

FIRST INFORMATION REPORT



First Information of a cognizable crime reported under section 154 Cr. P. C. at PS

1. Dist. Jharkhand Sub-Divn. Parasurati P.S. Para Year 2022 FIR No. 48/2022 Date 08/04/22
2. i) Act. IPC Sections 498A/323/406 ii) Act. IPC Sections 506/34
iii) Act. IPC Sections IPC iv) Other acts & Sections IPC

3. a) General Diary Reference : Entry No. 360 Time 14:15 hr
b) Occurrence of Offence : Day not noted Date 17.02.22 Time since after marriage
c) Information received Date 08/04/2022 Time 14:15 G.D. No. 360 at the P.S

4. Type of Information : Written / Oral Typed
5. Place of Occurrence : a) Direction and Distance from P.S. Approx 65 kms east from Para PS
b) Address W/O - Shyampr, PS - Para, Dist - Jharkhand & other state
Beat No. JL no - 128, A/NO - I, Anna G.P.
c) In case outside limit of this Police Station, then the name of P.S. Para District Jharkhand

6. Complainant / Informant :
a) Name Rima San Dutta DOB - Berik San
b) Father's / Husband's Name Surajit Dutta
c) Date / Year of birth not noted d) Nationality Indian
e) Address A/P - Patkor house - Shyampr, PS - Para, Dist - Jharkhand (W.B.)

7. Details of known/suspected /unknown/accused with full particulars
(Attach separate sheet, if necessary) :
① Surajit Dutta s/o Samir Dutta
② Samir Dutta s/o Lt. Ambujakha Dutta
③ Malabika Dutta w/o Samir Dutta
④ Arijet Dutta s/o Samir Dutta
⑤ Mandini Dutta w/o Arijet Dutta
All of W/O - House no - 294 Road no - 7, Nost Layout, PO + PS Sonari
Dist - East Singhbhum, (JH)

8. Reasons for delay in reporting by the complainant/informant cant complain when MP case
filed - 08/02/22 dtd - 31.03.2022 u/s 156(2) Cr.Pc.

9. Particulars of properties stolen/involved : (Attach separate sheet, if required) :
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10. Total value of properties stolen/involved :
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11. Inquest report/U.D. Case No., if any :
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12. FIR Contents : (Attach separate sheet, if required) The original written complaint of the
complainant which is treated as FIR is attached here in B.
08/04/22
PARA POLICE STATION

13. Action taken : Since the above report reveals commission of offence(s) u/s 498A/323/406/506/34 IPC
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registered the case and took up the investigation/directed Asst. Sub-Inspector Nandini to take up the
investigation/transferred to P.S. Para 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.

cant complain
08/04/22
PARA POLICE STATION
Signature / Thumb impression of the
Complainant/informant

Gokul Ch. Poddar
08/04/22
PARA POLICE STATION
Signature of the Officer-in-Charge, Police Station with
Name GOKUL CH. PODDAR
Rank SI of Police, PARA PS
Number if any VT- 08/04/22



Rima Sen Dutta

[Handwritten signature]

Call for report from o/c Para PS

IN THE COURT OF THE LD. A.C.J.M AT RAGHUNATHPUR, DIST- PURULIA (WB)

MISC PETITION NO- 08 /2022

Petition u/s - 156(3) cr.p.c.

Name of the Complainant:- Rima Sen Dutta wife of Surajit Dutta Daughter of- Late- Barik Sen, Resident of village- Shyampur, Anara, Post Office- Anara, Police Station- para, Dist- Purulia (WB)

Name of the Accused persons-

- i) Surajit Dutta Son of Samir Dutta
- ii) Samir Dutta Son of - Late Ambujakha Dutta
- iii) Malabika Dutta wife of Samir Dutta
- iv) Parijit Dutta Son of Samir Dutta
- Nandini Dutta wife of- Arijit Dutta

Treat it under 48156(3) cr.p.c. 2/03/22

All are resident of House No- 294, Road no- 7, West Laycut, post office + PS- Sonari, Dist- East Singhbhum, and State- Jharkhand

