

Sl. No. 9585
Date 26/6/25

Amended Cause Title
IA (Civil) 2083/2025
dtd 25/6/25

Filed by:-
Tapan Baruah, Advocate
Enrollment No. 395/08
on behalf of petitioners

DISTRICT: DHUBRI, ASSAM

IN THE GAUHATI HIGH COURT
(THE HIGH COURT OF ASSAM, NAGALAND, MIZORAM
AND ARUNACHAL PRADESH)
(CIVIL EXTRA-ORDINARY JURISDICTION)

W.P.(C) NO. 3504 /2025

CODE NO.

CATEGORY:

To,

The Hon'ble Mr. Justice Lanusungkum Jamir, (Acting) Chief Justice of the Hon'ble Gauhati High Court and His Lordships other companion Justices of the said Hon'ble Court.

IN THE MATTER OF: -

An application under Article 226 of the Constitution of India praying for issuance of a writ in the nature of Mandamus, Certiorari and/or any other appropriate writ, order or direction of the similar nature.

-AND-



IN THE MATTER OF:

Impugned Order dated 30.05.2025 passed by the Presiding Officer, Maintenance Tribunal, Dhubri Sub Division, Dhubri, directing the petitioners and their respective family members to vacate the premises of the Respondent No. 2 by removing their belongings and deliver peaceful possession to the Respondent No. 2 within 20 days with effect from passing of the Order.

-AND-

IN THE MATTER OF:

Enforcement of the petitioner's legal as well as fundamental right.

-AND-

IN THE MATTER OF:

Infringement of the provisions of Articles 14, 19, and 21 of the constitution of India and other laws of the land for the time being in force.



-AND-

IN THE MATTER OF:

Breach of the Principles of Natural Justice
and Administrative fair play.

-AND-

IN THE MATTER OF:

1. Joy Brata Kundu, aged about 56 years
2. Debabrata Kundu, aged about 53 years

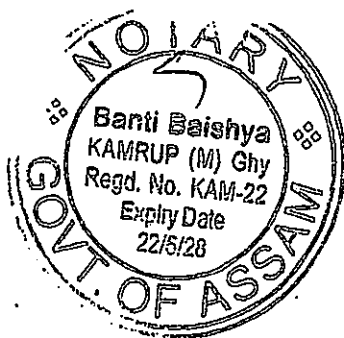
Both are sons of Jiban Krishna Kundu and
residents of T. R Phukan Road, Ward No 2,
Dhubri Town P.O. & P.S: Dhubri, Dist: Dhubri
(Assam), Pin: 783301.

.....Petitioners

-VS-

1. State of Assam, represented by its
Secretary, Department of Social Justice and
Empowerment, Pin 781006, Assam.
2. Jiban Krishna Kundu, aged about 87 years,
Son of Late Janendra Chandra Kundu,
Resident of: T. R Phukan Road, Ward No 2,
Dhubri Town P.O. & P.S: Dhubri, Dist:
Dhubri (Assam), Pin: 783301.
3. Maintenance Tribunal, Dhubri, Sub-Division,
Dhubri, Assam. Pin: 783301.

...Respondents



DISTRICT: DHUBRI, ASSAM

IN THE HON'BLE GAUHATI HIGH COURT
(THE HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)
(CIVIL EXTRA-ORDINARY JURISDICTION)

W.P.(C) NO. 3504 /2025

Joy Brata Kundu & Anr ...Petitioners

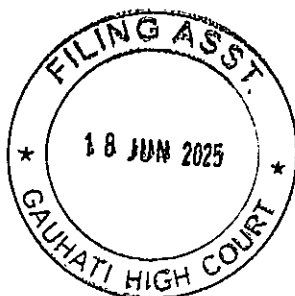
-VERSUS-

State of Assam & 2 Ors. ...Respondents

Synopsis

That the Respondent no 2 filed an application under section 7 of the Maintenance & Welfare of Parents and Senior Citizens Act, 2007 for eviction of the petitioners who are the sons of respondent no-2 from the first floor of the building owned and possessed by him. In the said proceeding the petitioners filed their written reply contending inter alia that the Respondent no 2 a retired service man of a Bank and receiving pension to the tune of Rs. 35,000/- per month. The Presiding Officer, Maintenance Tribunal, Dhubri was pleased to pass an order directing the petitioners to vacate the first floor of the building and to hand over the same to the respondent no 2.

