

COURT FOR THE STATES OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-\_\_\_\_\_OF 2022

Sumit Jha .....Petitioner.

(Now confined in District Jail Gurugram

Versus


State of Haryana. ....Respondent.

INDEX

S.No.	Particulars	Date	Page	C.fee
1.	Petition u/s 439 Cr.P.C.	1.4.2022	1-4	
2.	Annexure P-1 Affidavits	21.3.2022	5-8	
3.	Annexure P-2 Order of ASJ Gurugram)	11.2.2022	9-14	
4	Power of Attorney	21.12.2021	15	
	<b>Vernacular</b>			
5	Annexure P-1 ( Affidavits)	21.3.2022	16-17	
6	<i>Full copy of FIR</i>	31.10.2022	18-20	

1. Similar case :- No .
2. Whether any sitting /former MP/MLA is involved in the case  
:- NO.
3. Age of the Victim :- 17 Years

Chandigarh:  
Dated:1.4.2022

  
SURESH AHLAWAT  
ADVOCATE  
COUNSEL FOR THE PETITIONER

— / —

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND  
HARYANA AT CHANDIGARH  
CRIMINAL MISC. M-\_\_\_\_\_ OF 2022

MEMO OF PARTIES


Sumit Jha aged about 22 Years, son of Pankaj Jha, presently  
residing on rent at H.No. 2021, Gali No. 3, Rajiv Nagar ,  
Gurugram and permanent resident of Village Kaja-Patti. P.S.  
Kamtol, District Darbangha( Bihar)  
(Now confined in Distt. Jail Gurugram)

.....Petitioner

Versus

State of Haryana .....Respondent

Chandigarh:  
Dated: 1.4.2022

  
(SURESH AHLAWAT)  
ADVOCATE  
COUNSEL FOR THE PETITIONER

- 2 -

FIRST BAIL APPLICATION UNDER  
SECTION 439 CR.P.C. SEEKING  
CONCESSION OF REGULAR BAIL FOR  
THE PETITIONER IN F.I.R. NO.151  
DATED 31.10.2021 UNDER SECTION 6  
OF POCSO Act-2012 and SECTION 506  
of IPC REGISTERED AT Women P.S  
West GURUGRAM.

RESPECTFULLY SHOWETH:

1. That the petitioner falsely arrayed as an accused in present case for the exterior motives best known to him only. That the above noted false and frivolous case has been got registered against the petitioner. Thus, true translation copy of FIR is reproduced here under for the kind perusal and kind consideration of this Hon.ble Court.

To

The SHO,

Women P.S West GURUGRAM.

I, Premshila wife of Sunil Kumar aged about 35 years resident of Dudh Patti South Simri Baksar (Bihar) present residing in the house of Sushila for about 2/3 years address 12 Biswa Badi Chopal .I, have four children two sons two daughters Her eldest daughter Soni aged 17 years .I am working (sowing job) in private company at Khandsa My Dayghter Soni is student of 9<sup>th</sup> class in Govt. Secondary School Bhim -Nagar- (Gurugram). Today. When

she returned to the home .she found the girl child sulking/sitting in to herself, on which she made inquiry from her daughter. The girl child revealed to her that she had the friendly terms with Sumit Jha H.No. 2021,Gali No. 3, Rajiv Nagar , Gurugram since two years and they had been in to physical relation since 15.5.2020.He used to call her at his room .When the victim asked him to marry her, he refused to marry her and extended a threat to kill her ,if she narrated the occurrence to anyone. Today, ,all these facts narrated to me by my daughter after connivance her , who committed wrong act again and again to my daughter on giving false assurance to marry her and extended a threat to kill her, if she narrated the occurrence to anyone. Kindly legal action be taken against Sumit and justice be provided to my daughter Soni . I am saying this facts before Legal Advise Alrina Sd- Premshila w/o Sunil.

2. That there was/is a love affair between the victim and the petitioner but when the parents of the petitioner refused to solemnize marriage with the victim ,this case was got registered by victim mother. Now victim has turned 18 years of age on 6.2.2022 . She visited the petitioner in the jail and now both are willing to solemnize marriage with each other.

