

**IN THE COURT OF THE JUDICIAL MAGISTRATE, 1ST CLASS, 2ND COURT,
JALPAIGURI.**

**Present : Sk. Abid Ali,
J. M. 2nd Court, Jalpaiguri.
(J.O.) Code- WB01451.**

**Misc. Petition Case No. 135/2026
C.I.S. Registration No. 135 of 2026
C.N.R. No.- WBJP02-002682-2026**

Order dated :- 15.07.2026

Today is fixed for appearance before the concerned Court.

Aggrieved person is present in Court along her Ld. Counsel and has filed a petition under Section 18/19/22 & 23(2) of PWDV Act for residential order on urgent basis. Aggrieved person (48 years) is the legal wife of Koushik Ganguli @ Ganguly is living her conjugal life with her husband at Purba Vivekananda Pally, Raja Rammohan Roy Road, Siliguri, Ward No. 38, Siliguri Municipality Corporation, PO- Rabindra Sarani, PS- Bhaktinagar, Dist- Jalpaiguri. OP no. 2 is the mother-in-law of the petitioner. The petitioner give birth of her child in the year 2006. After the birth of her child, respondent/OP no. 1 & 2 do not want to took responsibility of the petitioner and her child. Respondent no. 1 used to drink regularly and inflicting physical and mental torture intoxicated condition. In February, 2025 the petitioner was diagnosed gynecological issues but she was compelled to take shelter at her parental house. Since then the petitioner along with her child are living in a rented house.

Ld. Counsel for the complainant submitted that an immediate order required for her shelter and to protect her from any sort of violence under D.V. Act otherwise it will cause hardship to the aggrieved person.

Heard and considered. Considering the statements and other facts and circumstances of the case, and the object of the PWDV Act, this Court finds that at this moment aggrieved person being helpless she is entitled to get ex-parte interim order under section 23(2) of the Act.

Hence it is,

ORDERED

The prayer of the petitioner is hereby considered and allowed ex-parte.

The respondents are directed to provide a suitable accommodation, if any a private room, to the aggrieved person in the shared house hold if the aggrieved person is willing to stay. The respondents are hereby restrained from committing any act of domestic violence and /or causing any violence to the aggrieved person.

Let a copy of this order be supplied to the I.C. of Bhaktinagar PS for taking necessarily action against the respondents for restraining them from committing any force or violence upon the aggrieved person.

Let a copy also be supplied to the complainant/aggrieved person free of cost.

Fix 10.08.2026 for compliance report from I.C. Bhaktinagar PS and SR/AD and appearance of OP.

Issue summons.

D/c by me.

Judicial Magistrate 1st Class,
2nd Court, Jalpaiguri, W.B.

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