upon me, I filed a Petition Case being No. Ptn/R/No. 153/2023, before the Ld. Sub Divisional Magistrate Cum Maintenance Tribunal, Sardar at Japlaiguri against my two sons and daughter-in-laws which is still pending before the Ld. S.D.E.M. Court, Jalpaiguri.

That inspite of the said petition case, my son and daughter-in-law have been frequently committing mental torture upon me and threatening to kill me.

That on 10-07-2023 at about 6:00 pm, my daughter-in-law above-named with aid and abetment of the son, above-named hurled abuses in most filthy languages and committed mental torture upon me and threatened to cause grievous injury upon me. That it is my utmost apprehension that in my own residence, I may be killed in the hand of my above named son and daughter-in-law.

That I am presently aged about 62 years and suffering from various old aged ailments, but inspite of same, my above named son

and daughter-in-law have been committing mental torture upon me even after the said petition case which is still pending.

So, therefore, I humbly request your goodself to take legal action against my Son and daughter-in-law and booked them under appropriate provision of law.

Thanking you,

Yours faithfully,

Rajeshwar Tewari

(Sri. Rajeshwar Tewari)

Mobile No. 9832774424 *W*