Hence this Writ Petition



Filed by
Tapan Bharali
Advocate

DISTRICT: DHUBRI, ASSAM

IN THE HON'BLE GAUHATI HIGH COURT
(THE HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)
(CIVIL EXTRA-ORDINARY JURISDICTION)

W.P.(C) NO. 3504/2025

Joy Brata Kundu & Anr ...Petitioners

-VERSUS-

State of Assam & 2 Ors. ...Respondents

INDEX

SR.NO	PARTICULARS	Annexures	Pages
1.	Writ Petition & Affidavit		1- 13
2.	A copy of the application / petition filed u/s 7 of the Act of 2007 by the Respondent No.2.	1	14- 21
3.	Copies of the application / representation dated 13/03/2024 and 30/12/2024.	2	22- 26
4.	Copy of written reply of the petitioners	3	27- 37
5.	Copy of the Order dated 30/05/2025	4	38- 41(A)
6.	Copies of both the sale deed no 255 dated 08.02.2016 and 3103/2022	5	42- 58
7.	Copy of Bank Statement showing disbursement of pension to the respondent no 2.	6	59- 62

Filed by
Tapam Bharali
Ahorahi

DISTRICT: DHUBRI, ASSAM

IN THE HON'BLE GAUHATI HIGH COURT
(THE HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)
(CIVIL EXTRA-ORDINARY JURISDICTION)

W.P.(C) NO. 3504/2025

Joy Brata Kundu & Anr ...Petitioners

-VERSUS-

State of Assam & 2 Ors. ...Respondents

COURT FEE

PETITION	
AFFIDAVIT	
VAKALATNAMA	

Filed By

Tapan Bhattacharya

(Advocate)

DISTRICT: DHUBRI, ASSAM

IN THE GAUHATI HIGH COURT
(THE HIGH COURT OF ASSAM, NAGALAND, MIZORAM
AND ARUNACHAL PRADESH)
(CIVIL EXTRA-ORDINARY JURISDICTION)

Filed by The Petitioner
Through ... Japan ...
Advocate 18/06/25
Sundant No. - 395/08

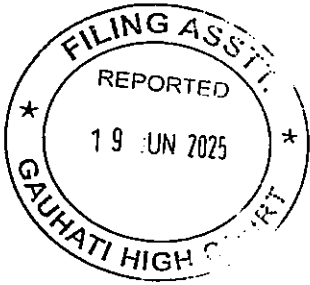
W.P.(C) NO. 3504 /2025

CODE NO.

CATEGORY:

To,

The Hon'ble Mr. Justice Lanusungkum Jamir, (Acting) Chief Justice of the Hon'ble Gauhati High Court and His Lordships other companion Justices of the said Hon'ble Court.



IN THE MATTER OF: -

An application under Article 226 of the Constitution of India praying for issuance of a writ in the nature of Mandamus, Certiorari and/or any other appropriate writ, order or direction of the similar nature.

-AND-

IN THE MATTER OF:

Impugned Order dated 30.05.2025 passed by the Presiding Officer, Maintenance Tribunal, Dhubri Sub Division, Dhubri, directing the petitioners and their respective family members to vacate the premises of the Respondent No. 2 by removing their belongings and deliver peaceful possession to the Respondent No. 2 within 20 days with effect from passing of the Order.

-AND-

IN THE MATTER OF:

Enforcement of the petitioner's legal as well as fundamental right.

-AND-

IN THE MATTER OF:

Infringement of the provisions of Articles 14, 19, and 21 of the constitution of India

and other laws of the land for the time being in force.

-AND-

IN THE MATTER OF:

Breach of the Principles of Natural Justice and Administrative fair play.

-AND-

IN THE MATTER OF:

1. Joy Brata Kundu, aged about 56 years

2. Debabrata Kundu, aged about 53 years

Both are sons of Jiban Krishna Kundu and residents of T. R Phukan Road, Ward No 2, Dhubri Town P.O. & P.S: Dhubri, Dist: Dhubri (Assam), Pin: 783301.

...Petitioners

-VERSUS-

1. State of Assam, represented by its Secretary, Department of Social Justice and Empowerment, Pin 781006, Assam.

2. Jiban Krishna Kundu, aged about 87 years,

Son of Late Janendra Chandra Kundu,
Resident of: T. R Phukan Road, Ward No
2, Dhubri Town P.O. & P.S: Dhubri, Dist:
Dhubri (Assam), Pin: 783301.

...Respondents

The humble petition is for the above-named Petitioners.

MOST RESPECTFULLY SHEWETH:

1. That the petitioners before this Hon'ble Court are citizens of India and permanent residents of the above noted address within the State of Assam and as such they are entitled to all rights, protection and privileges available to a citizen under the Constitution of India and the other laws framed there under.
2. That the petitioners are the sons of the Respondent No. 2. The Respondent No. 2 was residing earlier with the petitioners at the First Floor of the building standing over a plot of land measuring 0 Bigha 0 Katha 15 Lecha, covered by Dag No. 1955 of Patta No. 741 within the Dhubri Town. However, the Respondent No. 2 upon instigation of his younger daughter namely, Srimati Rakhi Kundu Das, who happens to be sister of the petitioners started to create unrest within the family and therefore he started to live in separate rooms at the First Floor of the building owned and possessed by him. Upon the instigation of the said daughter Respondent No. 2 started to harass the petitioners by filing

complaint / F.I.R. and initiating proceedings one after and another.

