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In the Court of the Addl.Chief Judicial Magistrate, at Raghunathpur

Misc. Petition Case No-14 of 2023

Complaint under Sections 156(3)of the Criminal Procedure Code read with Sections 323/307/498/34 of the Indian Penal Code and Section 3 and 4 D.P Act

### 1.Name and Address of the Complainant:

Smt.Satabina Sahababu,Wife of Neeraj Parihar,Daughter of Abhijit Sahababu,resident of Parihar Niwas ,Vaishno Devi Chowk,Village-Arsanday,P.O.-Boreya,P.S.Kanke,District-Ranchi,Jharkhand,Pin Code-834006,now resides at her father's house situated at Village-Jabarrah, P.O.-Jhapra, P.S.Para, District-Purulia,West Bengal

#### 2.Name and address of the accused persons

- 1. Neraaj Parihar, Son of late Nawal kishore Nath Shahdeo, (Husband)
- 2. Jayashree Sahadev, Wife of late Nawal kishore Nath Shahdeo (Mother-in-Law)
- Nischal Parihar, Son of late Nawal kishore Nath Shahdeo, (Brother-in-law)
- 4. Smt.Kusum Parihar, Wife of Navin Parihar, (Sister-in-Law)

All are residents of Parihar Niwas Vaishno Devi Chowk, Village-Arsanday, P.O.-Boreya, P.S.Kanke, District-Ranchi, Jharkhand, Pin Code-834006

3. Nature of offence committed:
Under Sections 323/307/498 34 of the Indian Penal Code and Section 3 and 4 D.P Act

4.Date.time and place of occurance:
On and from 20/01/2017 and lastly on 29/08/2020 at about 05 p.m at Village-Arsanday,P.O.-Boreya,P.S.Kanke ,District-Ranchi,Jharkhand,Pin Code-834006

- 5. Name and Address of the witnesses:
- i) Complainant
- ii) Abhijit Sahababu
- iii) Prithiraj Sahababu
- iv) Others

## That the Complainant most respectfully beg to state as follows:

 That the complainant is a permanent resident of Village-Jabarrah, P.O.-Jhapra, P.S. Para, District-Purulia, West Bengal, Pin Code-723126 within the Jurisdiction of the learned court. TOCHE WAS CHILLS OF LEASE OF THE STATE OF TH



That the complainant namely, Satabina Sahababu is the legally married wife of the accused no-1 namely, Neeraj Parihar and the same has been performed and solemnized according to Hindu rites and customs and formalities prevalent in their community on 20/01/2017 at Village-Jabarrah, P.O.-Jhapra, P.S.Para, District-Purulia, West Bengal.

- That after marriage the complainant went to her in laws house and the complainant and the accused No.1 resided together as husband and wife at Parihar Niwas Vaishno Devi Chowk, Village-Arsanday, P.O.-Boreya, P.S.Kanke, District-Ranchi, Jharkhand and the same has duly consummated and still subsists.
- 4. That at the time of marriage the father of the complainant was compelled to gave a sum of Rs.5,00,000/- Rupees Five lakhs)only and also under pressure of social evils gave several gold ornaments, furniture, household articles like one pair of gold bangles, one piece gold necklace, two pair gold ear ring, one piece finger ring, one wooden cut with bedding, one steel almirah, one dressing table,one television,one washing machine and that apart brass made, steel made, plastic made household articles to the complainant towards her Stridhan Articles and that apart they also gave one finger ring and one wrist watch to the accused.
- 5. That the complainant went to her in laws house with all her Stridhan Articles and entrusted all her Stridhan articles to her husband and other in law family members for safe custody where she started her matrimonial life with high hope. The complainant stayed together with the accuseds in domestic relationship in the aforesaid address of her in laws house.
- That their marriage was consummated and the same is still subsists. Out of the said wedlock between the complainant and the accused one male child , namely. Naltik Parihar is born on 04/06/2018.
- 7. That while the complainant and accused No.1 were residing together as husband and wife, trouble cropped up after two months of the marriage as the accused No.1 and other accused started to inflict physical and mental torture upon her on demand of further dowry and they expressed their displeasure about the Stridhan articles to be of inferior quality and accordingly the accuseds started to pressurize upon the complainant to

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bring cash Rs. 3 lakhs from her father and as the complainant expressed her inability torture increased upon her day by day and even the accuseds did not hesitate to insult and tease the complainant in presence of her paternal relatives.