3. That victim of this has also appeared in person before the Ld,. Trial Court during the course of argument in the bail application, she stated that she wanted to solemnize

marriage with the petitioner is not opposing the bail, she is in favor of bail if it granted to the petitioner. In this regard victim and her mother submitted the affidavit that victim is now 18 years and wanted to solemnize the marriage with petitioner. It is pertinent to mention here that petitioner who is above 21 years, is also ready to solemnize the marriage with the victim. True translated Copies of affidavit dated 21.3.2022 are attached here with as **Annexure P-1.**

4. That the officials of local police have completed the investigation and filed the challan in the case with biased and prejudiced mind before this Hon'ble Court. Now this case is fixed for evidence of Pws.
5. That there is no recovery or interrogation is to be effected from the present petitioner and the trial would take a sufficient long time and no purpose shall be solved by keeping the petitioner under judicial custody as the petitioner is already in custody since 1.11.2021.
6. That the petitioner undertakes to appear on each and every date of hearing and also whenever directed by the Hon'ble Court in the event of granting him the concession of regular bail.
7. That the petitioner is ready to abide by all the terms and conditions imposed upon him while granting the concession of regular bail by this Hon'ble Court.



8. That the petitioner had applied for regular bail before the Court of Ld. Additional Sessions Judge, Jind ,but ,however, the Ld. Add. Sessions Judge vide order dated 11.2.2022 dismissed the said bail application of the petitioner on surmises and conjectures with the only finding that the offence is of a serious nature . True copy of order dated 11.2.2022 is attached herewith as Annexes P-2.

9. That there is no any other criminal case pending against the petitioner and the petitioner is not having any criminal record.


10. That no such or similar petition has earlier been filed by the petitioner either in this Hon'ble Court or in the Hon'ble Supreme Court of India or no any such case is pending in the court of Sessions or any other court.

It is, therefore, respectfully prayed that the petition may kindly be granted the concession of regular bail in F.I.R. NO.151 DATED 31.10.2021 UNDER SECTION 6 OF POCSO Act-2012 and SECTION 506 of IPC REGISTERED AT Women P.S West GURUGRAM in the interest of justice.

It is further prayed that the exemption from filing the certified/typed copies of annexures may kindly be granted to the petitioner in the interest of justice.

**Note :-** AADHA CARD and Contact No. of the petitioner is not available because he is in judicial custody since 1.11.2021 in Distt. Jail Gurugram.

Chandigarh:  
Dated: 1.4.2022

  
(SURESH AHLAWAT)  
ADVOCATE  
COUNSEL FOR THE PETITIONER

Affidavit of Soni aged 18 years daughter of Premshila wife of Sunil Kumar age 35 years resident of Dudhi Patti South Simri Baksar (Bihar) present address 12 Biswa Badi Chopal residing in the house of Sushila ( Gurugram).

I, the above named deponent, do hereby solemnly affirm and declare as under:-

1. That I, am resident of above address . an F.I.R. no.151 dated 31.10.2021 under Section 6 of POCSO Act-2012 and Section 506 of IPC registered at women P.S. West Gurugram against Sumit Jha son of Pankaj Jha, presently residing on rent at H.No. 2021,Gali No. 3, Rajiv Nagar , Gurugram and permanent resident of Village Kaja-Patti. P.S. Kamtol, District Darbangha( Bihar).

2. That I, was minor at the time of occurrence. Now I, have completed 18 years on 6.2.2022 and I, was in love-affair with Sumit but later on, this case has been registered against him on refusal of marriage.

3. That after this incident and registration of this case, no one want to marriage with her or nor in future and Sumit Jha who is my friend, can fulfill after solemnize marriage with her.

4. That I, had taken this decision after full understanding and I am ready to marry with Sumit Jha and his parents is also ready without any objection So that, their future not be in dark.

- 6 -

5. That above mentioned case is fixed for evidence on 16.5.2022, it will take long time , Therefore , I am submitting this affidavit regarding to grant the bail to Sumit Jha after that, we can solemnize marriage each other and want to proceed own house , now I am completed 18 years of age .

Sd- Deponent

Verification :- Today , on 21.3.2022 is verified in court of Gurugram that above para no. 1to 5 are true and correct ,No concealment in it.