Date time and place of occurrence- since after marriage till last date i.e. 17/02/2022 within Para P.S & also Sonari P.S. (continuing offenses)

Offence committed under section- 498(A)/323/406/307/506/34 I.P.C

Name of the witnesses- i) Complainant

- ii) Mother of the Complainant namely Sumitra Sen wife of Lt. Barik Sen
- iii) Aunt of the Complainant namely Gouri Dutta Daughter of- Dhananjay Dutta
- iv) Sri. Sushanta Banerjee c/o- Lt. Amar Banerjee resident of- Sankra, ps- Para, Dist- Purulia Pin- 723155
- v) Sri. Kajal Das c/o- Late Kudran Das
- vi) Others

All others witnesses are resident of village- Shyampur, Anara, Post Office- Anara, Police Station-para, Dist- Purulia (WB)

The humble complaint on behalf of the complainant most begs to submit:-

Received on 08/04/22 at 14:15 hr & started para ps case no - 48/2022 dt - 08/04/22 u/s 498A/323/406/307/506/34 I.P.C.

[Signature]
08/04/22
Officer-in-Charge
PARA POLICE STATION
DIST. PURULIA

Rima Sen Dutta

For the
accused

- 1) That the complainant is the permanent resident of village Shyampur, Anara, Post Office- Anara, within Police Station-Para, Dist- Purulia (WB).
- 2) That the marriage was solemnized in between the complainant namely Rima Sen (Dutta) and the Accused no 1) namely Surajit Dutta Son of Samir Dutta on 04/02/2021 at the father's house of the complainant at village- Shyampur, Anara, Post Office- Anara, Police Station-Para, Dist- Purulia (WB) as per Hindu rites customs usages prevalent in their community in presence of the family member of both the parties.
- 3) That the marriage negotiation in between the two families i.e. the family of the complainant and the accused persons made through "BENGALI METRIMONI SITE" and after knowing the family status of the two families the negotiation was finalized and as per demand of accused persons no- (i) to (v) the widow mother of the complaint had to give sufficient gold ornaments, silver ornaments, other valuable articles and various types of utensils including marriage expenses were given to the complainant total valued Rs. 8.5 Lakhs besides at the time of BOUBHAT ceremony i.e. on 06/02/2021 at Jamshedpur the in-laws family and friends also given some gold ornament to the complaint, which all the gold ornaments and others valuable articles which deem to be STRIDHAN ARTICLES which are the exclusive entitled to the complainant.
- 4) That on the following day i.e. 05/02/2021 the accused no- 1 Surajit Dutta had taken the complainant from the father house of the complainant to her matrimonial house at- Jamshedpur and started living as a husband and wife under a common roof and after reaching at Jamshedpur the complainant as per direction of her mother in law namely Malabika Dutta she had to handed over all the STRIDHAN ARTICLES to her on 06/02/2021, so the STRIDHAN ARTICLES was entrusted to her with a view to return the said articles in future.
- 5) That after passing of one or two days the accused no 4 and 5 i.e. Arijeet Dutta and his wife Nandini Dutta disclosed that the dowry articles which was given at the time of marriage by the widow mother of the complainant was not only grossly inadequate but also below standard and for which they express their dissatisfaction about the physical appearance and complexion of the