3. That the petitioners beg to state that the Respondent No. 2 had filed an application u/s 7 of the Maintenance & Welfare of Parents and Senior Citizens Act, 2007 (hereinafter referred to as 'the Act of 2007') for eviction of the petitioners along with their families from rooms of the First Floor of the land & houses of the Respondent No 2 which was numbered as R-7837, dated 04/04/2023. The said petition was filed on the allegations, inter-alia, that the petitioners pursuant to criminal conspiracy with one Amitabh Acharjee and in order to cheat the Respondent No 2 started to torture him on the guise of repayment of loan which was taken by the Respondent No. 2 from the said Amitabh Acharjee and obtained some signatures on blank papers. Later on, on 12.12.2022, the Respondent No. 2 found two persons namely, Jugal Kishore Pareek and his son tried to dismantle a part of the First Floor of his building which the Respondent No. 2 claimed to be unsold. Further it is stated that the petitioners neglected to maintain him and the acts of the petitioners caused financial, mental, physical agony. Therefore the Respondent No 2 prayed before the Tribunal to pass an order to evict the petitioners and their family members from rooms of the first floor of the building and also to restrain the petitioners from putting any obstruction in the peaceful possession of the respondent in

respect of the building premises and to direct the concerned police station accordingly to execute the orders.

A copy of the application filed by the Respondent No. 2 u/s 7 of the Act of 2007 is annexed herewith as **ANNEXURE NO. -1.**

4. That upon receipt of the notice of the application u/s 7 of the Act of 2007, the petitioners appeared before the Presiding Officer, Maintenance Tribunal and found that the Respondent No 2 and his daughter were in god terms and therefore the petitioners apprehended that something impartiality was to be going on. Apprehending such impartiality on the part of the presiding officer, the petitioners filed an application dated 13/03/2024, before the District Magistrate, Dhubri requesting inter-alia that the proceeding of maintenance be transferred to an another Tribunal for disposal. Upon such application by the petitioners the proceeding was initially transferred, however, later on, the said proceeding again transferred back to the erstwhile Tribunal. On such transfer, the petitioners again filed a representation dated 30/12/2024, which was however not paid any heed by the District Collector, Dhubri.

Copies of the application / representation dated 13/03/2024 and 30/12/2024 are annexed herewith as **ANNEXURE NO.- 2.**

5. That the petitioners filed their written reply against the application u/s 7 of the Act of 2017 objecting inter-alia that the

petition of the Respondent No 2 is not maintainable in law and in facts; the petition has been filed with the malafide intention. Further it was stated that the Respondent No 2 is a habitual loan taker even after his retirement from service from bank and in order to repay the loan he sold a portion of the First Floor of the building to one Amitabh Acharjee from whom he took loan and after transfer of the building the Respondent No. 2 wanted back the portion of the floor and therefore started to file complaint / F.I.R. one after another before different authorities. It was specifically averred in the reply that the respondent No. 2 is a retired bank employee and getting an amount of Rs. 35,000/- per month as pension. Therefore, the petitioners had prayed for dismissal of the proceedings.

Copy of written reply of the petitioners is annexed herewith as **ANNEXURE NO. – 3.**

6. That the presiding officer, Maintenance Tribunal, Dhubri Sub Division, Dhubri after hearing both the parties and upon perusal of the documents available on records was pleased to pass an Order directing the petitioners and their family members to vacate the premises of the Respondent No 2 by removing their belongings and deliver peaceful possession of the same to the respondent No. 2 within 20 days from the day of issue of the Order, failing which, the O.C. of the Dhubri Police Station was directed to execute the Order without fail vide Order dated 30/05/2025.

A copy of the Order dated 30/05/2025 is annexed herewith as **ANNEXURE NO. 4.**

7. That petitioners beg to state that the respondent no. 2 is a habitual loan taker even after retirement of his service. In order to repayment of his loan he sold a part of the first Floor of the building to one Amitabh Acharjee by virtue of registered sale deed no 255 dated 08.02.2016. The said Amitabh Acharjee in turn sold out the flat to one couple namely Jugal Kishore Pareek and Krishna Pareek vide registered deed no 3103/2022. Later on the respondent no 2 developed greed towards the flat, which was sold to Pareek couple and in order to grab the same, the respondent no 2 designed device i.e. by filing complaints / FIRs / Representations before different authorities against the Vendees of the flat as well as the petitioners. In order to grab the flat the respondent no. 2 with malafide intention filed the application under section 7 of the Act of 2007. The main purpose of filing such application by the respondent no. 2 was to evict the petitioners as well as the Vendees of the flat to deprive them from their legitimate right.

Copies of both the sale deed no 255 dated 08.02.2016 and 3103/2022 is annexed herewith and marked as **Annexure No 5.**

8. That the petitioners beg to state that the respondent no 2 is a retired bank personnel and at present he is receiving about Rs. 35,000/- per month as pension. In view of that fact the

application filed by the respondent no 2 is not maintainable at all in as much as the respondent no 2 is not such a person who is unable to maintain himself from his own earning or out of the property owned by him. The section 4 of the Act of 2007 categorically provides that 'a senior citizen including parent who is unable to maintain himself from his own earning or out of the property owned by him, shall be entitled to make an application under section 5 in case of'. In the present case the respondent no. 2 has been earning more than Rs. 35,000/- per month in the form of pension and it is needless to say about the earnings accrued from the other floors of the building. That apart there is no liability in the form of dependent of the respondent no. 2.