Sd- Deponent

Attested



- 7 -

## Affidavit

Affidavit of Premshila wife of Sunil Kumar age 35 years resident of Dudhi Patti South Simri Baksar (Bihar) present address 12 Biswa Badi Chopal residing in the house of Sushila ( Gurugram)

I, the above named deponent, do hereby solemnly affirm and declare as under:-

1. That I, am resident of above address. That an F.I.R. no.151 dated 31.10.2021 under Section 6 of POCSO Act-2012 and Section 506 of IPC registered at women P.S. West Gurugram against Sumit Jha son of Pankaj Jha, presently residing on rent at H.No. 2021, Gali No. 3, Rajiv Nagar , Gurugram and permanent resident of Village Kaja-Patti. P.S. Kamtol, District Darbangha( Bihar).
2. **That** my daughter Soni was minor at the time of occurrence. Now I, have completed 18 years on 6.2.2022 and my daughter was in love-affair with Sumit but later on, this case has been registered against him on refusal of marriage.
3. **That** after this incident and registration of this case, no one want to marry with my daughter or nor in future and Sumit Jha who is friend of my daughter , can fulfill after solemnize marriage with her.
4. **That** I and my daughter had taken this decision after full understanding and my daughter Soni is ready to marry with Sumit Jha and his parents is also ready without any objection So that, their future not be in dark.

— 8 —

5. That above mentioned case is fixed for evidence on 16.5.2022, it will take long time , Therefore , I am submitting this affidavit regarding to grant the bail to Sumit Jha . I want to fulfill her hand with yellow color, now she has completed 18 years of age .

Sd- Deponent

Verification :- Today , on 21.3.2022 is verified in court of Gurugram that above para no. 1to 5 are true and correct , No concealment in it.

Sd- Deponent

Attested

*True Translated copy's*  
*sd*  
*Adv.*

Annexure P-2 - 9-

Certified copy of Bail Order dtel. 11.2.2022

IN THE COURT OF BHAWNA JAIN, ADDITIONAL SESSIONS JUDGE,  
FAST TRACK SPECIAL COURT FOR THE OFFENCES  
UNDER POCSO ACT 2012, GURUGRAM

UID Number : HR0169  
CNR No. : HRGR01-001481-2022  
CIS No. : BA-453-2022  
Date of Institution : 10.02.2022  
Date of Order : 11.02.2022

Sumit Jha, aged 21 years, son of Pankaj Jha, presently residing on rent at H.No. 2021, Gali No.3, Rajiv Nagar, Gurugram and permanent resident of Village Kaja Patti, P.S. Kamtol, District Darbangha (Bihar)

....Accused-Petitioner

Vs.

State of Haryana

.....Respondent



FIR Number : 151 dated 31.10.2021  
Under Sections : 6 of POCSO Act, 2012  
and 506 of IPC  
Police Station : Women Police Station,  
West, Gurugram

2<sup>nd</sup> Bail application u/s 439 Cr.P.C.

Argued by: Shri M.S. Sekhawat Advocate representing the accused-petitioner  
Shri Vinod Kumar Sardhana Public Prosecutor for the State assisted by L/ASI Renu  
Victim 'S' in person (complainant/mother of the victim did not turn up)

ORDER:

By virtue of the present bail application, accused-petitioner has sought for the concession of regular bail in the FIR No. 151 dated 31.10.2021 registered under sections 6 of POCSO Act, 2012 and 506 of IPC at Women

(Bhawna Jain)  
ASJ, Gurugram (HR0169)  
11.02.2022

CNO-SC/789/2021  
NDotH- 10.03.2022

GT

ATTESTED

Examiner  
Copying Agency  
Dist. & Sessions Court  
Gurugram  
28.2.2022

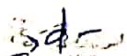
10 —


Sumit Jha Vs. State FIR No. 151 of 2021  
(Date of Order 11.02.2022)

2

Police Station West, Gurugram, the earlier bail application filed on behalf of the petitioner having been dismissed by this Court vide order dated 13.12.2021.

2. Briefly stated, this case was registered at the instance of mother 'P' of a girl child (name withheld to conceal the identity of the child and to be referred as complainant/mother of the child hereinafter), who moved a complaint to the Police on 31.10.2021 with the facts that she was hailing from 16 Dudhi Patti, South Simri, Baksar (Bihar) and presently, she along with her family was residing at 12 Biswa, Badi Chaupal in a rented accommodation since 2-3 years (name of landlady withheld to conceal the identity of the girl child). She was blessed with four children, two sons and two daughters. Her eldest daughter 'S' aged 17 years (name withheld to conceal the identity of the child and to be referred as the prosecutrix/victim/girl child hereinafter) was a student of 9th Class in Government Girls School, Bhim Nagar, Gurugram. The complainant had been in some sowing job in a private company at Village Khandsa. On that day, i.e, on 31.10.2021, when she returned to the home, she found the girl child sulking/sitting into herself, on which she made enquiry from her daughter. The girl child revealed to her that she had the friendly terms with Sumit Jha since two years and they had been into physical relations since 15.05.2020. He used to call her at his room. When the victim asked him to marry her, he refused to marry her and extended a threat to kill her, if she narrated the occurrence to any one. With these facts, the matter was requested to be registered and investigated. On the basis of the above said complaint, FIR of this case was registered for the