Pinar Sen Dutta

10/10/20
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- complainant. At the same juncture accused no- 1 husband indirect connivance with other accused persons pressurized her to bring Rs. 5 Lakhs from her widow mother as an illegal additional demand of cash dowry.
- 6) That during the visit of 'ASTAMANGALA' accused no 1 and the complainant at Anara. The accused no 1 disclosed the complainant in presence of her mother and aunt to arrange Rs-500000/- (Five Lakhs) a cash dowry as early as possible and also disclosed that the dowry article was not only inadequate but also below standard quality and unless & until demand is fulfill the complainant was not allowed stay at her matrimonial home peacefully and the mother of the aunt of the complainant requested him that she (mother of the complainant) is fully depend upon the pension she has no other alternative way to meet up the said demand. However she assumed that she will arrange short of amount for the better peace and harmony of her daughter. Thereafter they together went back to Sonari.
- 7) That after such illegal demands of dowry all the in accused person started mental & physical torture including physical assault towards the complainant, and force her to bring additional 5 lakhs dowry from the widow mother of the complainant.
- 8) That the complainant told his husband about such incapability as her widow mother spent lots of money towards their marriage expenses but accused no 1 i.e. the husband grab the brunch of hair of the complaint and also physically assaulted fist & blows, slap & kick her push her on the ground/floor, and the situation has reach in a such stage the complainant was compiled to brought the matter to her widow mother over telephone and also requested her for taking affecting steps.
- 9) That after that incident when her mother came at the matrimonial house of the complainant also requested all the accused person to keep her daughter peacefully as per her capacity she was provided Rs. 20,000/- (Twenty thousand rupees) to the accuse no 2 i.e. the father-in-law of the complainant so that on the expectation that her daughter would lead a happy conjugal life with her husband.

Rima San Dutta

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Joint

- 10) That the complainant lived at her matrimonial house peacefully some days but unfortunately the accused person jointly again pressurize her to fulfill the rest amount and whenever the complainant expressed her inability to fulfill such illegal demand and for which the degree of torture including physical & mental & physical assault has increased day by day. They stopped to talk with her and without cogent reason they compelled the complainant to apologize, even they stopped to provide square meal to the complainant and even after when the complainant need some medical assistant they did not take care properly. The husband of the complainant i.e. the accused no 1 broken the mobile phone of the complainant. The accused no 1 i.e. husband also some occasion provoke her to commit suicide so that he can again merry for 2nd time in order to procure cash dowry.
- 11) That the complainant was physically & mentally tortured by the accused no 3 i.e. mother-in-law, she always used to filthy languages towards the complainant sometimes the accused no 3 took her bunch of hair of the complainant and slap on her face, and sometimes she physically assaulted through hot cooking spud touched in her body.
- 12) That the sister-in-law i.e. Nandini Dutta once tried to assault her through sharp cutting weapons/vegetable chopped (Boti) & when the complainant protest her illegal conduct she told, "if the complainant will not bring the additional dowry she is not allowed her to lead conjugal life peacefully with her husband as well as in her matrimonial home."
- 13) That the accused no 4 namely Arijeet Dutta was confined the complainant in a room by lock & key and always insulted her for dark complexion in a fashion all the accused person has also disclosed her status was nothing but a maid servant and also create pandemonium at her matrimonial house in a insurmountable way.
- 14) That the complainant has been day by day passing her days with such mental & physical torture by all the accused persons.

Rina Sen Dutta

18/08/2021
Rina Sen Dutta

- 15) That the complainant tolerated all sorts of mental & physical torture with a view to secure to their marriage bounding.
- 16) That on 18/04/2021 the complainant came to her parental house for looking after her widow mother & few days the complainant stayed there and narrated everything to her mother about the illegal act of the accused person.
- 17) That after covering some days when the complainant inform her husband to return in her matrimonial home all the accused person with a sort of excuse prevented from going to her matrimonial home and also disclosed over telephone if you intent to stay in your matrimonial home you should bring the rest amount positively.
- 18) That on 01/07/2021 the accused no 1 i.e. the husband sent her a post through e-mail with a undertaking bond with a condition was imposed to her if the complainant put her signature & finger print on the undertaking bond then the accused person allow her to resume their conjugal life in her matrimonial home. When the complainant protest such illegal condition then her husband used filthy language through mobile phone and told they will not allowed her to enter matrimonial home in future.
- 19) That on 16/07/2021 the complainant with his mother and all relatives came to her matrimonial home, and they did not allowed them to enter into the home and all the accused person called/informed local police station for their intervention. The local police officer considering the situation told the accused persons to take the complainant in her matrimonial home within fifteen days and the complainant compelled to return of her father's house at Anara.
- 20) That on 10/08/2021 the accused person no 1 i.e. husband called through mobile phone to the complainant and granting permission to enter into the matrimonial home accordingly the complainant went there.
- 21) That on 22/10/2021 in the night all the accused persons again treated with cruelty to the complainant for the reason of taking additional dowry & at that time the husband of the complainant and his brother-in-law conjointly kick into her belly through their legs, in such mercilessly assaulted upon the

