

West Bengal Form No.3959  
High Court Criminal Form No.(p)39

**ST 3(11)2024**

CHARGES WITH SIX HEADS  
[No. XXVIII (II), SCHEDULE V, ACT, 1808]  
[Sections 221,222, 223, Code of Criminal Procedure]

Name and office of I, Sanjay Naskar, Additional Sessions Judge, Fast Track 3<sup>rd</sup> Court  
at Basirhat, North 24 Parganas.

hereby charge you namely  
as follows :

Accused named  
**1. Tushar Adhikari,**  
**2. Mihir Adhikari,**  
**3. Moumita Adhikari**

**Firstly-** That you **Tushar Adhikari** being the husband of Kajal Adhikari and rest you being her in laws, since after 1 or 1½ months of her marriage, at her matrimonial home, in furtherance of common intention of all, subjected her to cruelty both physically and mentally and that you thereby committed an offence punishable u/s **498A/34 of IPC** and within the cognizance of this court.

**Secondly-** That you **Tushar Adhikari** being the husband of Kajal Adhikari and rest you being her in laws, on 13.04.2019, at about 4.00 P.m., at her matrimonial home, in furtherance of common intention of all, committed dowry death by causing death of Kajal Adhikari by strangulation and that you thereby committed an offence punishable u/s **304B/34 of IPC** and within the cognizance of this court.

**Thirdly-** That on 13.04.2019, at about 4.00 P.m., at her matrimonial home, Kajal Adhikari committed suicide and you **Tushar Adhikari** being the husband of Kajal Adhikari and rest you being her in laws, in furtherance of common intention of all abated the commission by torturing her, subjecting her to cruelty over the demand of dowry, valuable articles since after 1 or 1½ months of her marriage and that you thereby committed an offence punishable u/s **306/34 of IPC** and within the cognizance of this court

**Fourthly-** That you **Tushar Adhikari** being the husband of Kajal Adhikari and rest you being her in laws, since her marriage, at her matrimonial home, in furtherance of common intention of all, abetted giving and taking dowry from Kajal Adhikari and that you thereby committed an offence punishable u/s **4 of D.P.Act** and within the cognizance of this court.

That the content of the said charges is read over and explained to them to which they plead not guilty but claim to be tried.

And, hereby direct that you be tried by the said Court on the said charges.

Dated this 26<sup>th</sup> day of November, 2024

Additional Sessions Judge,  
Fast Track 3<sup>rd</sup> Court, Basirhat,

**ST 3(11)2024**  
**Present. Sri. Sanjay Naskar, Ld. P.O.**  
JO Code (UID No) WB01025

**Order no. 1 dt. 26.11.2024**

All the three accused persons on C.B. are present by filing hazira. Today is fixed for consideration of charge. Ld. PP-in-Charge is present.

Heard both sides.

Perused the case records, charge sheet and the documents filed.

Considered.

On perusal of the case records, charge sheet and the documents filed, this Court feels, there are sufficient materials for presuming, the accused persons have committed the offence punishable u/s **498A/304B/306/34 of IPC and 4 of D.P.Act.** The substance of accusation of the offence is that the accused **Tushar Adhikari** being the husband of Kajal Adhikari and rest accused being her in laws, since 1 to 1½ months of her marriage, at her matrimonial home, in furtherance of common intention of all, subjected her to cruelty both physically and mentally over the demand of dowry, valuable articles and on 13.04.2019, at about 4:00 PM, at her matrimonial house, she committed suicide in pursuant to the abatement of the accused or in alternative the accused committed dowry death of Kajal Adhikary. The substance of accusation of the offence punishable u/s **498A/304B/306/34 IPC and 4 of D.P.Act** is read over and explained to the accused persons to which they plead not guilty but claim to be tried. The charge so framed is also written in separate form and kept with the record. Thus the charge has been framed against the accused persons.

To 22.04.2025 for evidence of CSW-1 & 2.

Issue summons accordingly.

Additional Sessions Judge,  
Fast Track 3<sup>rd</sup> Court, Basirhat,  
North 24 Parganas