  
(Bhawna Jain)  
ASJ, Gurugram (HR0169)  
11.02.2022

ATTESTED  
  
Examiner  
Copy/In Agency  
Distt. & Sessions Court  
Pun. Gurugram  
26-2-2022

page 2/6

21




11 -


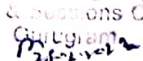
**Sumit Jha Vs. State FIR No. 151 of 2021**  
**(Date of Order 11.02.2022)**

**3**

offences punishable under sections 6 of POCSO Act, 2012 and 506 of IPC. The girl child was subjected to the medico-legal examination. The belongings of the girl child were not seized by the Medical Officer, the last episode of sexual assault upon her being an old one. Site plan of the site of crime was prepared. Accused Sumit Kumar was arrested on 01.11.2021. He was subjected to the medico-legal examination. During interrogation, he suffered a disclosure statement and in pursuance thereof, he got the site of crime demarcated. The child was subjected to the counseling before CWC, Gurugram. Statement of girl child u/s 164 Cr.P.C was got recorded. The academic record of the girl child was collected, vide which her date of birth was revealed as 06.02.2004. Scaled site plan of the site of crime was got prepared. Statements of witnesses u/s 161 Cr.P.C were recorded. After completion of the investigation, a Final Report u/s 173(2) Cr.P.C was submitted against accused by the prosecution, wherein after charge sheeting the accused for the appropriate offences vide order dated 04.01.2022, the trial is now fixed for 10.03.2022 for evidence of the prosecution and the testimony of none of the prosecution witnesses has been recorded by now. By virtue of the status report, a prayer is made to decline the bail application of the petitioner.

3. It is urged by learned counsel for the petitioner that the investigation in this case is complete. The petitioner is behind the bars since 01.11.2021, the date of his arrest. There was a love affair between the victim and the petitioner but as and when the petitioner refused to solemnize marriage with the victim, this case was got registered by her mother. The

  
(Bhawna-Jain)  
ASJ, Gurugram (HR0169)  
11.02.2022

**ATTESTED**  
  
Examiner  
Criminal Agency  
Distt. & Sessions Court  
Gurugram  


page 3/6

3

victim is present before the Court today who has turned 18 years of age on 06.02.2022. She visited the petitioner in the jail and now both are willing to solemnize marriage with each other. Learned counsel for the petitioner placed on the file the copy of self attested copy of Aadhar Card of the victim. With these submissions, a prayer is made to allow the bail application.

4. To the contrary, the bail application has been opposed by learned PP for the State in view of the gravity of the offence(s) attributed to the petitioner.

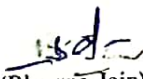
5. It is pertinent to mention here that the first bail application filed on behalf of the petitioner had been declined by this Court vide order dated 13.12.2021 along with the following observation:


".....5. As per the academic record of the girl child, her date of birth is 06.02.2004 and the fact that the girl child is yet to complete 18 years of age has been conceded by the accused-petitioner also in the bail application.

6. Just after the registration of this case, the girl child was subjected to the medico-legal examination on 31.10.2021, wherein she gave the history of sexual intercourse between her and the accused since May 2019 till 11.08.2021 periodically and the last episode of the sexual assault upon the victim by the petitioner was alleged to have taken place on 11.08.2021.

7. After the registration of the case, statement of the girl child u/s 164 Cr.P.C was got recorded on 11.11.2021 which is also consistent with the prosecution version. The above said statement of the girl child cannot be nullified by her supplementary statement recorded by the Police u/s 161 Cr.P.C on 11.11.2021 itself, copy of which is placed on the record along with the bail application as annexure- A.

8. The audio recording alleged to be of the mother of the victim and that of the father of the petitioner played before the Court by learned counsel for the petitioner on his mobile phone during the course of arguments is a moot point to be decided at a later stage. It is yet to be proved by the

  
(Bhawna Jain)  
ASJ, Gurugram (HR0169)  
11.02.2022

ATTESTED  
  
Officer  
Agency  
Sessions Court  
Gurugram

page 4/6

petitioner that the voice therein is that of the mother of the victim only.

9. The screen shots of the mobile phone of the parents of the petitioner are also the matter of evidence.

10. Since it is conceded by the petitioner himself that the girl child is yet to attain the age of majority, even her consent, if any, in establishing physical relations with the petitioner pales into insignificance at this stage.