Dima Sen Dutta
10/10/2021

complainant, would indicate put an end of the life of the complainant, and also slap her face & push her into the ground. The mother-in-law & sister-in-law conjointly provoke their pet dog towards the complainant and try to frighten her and all accused persons conjointly provoke the complainant to commit suicide. Even the complainant sister-in-law told her "why the complainant will not die, and if the complainant will die their house will be remaining peace/glory."

- 22) That on the same day all accused persons had not allowed taking her meal and the complainant compelled to sleep on the floor.
- 23) That on the next day morning on 23/10/2021 all accused persons mainly the father-in-law & husband driven out the complainant from her house by pushing her & thrown out some utensils and cloths from her house.
- 24) That the accused person no 5 i.e. Nandini Dutta sister-in-law had threaten & remembered the complainant, "if she will not given the additional dowry, then entering into her matrimonial house will be closed forever".
- 25) That after the incident the accused no 1 i.e. husband of the complainant took her in a separate rented house within Kadma P.S , at "Kodma, Ramjanam Nagar" & confined her and it is essential to mention here in the rented house there was no facility of drinking water, as well as no edible foods, and the husband was not stayed together in day time only he return into the rented house at night and for trivial reasons he was creating mental & physical torture and assaulted her with filthy language & with the help of in laws threaten the complainant for murder as the sued to visit the said rented house frequently.
- 26) That for the reason and to protect her life, the complainant compelled to come back her parental house on 29/10/2021.
- 27) That thereafter the husband of the complainant called her and shows his trust and told her he will manage the all problems & thereafter he want to bring the complainant in her matrimonial home.

Rina Sen Dutta

10/12/2021
10/12/2021

- 28) That for the reason of trust & belief on 12/12/2021 the accused no 1 came to "Anara Bus Stand" and at about 6.45 P.M the complainant & her husband brooded a bus for going to "TATA" but due to non availability of regular train at night both the bridegroom took a hotel near "Purulia Station", and on the early morning they together boarded a bus for onwards journey to "Tata".
- 29) That the complainant husband again manages a rented house near within P.S Kadma near Kadma Green Park and after reaching into the rented house the complainant realized that her husband and her in laws never change their attitude/mind.
- 30) That on 02/01/2022 when the complainant's grand-father namely Ambujaker Dutta i.e. father of the accused no 2 died/left for heavenly abode, all the in laws prevented the complainant from engagement in the "Sradh Ceremony" without any reason.
- 31) That thereafter the accused no 1 always used to slag languages towards the complainant & stopped bringing essential commodity/food for the complainant in the rented house, and prevented her for giving square meal but she always tried to adjust herself and also tried to convince her husband so that they can continue to their conjugal life peacefully at the rented house, the accused no 1 went to his own house at "Sonari" (matrimonial house of the complainant) & took square meal thereon. He came only at night and assaulted her by his legs, for the reason the complainant became seriously injured and the complainant herself treated at "M.G.M. Medical College & Hospital" & forced to take shelter in her parental house against her will.
- 32) That accused no 1 also told the complainant if the complainant willfully not left the rented premises he & his family members will take another way for revenge but the accused no 1 is not ready to live with the complainant further.