Copy of Bank Statement showing
disbursement of pension to the respondent
no 2 is annexed herewith and marked as
ANNEXURE NO. - 6.

9. That the petitioners most respectfully beg to state that the Ld. Tribunal does not have jurisdiction to pass an Order of Eviction in as much as the Act of 2007 is concerned about the Maintenance and Welfare of the Parents only.
10. That the Ld. Tribunal has come to an erroneous finding and passed such an order by misconceiving by understanding the ruling provided in the case of **Smti. S. Vanitha -VS- The Deputy Commissioner, Bengaluru Urban District and**

Others (2021) 15 SCC 730, which is without jurisdiction and as such the impugned Order is liable to be set aside.

11. That it is sated there is no equally other efficacious remedy available to the petitioner and the reliefs sought for herein will be just and adequate for him if so granted by this Hon'ble Court.
12. That the petitioner has demanded justice and the same has been denied to him.
13. That this petition has made bonafide for the ends of justice.

In the premises aforesaid, it is therefore most humbly prayed that Your Lordships may be pleased to admit this petition, call for the records of the case, issue Rule calling upon the Respondents to show cause as to why –

- I. The Impugned Order dated 30.05.2025 passed in Petition no R 7837 dated 04-04-2024 by the Presiding Officer, Maintenance Tribunal, Dhubri Sub Division, Dhubri, directing the petitioners and their respective family members to vacate the premises of the Respondent No 2. by removing their belongings and deliver

peaceful possession to the Respondent No 2 shall not be set aside, and after hearing the parties and upon perusal of the records, and possess if any be pleased to make the Rule(s) absolute. And/or to pass such other or further order/orders as to Your Lordship may deem fit and proper in the light of the facts and circumstances of the case for the ends of justice.

-AND-

Pending disposal of the case be pleased to stay the operation of order dated dated 30.05.2025 passed in Petition no R 7837 dated 04-04-2024 by the Presiding Officer, Maintenance Tribunal, Dhubri Sub Division, Dhubri.

And for this act of kindness Your humble petitioners, as in duty bound shall ever pray.

AFFIDAVIT

Joybrata Kundu

I, **Joy Brata Kundu**, aged about - 56 years, son of – Sri jiban Krishna Kundu, by faith - Hindu, by profession – Business, a resident of – T. R. Phukan Road, Ward No. 2, P.O. & P.S. – Dhubri, Assam- 783301, do hereby solemnly affirm and state as follows:

1. That I being the petitioner No. 1 of the instant Writ Petition, fully conversant with the facts and circumstances of the case, and as such I am competent to swear this affidavit on my behalf as well as on behalf of my brother i.e. the Petitioner No. 2 after being authorized by him to do so.

2. That the statements made in paragraphs 1, 2, 4, 5....
 and 17(P) are true to my
 knowledge and the statements made in paragraphs
 3, 6, 17(P) and 8 are true to my
 information as derived from the records and rest are my humble
 submission before this Hon'ble Court.

3. That my telephone / mobile No. is 7575933310 and I may be contacted in this number and if I change my this contact number, I shall immediately inform the same to the concerned authority of the same.

"Oath"

I swear that this declaration is true, that it conceals nothing and that no part of it is false, so help me God.

And I sign this affidavit on this the ^{18th} 16th day of June, 2025 at
Guwahati.

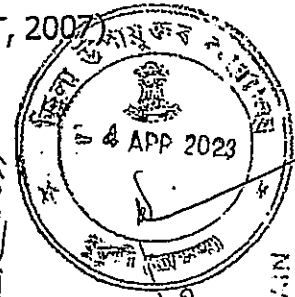
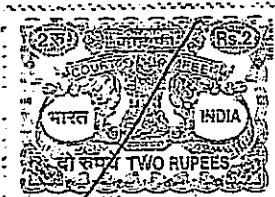
Identified by

Tapan Bhattacharya
Advocate 18/06/25.

Jyotsna Kumar

Deponent

BEFORE THE DISTRICT MAGISTRATE, DHUBRI (BEING TRIBUNAL
CONSTITUTED UNDER SECTION 7 OF THE MAINTENANCE AND
WELFARE OF PARENTS AND SENIOR CITIZENS ACT, 2007)



Advocate, Dhubri

Case No.

Petitioner:- Jiban Krishna Kundu, aged about 85 years,
S/o Late Janendra Chandra Kundu,
Resident of Ward No. 2, Dhubri Town,
P.O, P.S. & Dist.-Dhubri (Assam).
Mobile No.:- 60037-31045/ 86382-13932.