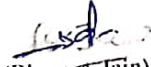
11. At this stage no adverse inference can be drawn against the prosecution for getting the statement of the girl child recorded u/s 164 Cr.P.C at a delayed stage, i.e, after 11 days of the registration of the case.


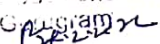
12. The charge is yet to be framed against the petitioner and thereafter the testimony of the girl child would be recorded during the trial. Prior to the recording of the testimony of the girl child in the trial, the conscience of the Court is not satisfied to enlarge the petitioner on regular bail in the given circumstances....."

6. Since the dismissal of the earlier bail application of the petitioner by this Court, the circumstances of the case have not undergone any such substantial change to warrant the admission of the petitioner to the regular bail, but for serving the charge-sheet on the accused.

7. Testimony of the victim is yet to be recorded during the trial and prior thereto, this Court is not inclined to enlarge the petitioner on regular bail in the given circumstances, irrespective of the fact that the victim is present before the Court during the course of arguments in the bail application and she stated that she wanted to solemnize marriage with the petitioner.

8. Since the victim has turned 18 years of age hardly a week back and she is not accompanied by either of her parents in the Court today, prior to the recording of her testimony in the trial, the conscience of the Court is not satisfied to admit the petitioner to the concession of bail.

  
(Bhawna Jain)  
ASJ, Gurugram (HR0169)  
11.02.2022

ATTESTED  
  
Examiner  
Legal Agency  
District Sessions Court  
Gurugram  


page 5/6

5

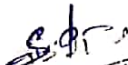


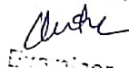
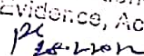
Sumit Jha Vs. State FIR No. 151 of 2021  
(Date of Order 11.02.2022)

6

9. Consequently, without commenting anything on the merits of the case, bail application filed on behalf of the petitioner is dismissed. File be tagged with the file of main case.

Announced in open Court:  
11.02.2022  
Aarti

  
(Bhawna Jain),  
Additional Sessions Judge,  
Fast Track Special Court  
under POCSO Act 2012,  
Gurugram.  
(UID No.HR0169)

CERTIFIED TO BE TRUE COPY  
  
District & Sessions Court, Gurugram  
Authorised Under Section-76  
of the Indian Evidence, Act-1979  


Registration No. 24821  
Date Presentation of application 28-1-2022  
Record Received. 28-1-2022  
Date of presentation of copy 28-1-2022  
No. of Pages 6  
Urgency 18.  
Copy of 18.  
Search fee 18.  
Name Copyist Pawan  
Date of Delivery 19.  
Total Fees 19.



**FIRST INFORMATION REPORT**  
(Under Section 154 Cr.P.C.)प्रथम सूचना रिपोर्ट  
(धारा 154 दंड प्रक्रिया संहिता के तहत)1. District (जिला): GURUGRAM  
FIR No. (प्र.सू.रि. सं.): 0151

P.S. (थाना): Women West Gurugram

Year (वर्ष): 2021

Date and Time of FIR (प्र.सू.रि. की दिनांक और समय): 31/10/2021 23:26 hrs

2. S.No. (क्र.सं.) Acts (अधिनियम)

Sections (धारा(एँ))

1 IPC 1860

506

2 THE PROTECTION OF CHILDREN FROM  
SEXUAL OFFENCE ACT, 2012

3. (a) Occurrence of offence (अपराध की घटना):

1 Day (दिन):

Date from (दिनांक से):

Date To (दिनांक तक):

Time Period (समय अवधि):

Time From (समय से):

Time To (समय तक):

(b) Information received at P.S. (थाना जहाँ सूचना प्राप्त हुई):

Date (दिनांक): 31/10/2021

Time (समय): 23:00 hrs

(c) General Diary Reference (रोजनामचा संदर्भ):

Entry No. (प्रविष्टि सं.): 021

Date and Time (दिनांक और  
समय): 31/10/2021 23:11  
hrs

4. Type of Information (सूचना का प्रकार): Written

5. Place of Occurrence (घटनास्थल):

1. (a) Direction and distance from P.S. (थाना से दूरी और दिशा): WEST, 8 Km(s)

(b) Address (पता): राजीव नगर गुडगांव,

Beat No. (बीट सं.):

(c) In case, outside the limit of this Police Station, then Name of P.S. (यदि थाना सीमा के बाहर है तो थाना का नाम):

District (State) (जिला (राज्य)):