- 8. That but since after marriage accused no-1 and his family members put pressure upon the complainant to bring further money, i.e. Rs. 3,00,000/-(Rupees Three Lakh) as the father of the complainant could not satisfy them. Then all the persons began to assault the complainant daily and started torture with cruelties both physically and mentally upon me which increased day by day and stopped food and clothings. The torture upon her became intolerable then she called her father and other relatives to come to her matrimonial home on, 20:08:2020,then all the accuseds newly demanded Rs.8,00,000/-(Rupees Eight lakh), then parents of the complainant expressed their inability to fulfill that absurd and illegal demand. At that time all the persons threatened that the torture upon her would be increased and would not be allowed to go to her father's house in future.
- 9. That during conversation with the parents accused no-1/husband told mother of the complainant that she would not be allowed to go to her father's house unless Rs. 8,00,000/- (Rupees Eight lakh) is handed over to him of which there is proof of cellphone/mobile recording. Then with sorrow and frustration father complainant and other relatives returned home. After few days complainant was informed her father and others that she was being physically assaulted by her husband at the instigation of all other above mentioned persons who also abused me in filthy languages and told her to bring the aforesald amount then her father and others came to her matrimonial home on 29/08/2020 at night and she showed the injuries to her father. Then complainant along with her father and other persons went to Kanke Police Station to lodge F.I.R and verbally stated the incident then all the above mentioned accuseds, who have got sufficient influence over the concerned Police Station reached there and in presence of police personal threatened the complainant and snatched

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her child, then the complainant requested them to release her child but they refused and put pressure upon me to write down that "She is leaving the matrimonial home voluntarily and received all the belongings" then out of fear such cruelty, threats, coercion and force she was compelled to write down all these things considering the life of my child which was not at all correct, then they released my child from their custody and threatened me that if she lodge complaint then the child would be kidnapped from father's house of the complainant.

- 10. That in the suddenness of the incident the complainant became fully perplexed as well as distracted. Thereafter, While family members of the complainant return back in their house becaming amazed and confounded. They decided to go to Para Police Station to lodge FIR against the accused persons.
- 11. That regarding the above referred facts, the complainant visited the Officer in -Charge, Para Police Station with intent to lodge an F.I.R against the said accused persons, but he didn't get any help from him, finally finding no such alternatives, He has intimated a written complaint to the Superintend of Police, Purulia Districtict through registered post on 19.04.2023 and to the Officer- in -Charge, Para Police Station but still no such action has been taken at yet by the Inspector- in -Charge, Para Police Station.
- 12. That this case prima facie shows the involvement of such illegal act are threat to the society as whole as the complainant would certainly not be the only victim of these accused persons. This is a case in which the proper police investigation is required. However, police has not taken any action nor registered the FIR in this matter because of the reasons best known to them.
- 13. The complainant and his family are shocked at this act of theft and or criminal force to the complainant by the accused persons and complainant has undergone metal agony and facing social hardship by facing present situation.





- 14. That on 29/08/2020 at the respondent and his family members in a preplanned manner picked up quarrel with the complainant over the issue of dowry demand and when the complainant raised protest against such illegal demand, then all the respondents assaulted the complainant with a intention to commit murder mercilessly and drove her out from matrimonial home bare handed with single apparel keeping all her Stridhan articles.
- 15. That during her stay at her matrimonial home the complainant was subjected to various types of mental and physical cruelty/torture with a intention to murder the complainant by the accused persons and other in law family members and all the accused persons started creating pressure upon her to bring further money to the tune of Rs. 3 lakhs.
- 16. That from the conduct of the accused persons, i.e. the 'modus operandi' since the inception/very beginning complainant suffer irreparable loss and injury, the accused person committed the offence under section IPC. Thus the accused person is intentionally committed the offence under sections 323/307/498/34 of the Indian Penal Code and Section 3 and 4 D.P Act.
- 17. That the complainant finding no other alternatives, thereby take the shelter of the learned Court with the allegation/averments made hiseinabove, alongwith aforesaid witnesses for the punishment of the accused persons under sections 323/307/498/34 of the Indian Penal Code and Section 3 and 4 D.P Act as the police has failed to act in the matter of complaint.

Recieved on 19.05.23 at 14:45 ho and started Paro 15 care no. 40/23 dated 19.05.23 U/S. 323/4981/34 IPC & 3/4 DPAct. It is prayed ,therefore, that Your Honour would graciously pleased to pass necessary order or orders by taking cognizance against the accused persons to face trial before the learned Court for the ends of justice

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And

to pass such order or orders as will be deemed fit and proper

And

for this act of kindness the complainant shall ever pray

#### AFFIDAVIT

I,Smt.Satabina Sahababu,Wife of Neeraj Parihar,Daughter of Abhijit sahababu,resident of Parihar Niwas ,Vaishno Devi Chowk,Village-Arsanday,P.O.-Boreya,P.S.Kanke,District-Ranchi,Jharkhand,Pin Code-834006,now resides at her father's house situated at Village-Jabarrah, P.O.-Jhapra, P.S.Para, District-Purulia,West Bengal,do hereby solemnly affirm and say as follows:-

- 1....That I am the complainant in this case and well acquainted with the facts and circumstances of the above case.
- 2....That the statements of the petition have been drafted as per my instruction and have been read over and explained to me in Bengali which I have fully understood are true to my knowledge and belief.
- 3....That I sign and swear this affidavit today at Raghunathpur on 19/05/2023

51 m: 479/23

Satobina Sahaleabu

Signature of the Deponent

Department on Identification
by Advicate on Department Sarvar-NOTARY
DEPARTMENT SARVAR-NOTARY
2023
POLICY

Identified by me

Advocate