-Vs-

O.P:- 1. Joy brata Kundu, S/o Jiban Krishna Kundu,
2. Debabrata Kundu, S/o Jiban Krishna Kundu,
Both are resident of T.R. Phukan Road,
P.S & Dist.-Dhubri, Assam.

FOR EVICTION OF THE OP's ALONG WITH
THEIR FAMILIES FROM THE ROOMS OF THE
FIRST FLOOR OF THE LAND AND HOUSES OF
THE PETITIONER

Most respectfully sheweth :-

1. That, the petitioner, being a senior citizen, has been suffering from various ailments since long back. The wife of the petitioner namely Pramila Kundu died on 24-8-2011.

Cont-2

8638213932

7837
R-04/4/23

*Jibon Krishna Kundu**27/10/15*

Advocate, Dhubri

Out of wed lock of petitioner with said Pramila Kundu, the following children were born:-

- (a). Dola Kundu, Daughter,
- (b). Joy Brata Kundu, Son
- (c). Deb Brata Kundu @ Debabrata Kundu, Son
- (d). Rakhi Kundu Das, Daughter.

All the sons and daughters of the petitioner were given marriage. The daughters of the petitioner are residing at their respective matrimonial home .

2. That, the petitioner is the owner of the below schedule land ,which is self acquired , having his right, title, interest and possession thereon ,wherein the petitioner constructed the building ,wherein the OP were allowed to reside on the first floor rooms . It is submitted that earlier, in the year 2005, the O.P took loan from State Bank of India, Dhubri, wherein the petitioner stood as a guarantor. Thereafter, due to the financial problem and failure to repay the same to the bank by the O.P, accordingly the bank authority sent a notice to the petitioner, whereby the O.P in collusion with Ashim Paul @ Rana, S/o Late Haridas Paul, R/o Old Steamer Ghat Road, Near BJP District Office, Dhubri, P.S. & Dist.- Dhubri, approached the petitioner and introduced him with one Amitabha Acharjee, S/o Swapan Kumar Acharjee, resident of Ward No. 13, Santinagar, P.S and Dist.- Dhubri (Assam) for taking loan to repay the same to the bank authority. Found no alternative, on 05-10-2015, the petitioner took loan of Rs. 1,50,000/- from said Amitabha Acharjee as well as arranging his own amount and handed over the same to the O.P with a direction to clear up the entire outstanding loan of the Bank. Be it noted that at the time of taking the loan from

Cont-3

Jugal Kishor Pareek

21/12/22

STANLEY JAIN
Advocate, Dhubri

Amitabha Acharjee, he obtained signatures of the petitioner on several blank papers, stamp papers, etc., which were entrusted as security to Amitabha Acharjee. From time to time the petitioner made payment of interest to Amitabha Acharjee and repaid the entire loan amount with interest to him. Moreover, the O.P in criminal conspiracy with Amitabha Acharjee, with a view to cheat the petitioner, started to torture him. Moreover, inspite of several approaches of the petitioner, the said Amitabha Acharjee did not returned back the blank signed documents by taking the advantage of the petitioner old age on this and that pre text. Suddenly, on 12-12-2022, 2 (two) persons namely Jugal Kishor Pareek, S/o Lt. Shankar Lal Pareek, and his son Raj Pareek @ Raju both are resident of Raja Ram Mohan Road, Ward No. 2, Dhubri Town, P.S. & Dist.-Dhubri along with their labours criminally trespassed in the premise of the petitioner and started to dismantle a part of the first floor of below schedule premise, accordingly the petitioner intimated the said fact to O/C Dhubri Police station verbally. On getting the information from the petitioner, O/C Dhubri P.S deputed one constable to visit the premise of the petitioner. Accordingly, on 17-12-2022, the petitioner filed a prayer before the Chairman, Dhubri Municipal Board, Dhubri for taking immediate action to obstruct the illegal demolitions, whereby the illegal demolition was stopped. Thereafter, the petitioner enquired in the online portal of Dharitree Assam, wherein in the chitha for surveyed village, the petitioner found that in respect of his premise, the name of Amitabha Acharjee, Jugal Kishor Pareek and Krishna Pareek were inserted vide deed NO. 274/255 of 2016 and Reg. No. 3103 dated 07-09-2022 respectively. Accordingly, on 19-12-2022, the petitioner also filed RTI before the Sr. Sub- Register, Dhubri, which was duly replied vide letter no. I-34/RTI/2007-2022/1004 dated 28-12-2022, whereby intimating