6. Complainant / Informant (शिकायतकर्ता / सूचनाकर्ता):

(a) Name (नाम): प्रेमशीला

(b) Husband's Name (पति का नाम): सुनील कुमार

(c) Date/Year of Birth (जन्म तिथि / वर्ष): 1986

(d) Nationality (राष्ट्रियता): INDIA

(e) UID No. (यूआईडी सं.):

(f) Passport No. (पासपोर्ट सं.):

Date of Issue (जारी करने की दिनांक):

Place of Issue (जारी करने का स्थान):

(g) ID Details (Ration Card, Voter ID Card, Passport, UID No., Driving License, PAN) (पहचान विवरण (राशन कार्ड, मतदाता कार्ड, पासपोर्ट, यूआईडी सं., ड्राइविंग लाइसेंस, पैन कार्ड))

S.No. (क्र.सं.) ID Type (पहचान पत्र का प्रकार)

ID Number (पहचान संख्या)

(h) Occupation (व्यवसाय):

(i) Address (पता):

S.No. (क्र.सं.) Address Type (पता का प्रकार)  
1 Present Address  
2 Permanent Address

Address (पता)  
12 बिस्वा बड़ी चौपाल गुरुग्राम, GURUGRAM, HARYANA, INDIA  
16 दूधी पट्टी दक्षिणी, सीमरी बक्सर बिहार, BUXAR, BIHAR, INDIA  
Mobile (मोबाइल सं.): 91-7210308001

(U) Phone number (दूरभाष सं.):

7. Details of known / suspected / unknown accused with full particulars (जात / संदिग्ध / अज्ञात अभियुक्त का पूरे विवरण सहित वर्णन):

S.No. (क्र.सं.)	Name (नाम)	Alias (उपनाम)	Relative's Name (रिश्तेदार का नाम)	Present Address (वर्तमान पता)
1	सुमित		Father's Name: पंकज झा	1. 2021, गुरुग्राम नगर, गुडगांव, Women West Gurugram, GURUGRAM, HARYANA, INDIA



8. Reasons for delay in reporting by the complainant / Informant (शिकायतकर्ता / सूचनाकर्ता द्वारा रिपोर्ट देरी से दर्ज कराने के कारण):

9. Particulars of properties of Interest (संबन्धित सम्पत्ति का विवरण):

S.No. (क्र.सं.)	Property Category (सम्पत्ति श्रेणी)	Property Type (सम्पत्ति के प्रकार)	Description (विवरण)	Value (In Rs/-) (मूल्य (₹ में))
10.	Total value of property (In Rs/-) (सम्पत्ति का कुल मूल्य (₹ में)):			

11. Inquest Report / U.D. case No., If any (मृत्यु समीक्षा रिपोर्ट / यू.डी. प्रकरण सं., यदि कोई हो):

S.No. (क्र.सं.) UIDB Number (यू.डी. प्रकरण सं.):

