

G.R Case No.2057/2022

CIS No. GR 637/2026

CNR No.WBND13-002746-2026

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FORM A

IN THE COURT OF THE JUDICIAL MAGISTRATE, 3RD COURT , RANAGHAT, NADIA

**Present: Smt. Ritwika Mohanta,
Judicial Magistrate, 1st Class
3rd Court, Ranaghat, Nadia
JO Code WB 01342**

Date of delivery of Judgment: The 5th day of June, 2026

G.R Case No.2057/2022

CIS No. GR 637/2026

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Details of FIR/Crime and Police Station :-

Hanskhali P.S Case/FIR No. – 494/2022 Dated 24-05-2022 u/s 498A/323/34 of I.P.C

Complainant

STATE OF WEST BENGAL

REPRESENTED BY

ASSISTANT PUBLIC PROSECUTOR

ACCUSED

- A1. Shilpi Dhabak**
- A2. Mujibar Dhabak**
- A3. Manura Dhabak**
- A4. Parvina Mondal**
- A5. Sabana Dhabak**

REPRESENTED BY

Ld. Advocate Sandhaya Khatun

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FORM B

DATE OF OFFENCE	Since after marriage
DATE OF FIR	24-05-2022
DATE OF CHARGE SHEET	29-06-2022
DATE OF FRAMING OF CHARGES	03-06-2026
DATE OF COMMENCEMENT OF EVIDENCE	03-06-2026
DATE ON WHICH JUDGMENT IS RESERVED	N.A
DATE OF THE JUDGMENT	05-06-2026
DATE OF THE SENTENCING ORDER, IF ANY	N.A

ACCUSED DETAILS

Rank of the Accused	Name of the Accused	Date of Arrest	Date of Release on bail	Offences charged with	Whether acquitted or convicted	Sentence imposed	Period of Detention undergone during trial for purpose of section-428 Cr.p.c
Accused No-1.	Shilpi Dhabak	NIL	19-07-2022	U/S. 498A/323/34 OF I.P.C	THE ACCUSED PERSONS ARE ACQUITTED	N.A	N.A
Accused No-2.	Mujibar Dhabak						
Accused No-3.	Manura Dhabak						
Accused No-4.	Parvina Mondal						
Accused No-5.	Sabana Dhabak						

FORM C

LIST OF PROSECUTION/DEFENCE/COURT WITNESSES

A. PROSECUTION

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS,EXPERT WITNESS,MEDICAL WITNESS, PANCH WITNESS,OTHER WITNESS)
PW-1	Momena Mondal	De-facto Complainant

B. DEFENCE WITNESSES IF ANY:

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS,EXPERT WITNESS,MEDICAL WITNESS,PANCH WITNESS,OTHER WITNESS)
DW1	NA	NA

C. COURT WITNESSES IF ANY:

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS,EXPERT WITNESS,MEDICAL WITNESS,PANCH WITNESS,OTHER WITNESS)
CW1	N.A	NA

LIST OF PROSECUTION/DEFENCE/COURT EXHIBITS

A. PROSECUTION EXHIBITS

Sr. no	EXHIBIT NUMBER	DESCRIPTION
1.	Exhibit-P-1/PW-1	Signature of PW 1 on the written Complaint

B. DEFENCE EXHIBITS

Sr. no	EXHIBIT NUMBER	DESCRIPTION
1.	Exhibit-D-1/DW1	NA

C. COURT EXHIBITS

Sr. no	EXHIBIT NUMBER	DESCRIPTION
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1.	Exhibit-C-1/CW1	NA
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D. MATERIAL EXHIBITS

Sr. no	MATERIAL OBJECT NUMBER	DESCRIPTION
1.	Mat-I	NA



J U D G M E N T

The case was originated on the basis of a written information filed by one Momena Mondal, wherein she made allegations of cruelty by her husband and in laws for demand of dowry.

On receiving the written complaint, one Hanskhali P.S Case no. 494/2022 dated 24-05-2022 under section 498A/323/34 of I.P.C was initiated and the case was endorsed to one PSI Md. Sadikul Hoque of Hanskhali P.S as I.O to investigate the case. Charge sheet was submitted by the I.O against the accused persons. Subsequently, cognizance was taken by the Ld. A.C.J.M., Ranaghat and after that the case was transferred to this Court by the order of the Ld. A.C.J.M., Ranaghat for trial. The sum and substance of allegation under section 498A/323/34 of the Indian Penal Code was read over and explained to the accused persons. The accused persons hearing the contents of accusation vehemently remonstrated the allegation and pleaded innocence and accordingly the court fixed the case for trial.

The prosecution has examined the defacto complainant only and exhibited one document which are mentioned above in the prescribed format and then prayed for closure of evidence. I am not repeating the description of the same as the same will make this judgement voluminous one only.

After closure of evidence from prosecution side, the accused persons again were examined under Section 313 of Cr.P.C where they again stated that they were not guilty and they would not adduce any evidence on their behalf.

Points for considerations are :

- 1)** Whether the accused persons are guilty or not.
- 2)** Whether the prosecution has succeeded in proving the case.

DECISION WITH REASONS

Since both the points for consideration are interlinked they are taken up together for determination.

In order to substantiate its allegation, the prosecution has firstly called the defacto complainant on dock. The de-facto complainant while deposing as P.W1 has deposed that she had dispute with the accused persons over family matters, so she left her matrimonial home, thereafter she filed this case. On being inquisitive, when the Ld. Defence Counsel asked her about filing of this case, P.W 1 has clearly stated that she has no knowledge about the contents of the FIR, even though she has admitted her signature over the same. It further reveals from the oral account of the victim that she is residing with the accused persons peacefully under the same roof.

In view of the testimony of witnesses and the allegation so raised by the prosecution, I am to say that mere bald allegations of fact do not conclusively prove the same. It must be proved by corroborative, cogent evidence. Besides, considering the marital relation and evidences of the prosecution, I am of the opinion that the victim may have grudges against the accused persons but prosecution has miserably failed to prove its case beyond reasonable doubt against the accused persons.

For the reasons assigned here in before, the accused persons deserve to be acquitted from this case.

Accordingly, it is,

O R D E R E D

that the accused persons, namely, Shilpi Dhabak, Mujibar Dhabak, Manura Dhabak, Parvina Mondal, Sabana Dhabak are found **not guilty** of committing the offence under section 498A/323/34 of I.P.C and hereby **acquitted** of the charge framed against them as per section 248(1) of Cr.P.C.

They are also discharged from the liability of their respective bail-bonds and set at liberty.

The sureties are also discharged.

Note it in the relevant register.

Dictated and Corrected by me,

**Sd/-
Judicial Magistrate 3rd Court
Ranaghat, Nadia**

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Judicial Magistrate 3rd Court
Ranaghat, Nadia**