Cont-4

Jibany Krishna Kumar

23/11/23

Advocate, Dhubri

-4-

that no such deed No. 274/255 of 2016 was executed. On 29-12-2022, the petitioner also filed a RTI application before the Municipal Board, Dhubri, whereby on 07-01-2023 the authority furnish him sale deed bearing deed no. 274/255 of 2016 in favour of Amitabha Acharjee and Sale deed having Reg. No. 3103 dated 07-09-2022 along with other relevant documents, whereby it was mentioned that Jugal Kishor Pareek and Krishna Pareek obtained a sale deed of a part of the schedule premise from Amitabha Acharjee. Thereby, it was clear that Amitabha Acharjee in collusion with O.P and others persons manufactured sale deed no. 274/255 of 2016 fraudulently on the basis of **fraudulent sale permission no. DRS-01/2016/201 dated 3-02-2016** and DM/PWD/2015-16/103 dated 07-02-2016, which were issued in the name of **Anima Begum** as maintained in the record of Deputy Commissioner, Dhubri and subsequently, executed another sale deed in favour of Jugal Kishor Pareek and Krishna Pareek vide Reg. No. 3103 dated 07-09-2022. Moreover, it is reported that the O.P with the help of the staffs of office of Senior Sub Registrar, Dhubri maintained and manufactured forged deeds from time to time. The signatures in the said deed NO. 274/255 of 2016 is also found to be forged in some pages, Moreover, on 8-2-2016, the petitioner remained in Siliguri for his treatment, though the alleged deed NO. 274/255 of 2016 was found to be executed on 8-2-2016.

3. That, on 02-01-2023, the petitioner filed an application before the Deputy Commissioner, Dhubri for correction of Revenue record and to restore his name in the revenue record, which was duly acknowledge on 02-01-2023.

-5-

Jiban Krishna Kundu

20/1/23

SUDHAM JAIN
Advocate, Dhubri

4. That, on getting the copies of the aforesaid sale deed, it is found that the O.P were cited as witnesses in the sale deed no. 274/255 of 2016. It is also found from the sale deed no. 3103 of 2022 that the O.P along with Ashim Paul @ Rana were cited as witnesses.
5. That, earlier on 10-1-2023, the petitioner submitted an information about offence before the Superintendent of Police, Dhubri regarding the said fact with direction to send the same to the O/C Dhubri P.S, but it is found that till date, the said prayer dated 10-1-2023 has not been processed from the office of Superintendent of Police, Dhubri. Accordingly, on 23-01-2023, the petitioner lodged an FIR before the O/C Dhubri Police Station, which was duly registered bearing Dhubri P.S case No. 26/2023 u/s 406/420/468/409 I.P.C against the O.P and others regarding the aforesaid act committed by the O.P. Be it mentioned here that the petitioner also filed a FIR against the O.P on 13-09-2018 before the O/C Dhubri Police station, which has been charge-sheeted and the same is still pending for disposal in the court of Smti. P. Agarwal, (JMFC), Dhubri bearing PRC Case No. 1277/2018. Moreover, the petitioner filed Complaint Case No. 3405/2018 against the O.P, which was disposed of by acquitting the O.P. Accordingly, the petitioner preferred Criminal Appeal No. 6/2022 before the District and Session Judge, Dhubri, which is still pending for disposal. Moreover, the petitioner also filed a Misc Case before the Addl. District Magistrate, Dhubri bearing Petition 996 dated 3-12-2013, but while the same was sent to the O/C Dhubri P.S, the O.P No. 1 sought apology before the police persons and the matter was settled. The petitioner also filed a FIR on 20-05-2014 before the O/C Dhubri P.S, which was duly received, but on the approach of the police persons, the O.Ps once again sought apology and the matter was settled again.

Cont-6

-6-

Jilankrishna Kundu

04/01/18

G. CHANDAN JAIN
Advocate, Dhubri

6. That, the petitioner also states that prior to the aforesaid occurrence, the wife of the O.P No. 1 namely Ritika Kundu lodged an ejāhār āgāīnšt the petitioner and O.Ps before the Dhubri P.S bearing No. 402/2012 u/s 498(A) I.P.C on false and fabricated ground only to harass the petitioner. It is submitted that after filing of the charge sheet against the O.P No. 1, the O.P namely Joybrata Kundu and his wife Ritika Kundu pleaded guilty and acknowledged their misdeed in writing on 11-08-2013. It is further submitted that on 14-10-2017, while the O.Ps once again assaulted the petitioner to kill him, but somehow he saved himself. Found no alternative, on 16-10-2017, the petitioner filed a complaint before the Secretary District Legal Service Authority, Dhubri bearing No. Pre-litigation Case No. 58/2017. Accordingly, on 04-01-2018, the authority directed not to alienate the petitioner's property in any manner, the O.Ps are further directed not to harass the petitioner mentally or in any form whatsoever, the O.Ps are further directed not to interfere the petitioner's peaceful living. Thereby it is clear that since long back, the OP have been torturing the petitioner both physically and mentally as well as threatened to kill the petitioner. The OP made the life of the petitioner miserable. Now the petitioner apprehends that the OP may take his life at any time, if they will remain in the premise of the petitioner. The petitioner permitted the OP to live in the schedule premise earlier. The petitioner, being alone and taking that advantage, the OP started to torture the petitioner both physically and mentally.