12. First Information contents (प्रथम सूचना तथ्य):

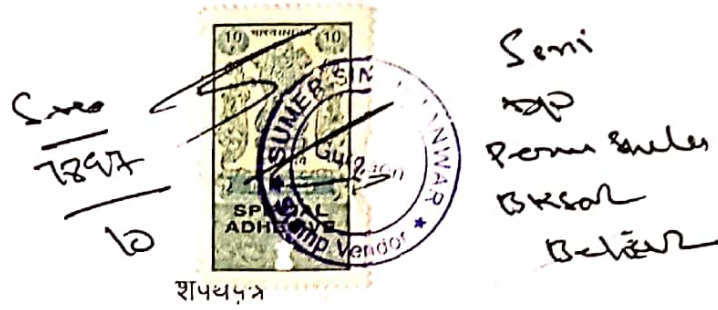
सेवा मे श्रीमान जो SHO साहब महिला थाना पश्चिम गुरुग्राम निवेदन है की मैं प्रेमशीला W/o सुनील कुमार उम्र 35 साल निवासी 16 दूधी पट्टी दक्षिणी सीमरी बक्सर बिहार हाल पता 12 बिस्वा बड़ी चौपाल गुरुग्राम निवेदन है की मैं प्रेमशीला W/o सुनील कुमार उम्र 35 साल निवासी 16 दूधी पट्टी जो सबसे बड़ी बेटी सोनी जिसकी उम्र 17 साल है मैं प्राइवेट कंपनी खाइसा मे तिलई का काम करती हूँ मेरी बेटी सोनी 9 वी कक्षा मे राजकीय कन्या माध्यमिक विद्यालय भीमनगर गुरुग्राम मे पढती है जो मेरी बेटी सोनी आठ उदास बैठे हुई थी तो मैं अपनी कंपनी से घर आई तो मैंने अपनी बेटी से पूछा बेटी क्या हुआ तो मेरी बेटी ने बताया कि मेरी करीब 2 साल से सुमित पुत्र पंकज झा मकान नंबर 2021 गली न03 राजीव नगर गुडगांव से मेरी दोस्ती है और हम दोनों के बीच रिश्तेन 15 मई 2020 से है जो सुमित अपने रूम पर मुझे बुलाता था और शादी के लिए कहा तो उसने मुझे नना कर दिया और किसी को बताने पर जान से मारने कि धमकी दी जो ये सब बातें आज मेरी बेटी ने काफी रामखाने पर मुझे बताया है जो मेरी बेटी सोनी के साथ शादी का झांसा देकर बार-बार गलत काम करता रहा और किसी को बताने पर जान से मारने कि धमकी देता रहा कृपया करके सुमित को खिसाफ कानूनी कार्यवाही करे और मेरी बेटी सोनी को न्याय दिलावाया जाये ये बयान मैं तीगल एडवाइजर एलरीना के सामने दे रही हूँ, Sd प्रेमशीला W/o सुनील R/o 12 बिस्वा गुरुग्राम mob - 7210308001, 7042965881 अज थाना एक शिकायत नंबर 497-31.10.2021 थाना महिला पश्चिम गुरुग्राम प्राप्त हुई जिसकी Legal Advisor Alreena Senapati से काउंसिलिंग कराई गई। जो बाद काउंसिलिंग व शिकायत के विवरण से अपराध 6 Pocco Act 506 IPC का होने पर अभियोग अंकित किया जाकर अभियोग की कंप्यूटर प्रतिया तैयार की गईं जो अभियोग की स्पेशल रिपोर्ट इलाका मजिस्ट्रेट साहब वा उच्च अधिकारियों की सेवा मे वजरिया EMAIL भेजी जा रही है। नकल निशाल पुलिस नय असल दरखास्त के नम L/SI मय L/CI पवनप्रोत 2924 नय शिकायतकर्ता के रवाना GH सेंक्टर 10 गुरुग्राम की होती है। यह अभियोग L/SI मंजूषा की हाजरी मे दर्ज की गई है। अनुसंधानकर्ता L/SI मंजूषा है।

13. Action taken: Since the above information reveals commission of offence(s) u/s as mentioned at Item No. 2, (को गयी कार्यवाही : चूंकि उपरोक्त जानकारी से पता चलता है कि अपराध करने का तरीका मद सं. 2 में उल्लेख धारा के तहत है.):

(1) Registered the case and took up the investigation (प्रकरण दर्ज किया गया और जांच के लिए लिया गया): / or (या)

(2) Directed (Name of I.O.) (जांच अधिकारी का नाम): MANJUSHA Rank (पद): SI (Sub-Inspector) to take up the Investigation (को जांच अपने पास में लेने के लिए निर्देश दिया गया) or (या)

No. (सं.): 700GGN



शपथपत्र

मैं सोनी उम्र 18 वर्ष पुत्री प्रेमशीला पत्नी सुनीलकुमार उम्र 35 साल निवासी 16 दूधी पट्टी दक्षिणी सीमरी बक्सर बिहार हाल पता 12 बिस्वा बड़ी चौपाल रुशीला के मकान में गुरुग्राम में रहती हूँ। अपने सर्वोत्तम ज्ञान एवं विश्वास से बिना किसी भय, दवाव, लोभ के निम्नलिखित ब्यान करती हूँ-

1. यह कि मैं उपरोक्त पते की रहने वाली हूँ तथा एक प्राथमिकी संख्या 151 दिनांक 31.10.2021 धारान्तगत 6 पॉक्सों एक्ट व 50G भादरा में सुमित झा पुत्र पंकज झा निवासी गांव काजा पट्टी थाना कमतोल जिला दरभंगा बिहार हाल आबाद किरायेदार मकान न0 2021 गली न0 3 राजीव नगर गुरुग्राम के खिलाफ महिला थाना परिचय में दर्ज कराया था।
2. यह कि मैं उस घटना के वक्त नाबालिग थी और वह अब 6.02.2022 को 18वर्ष की हो चुकी हूँ तथा मेरा सुमित के साथ प्रेमप्रसंग था लेकिन बाद में शादी से मना करने पर यह मुकदमा दर्ज कराया गया था।
3. यह कि मेरे साथ यह घटना घटीत होने व मुकदमा दर्ज होने पर भविष्य में मेरे साथ कोई भी शादी ना करेगा, तथा सुमित झा जो कि मेरा दोस्त है वही शादी करके इसे निभा सकता है।
4. यह कि मैंने खुब सोच समझकर यह फैसला लिया है कि मैं सोनी सुमित झा से शादी करने के लिए तैयार हूँ तथा उसके गां बाप भी बिना किसी ऐतराज के इस शादी के पक्षधर हूँ ताकी हम दोनों का भविष्य खराब ना हो।
5. यह कि उपरोक्त मुकदमें की तारीख 16.05.2022 है जो कि गवाही के लिए लगी है, जिसमें काफी समय है। अतः मैं यह शपथपत्र देकर सुमित झा की जमानत कराके उसके साथ शादी करके अपना घर बसाना चाहती हूँ जो कि मैं अब अट्ठारह वर्ष की हो चुकी हूँ।