Prima Sen Dubta

10/02/2022
10/02/2022

- 33) That lastly on 15/02/2022 in presence of all the accused person /in laws the accused no 1 forcefully driven out the complainant from the rented house and finding no options left when the complainant asked her mother in law to return the "Stridhan Articles" which has been entrusted to her but she flatly denied to return the same and threaten with dire consequences for her murder and the complainant return back.
- 34) That on 17/02/2022 in absence of the complainant all the belongings which was kept into the rented house forcefully thrown out outside from the rented house by the accused no 1 and handed over the rented house to the actual owner & leave/run away and went for "Bangalore".
- 35) That the complainant never got any respect and self-esteem as full status of a dignity as a house wife from her matrimonial home at any point of time.
- 36) That the complainant no 1 is now residing at Bangalore wherein he work in IT (Information Technology) sector "DELL Technologies" as a 'Senior Technical Engineer' but he did not maintain the complainant as well as did not take responsibility/liabilities at any point of time and did not take any information and since then the complainant residing at her father's house with much mental pain and agony.
- 37) That now a days the complainant became worried, feared and sustain mental agony that all accused person may lay waste/ruin the life of the complainant at any opportunate movements.
- 38) That the complainant mentally broken down by the conduct of all accused persons so delay may kindly be condoned.
- 39) That the cause of action has arouse within the Dist of Purulia (W.B) and also Jamshedpur and as offense is continuing offence, as since entering into a new chapter of conjugal life i.e. 04/02/2021 and the same was continued till 17/02/2022 and consequence of the cruelty committed at matrimonial house result in repeated offense being committed at parental house and compelled to

Priya Sen Dutta

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take shelter of her father house and which this court at the place where the complainant take shelter after leaving or being driven away from matrimonial house on account of act of cruelty committed by the accused person would also have jurisdiction to entertain to complain alleging commission of offense under section 498(A) I.P.C. beside the impact on mental health of the complainant by overact on the part of the husband & other relatives, mental stress & trauma of being driven way from matrimonial home & her helplessness to go back to same house for fear of being ill-treated are aspect and also within the meaning of expression cruelty. Hence the court at the place where wife take shelter after living or being driven away from matrimonial home on account of cruelty committed of her husband and his relatives would also have jurisdiction to entertain complaint aligning commission of offence under section 498(a) I.P.C.

40) That the accused person are committed various offences and the present complainant is an helplessness lady as has no any independent source income to conduct the case in a private capacity and which investigation is very much essential and the complainant filling the application under section 153(3) C.R.P.C for causing investigation.

41) That the complainant has approach firstly to the Para P.s for start a specific case against the accuse person but as the police officer flatly denied to take any action to then and for which she has sent said complainant to the Para P.S through registered post on 07/03/2022 and as no effecting step has taken by the Para P.S the complainant compelled brought the matter to the S.P Purulia as a last resort for non action on the part of the police officer Para P.S on the memorandum of appeal was sent by registered post on 16/03/2022 and complainant has complied the mandatory provision of law and also guideline of out Apex Court of India., the complainant by filling the application under section 156(3) Cr.P.C for causing investigation and complainant paid to pass necessary order as the Ld. Court may deem fit and proper.

It is therefore prayed before you Honor Court the petition may kindly be allowed and directing the PARA

Rima Sen Dutta
AM
10/03/22

Police Station to start investigation into the instant facts and treat this petition as F.I.R

AND

For the acts of kindness your petitioner is duty bound & shall ever pray.

VERIFICATION

That the statements made herein above are true to my knowledge and I put my signature in the verification on 31/03/22, at Raghunathpur court premises.

Rima Sen Dutta

|
By
Rima Sen
10/03/22



I, Rima Sen Dutta wife of Surajit Dutta Daughter of- Late- Barik Sen, Resident of village- Shyampur, Anara, Post Office- Anara, Police Station-para, Dist- Purulia (WB) do solemnly affirm and declare on oath as follows:-

- 1) I am the petitioner in this case.
- 2) That I have filed this Misc petition U/S 156(3) Cr.P.C for treating my petition as F.I.R.
- 3) That I also declared I have not filed any criminal case U/S 498(A)/323/406/307/506/34 I.P.C against the accused person before any court of law except this petition.
- 4) That content of the complaint petition has been read over to me and it has been drafted as per my instruction and after well conversant with the content of the paragraphs and facts and after understood the same as correct I put my signature on 31/03/22 at Raghunathpur court premises.

Rima Sen Dutta
Signature of the deponent
Identified by
Ashish Das
Advocate

Shd: - 41/22 dt 31 MAR 2022

Solemnly affirmed by
Deponent on Identification
by Advocate on.....
31 MAR 2022
DEBABRATA SARKAR-NOTARY