7. That, the petitioner also states that since long, the O.P have neglected to maintain the petitioner. Moreover, while the petitioner was under treatment at Siliguri, the O.P failed to look after him. The petitioner also states that since inception

Cont-7

-7-

Jilani Kishor Kunda

24/3

SUSHAMA JAIN
Advocate, Dhubri

the O.P exploited the petitioner for money as per their necessity. Due to aforesaid act committed by the O.P in collusion with others, the petitioner has been facing acute financial, mental and physical agony. Being senior citizen, the petitioner has got no source of income except pension. Now the petitioner did not desire to maintain any relation with the O.P as well as desired to terminate all the relation with the O.P. Accordingly, the petitioner sworn a declaration on 24-2-2023 stating that the O.P shall have no right to inherit his property for ever. The petitioner has already abandoned the O.P and disowned the O.P for ever by depriving the O.P from the right of inheritance as well as hereby terminate all relations with the O.P for ever, which the petitioner declare voluntarily without any coercion or threat. The petitioner also sent notice to the O.P with a Photostat copy of the said declaration with a direct to vacate the premise of the petitioner along with all their belongings. The said notice was duly delivered to the O.P on 02-03-2023, but till date the O.P failed to vacate the rooms of first floor of below schedule premise. Moreover, the said declaration dated 24-02-2023 was duly published in newspapers and the details are as follows:-

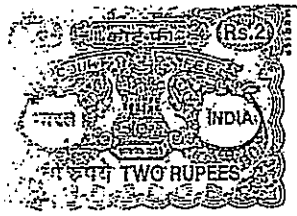
- a. Amar Pranam dated 7th March, 2023.
- b. The Assam Tribune dated 14th March, 2023.
- c. Asomiya Pratidin dated 14th March, 2023.

8. That, found no alternative, the petitioner filed this complaint before the Hon'ble court to pass an order to remove the OP and their family members from the below schedule premises, by evict the OP with their family members from the said rooms of first floor of the schedule premise and direct the concerned police station accordingly. After evicting the OP, the petitioner will let out the premise to tenant for his lively hood.

Cont-8

Amexun-2

BEFORE THE HON'BLE DISTRICT COMMISSIONER, DHUBRI DISTRICT, DHUBRI



Joybrata Kundu
Debabrata Kundu

- 22 -

Dated Dhubri the 13th day of March, 2024

Ref. (i) No. DMJ 88/2019/36; Dated- Dhubri the 18/01/2024.
(ii) Memo No. DMJ-88/2019/40A, Dated Dhubri the 06/03/2024

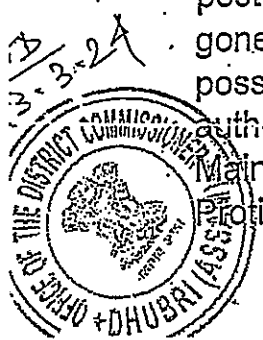
Complainant :- 1) Sri Joybrata Kundu
2) Sri Debabrata Kundu
Both are Sons of Sri Jiban Krishna Kundu
and residents of T.R Phukan Road, Dhubri
P.O, P.S & Dist.-Dhubri, Assam

Your Honour,

With reference to the subject cited above, we, the above named Complainants, jointly beg to state that our father, Sri Jiban Krishna Kundu filed a Petition vide R-7837 dated-04/04/2023 before the District Magistrate, Dhubri (Being Tribunal Constituted under Section 7 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007) against both of us praying for our eviction as well as eviction of our family members for the rooms of the 1st Floor of his land and houses. Thereafter in this connection a proceeding, under reference No. (i), has been drawn by the authority.

Thereafter the authority has issued the show cause Notices upon both of us (2nd Party) regarding hearing on the application made by our father, the said Jiban Krishna Kundu. In the said Show cause Notices next date was mentioned as 30/01/2024 for filing of our reply in writing to such show cause notices. Thereafter on 30/01/2024 we both the brothers appeared before the authority. Thereafter the proceeding was next posted on 09/02/2024, on which day your office establishment had undergone a strike for New Pension Scheme (NPS) for which it was not possible on our part to file any attendance/written statement before such authority. As the matter is pending before the Presiding Officer, Maintenance Tribunal, Dhubri Sub-Division, Dhubri, namely Sri Partha Pratim Neog and on the said that i.e, on 09/02/2024 the same authority