सत्यापन: आज दिनांक 21.03.2022 को कोर्ट परिसर गुरुग्राम में सत्यापित किया जाता है कि उपरोक्त पैरा बिन्दु संख्या 1 से 5 सही व सत्य है, इसमें किसी प्रकार का छिपाव ना है।



शपथकर्ता  
Soni

Soni  
शपथकर्ता

Identified by  
M.S. Shekhawat, Advocate  
Gurugram Mahender  
21.3.2022

Attested as Identified  
Executive Magistrate  
Gurugram

21/3/22





7897

10

Perum Shelly  
W/O Sunil Kumar  
G.G.M

### शपथपत्र

मैं प्रेमशीला पत्नी सुनीलकुमार उम्र 35 साल निवासी 16 दूधी पट्टी दक्षिणी सीमरी बक्सर बिहार हाल पता 12 बिस्वा बड़ी चौपाल सुशीला के मकान में गुरुग्राम में रहती हूँ। अपने सर्वोत्तम ज्ञान एवं विश्वास से बिना किसी भय, दबाव, लोभ के निम्नलिखित ब्यान करती हूँ-

1. यह कि मैं उपरोक्त पते की रहने वाली हूँ तथा एक प्राथमिकी संख्या 151 दिनांक 31.10.2021 धारान्तगत 6 पॉक्सों एक्ट व 506 भादस में सुमित झा पुत्र पंकज झा निवासी गांव काजा पट्टी थाना कमतोल जिला दरभंगा बिहार हाल आबाद किरायेदार मकान न0 2021 गली न0 3 राजीव नगर गुरुग्राम के खिलाफ महिला थाना पश्चिम में दर्ज कराया था।
2. यह कि मेरी पुत्री सोनी घटना के वक्त नाबालिग थी और वह अब 6.02.2022 को 18वर्ष की हो चुकी है, तथा मेरी लड़की का सुमित के साथ प्रेमप्रसंग था लेकिन बाद में शादी से मना करने पर यह मुकदमा दर्ज कराया गया था।
3. यह कि मेरी लड़की के साथ यह घटना घटीत होने व मुकदमा दर्ज होने पर भविष्य में कोई भी शादी ना करेगा, तथा सुमित झा जो कि मेरी लड़की का दोस्त है वही शादी करके इसे निभा सकता है।
4. यह कि मेरी लड़की व मैंने खुब सोच समझकर यह फैसला लिया है कि मेरी बेटी सोनी से सुमित झा शादी करने के लिए तैयार है तथा उराके मां बाप भी बिना किसी ऐतराज के इस शादी के पक्षधर हैं ताकी दोनों बच्चों का भविष्य खराब ना हो।
5. यह कि उपरोक्त मुकदमें की तारीख 16.05.2022 है जो कि गवाही के लिए लगी है, जिसमें काफी समय है। अतः मैं यह शपथपत्र देकर सुमित झा की जमानत कराके अपनी बेटी के हाथ पिले करना चाहती हूँ जो कि अब अट्ठारह वर्ष की हो चुकी है।

शपथकर्ता

प्रेमशीला

सत्यापन: आज दिनांक 21.03.2022 को कोर्ट परिसर गुरुग्राम में सत्यापित किया जाता है कि उपरोक्त पैरा बिन्दु संख्या 1 से 5 सही व सत्य है, इसमें किसी प्रकार का छिपाव ना है।

Identified by  
M. S. Shekhawat, Advocate  
Gurugram  
21.3.2022



शपथकर्ता

प्रेमशीला

Attested as Identified

Executive Magistrate  
Gurugram

21/3/22