Contd.....2



Page-2

surprisingly passed an order showing us (the 2nd party) as absent and the next date fixed on 12/03/2024 directing us (2nd party) to submit Written Statement on such fixed date and a copy of the said order, under reference No. (ii), been intimated to us by the authority. Yesterday i.e, on 12/03/2024 we appeared before the said authority praying for time to submit such Written Statement in the above referred proceeding, having shown the cause therein for such non-submission of such Written Statement on that date. At that very moment, the aforesaid Presiding Officer misbehaved with me (Complainant No. 1) for not submitting such Written Statement and ultimately I, the above named Complainant No. 1, was detained in your Office from 11.00 A.M to 04.15 P.M. At about 4.20 P.M, I, through the official sources, come to know that the record/relevant papers of the proceeding and the aforesaid concerned Presiding Officer moved to the Circle Officer, Dhubri, I immediately moved there at and found the aforesaid Presiding Officer was present in the office chamber of the Circle Officer, Dhubri and our father, Jiban Krishna Kundu (Petitioner) along with his younger daughter/our younger sister, Smti. Rakhi Kundu Das were also there and as I saw she was interfering in the matter with the officer, but she is not a party in the Proceeding, even though getting importance from the officer and I was been neglected there and I immediately protested that why my said sister would interfere in the matter when she was not a party, but the said presiding officer paid no heed to my such protest and as such I felt insulted and in consequence thereof I come out from the Office Chamber of the Circle Officer, Dhubri.

Under the above facts and circumstances, we are of the view that proper justice in the above referred proceeding may not be done by such Presiding Officer.

Therefore, under the above facts and circumstances, your Honour may be so kind enough to pass necessary order transferring the above referred proceeding from the aforesaid Court to any other competent Court, so that proper justice is done in the proceeding and thus oblige.

Yours' Faithfully

Joybrata Kundu
Debabrata Kundu

(1. Joybrata Kundu

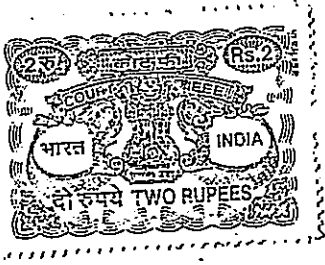
2. Sri Debabrata Kundu

Both are sons of Sri Jiban Krishna Kundu

T.R Phukan Road, Dhubri

P.O, P.S & Dist.- Dhubri, Assam).

BEFORE THE HON'BLE DISTRICT COMMISSIONER, DHUBRI DISTRICT, DHUBRI



20/12/2024

Dated Dhubri the 13th day of March, 2024

Joybrata Kundu
Debabrata Kundu

- Ref. (i) No. DMJ 88/2019/36, Dated- Dhubri the 18/01/2024.
(ii) Memo No. DMJ-88/2019/40A, Dated Dhubri the 06/03/2024.
(iii) Memo No. DMJ-88/2019/40A, Dated Dhubri the 06/12/2024.
(iv) Written Complaint, Dated Dhubri the 13th day of March, 2024.

Complainant :- 1) Sri Joybrata Kundu
2) Sri Debabrata Kundu
Both are Sons of Sri Jiban Krishna Kundu
and residents of T.R Phukan Road, Dhubri
P.O, P.S & Dist.-Dhubri, Assam

Your Honour,

With reference to the subject cited above, we, the above named Complainants, jointly beg to state that our father, Sri Jiban Krishna Kundu filed a Petition vide R-7837 dated-04/04/2023 before the District Magistrate, Dhubri (Being Tribunal Constituted under Section 7 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007) against both of us praying for our eviction as well as eviction of our family members for the rooms of the 1st Floor of his land and houses. Thereafter in this connection a proceeding, under reference No. (i), has been drawn by the authority.

Thereafter the authority has issued the show cause Notices upon both of us (2nd Party) regarding hearing on the application made by our father, the said Jiban Krishna Kundu. In the said Show cause Notices next date was mentioned as 30/01/2024 for filing of our reply in writing to such show cause notices. Thereafter on 30/01/2024 we both the brothers appeared before the authority. Thereafter the proceeding was next posted on 09/02/2024, on which day your office establishment had under gone a strike for New Pension Scheme (NPS) for which it was not possible on our part to file any attendance/written statement before such authority. As the matter is pending before the Presiding Officer, Maintenance Tribunal, Dhubri Sub-Division, Dhubri, namely Sri Partha Protim Neog and on the said that i.e, on 09/02/2024 the same authority

Contd.....2

R-20094
31.12.24



Page-2

surprisingly passed an order showing us (the 2nd party) as absent and the next date fixed on 12/03/2024 directing us (2nd party) to submit Written Statement on such fixed date and a copy of the said order, under reference No. (ii), been intimated to us by the authority. Yesterday i.e, on 12/03/2024 we appeared before the said authority praying for time to submit such Written Statement in the above referred proceeding, having shown the cause therein for such non-submission of such Written Statement on that date. At that very moment, the aforesaid Presiding Officer misbehaved with me (Complainant No. 1) for not submitting such Written Statement and ultimately I, the abobve named Complainant No. 1, was detained in your Office from 11.00 A.M to 04.15 P.M. At about 4.20 P.M, I, through the official sources, come to know that the record/relevant papers of the proceeding and the aforesaid concerned Presiding Officer moved to the Circle Officer, Dhubri, I immediately moved there at and found the aforesaid Presiding Officer was present in the office chamber of the Circle Officer, Dhubri and our father, Jiban Krishna Kundu (Petitioner) along with his younger daughter/our younger sister, Smti. Rakhi Kundu Das were also there and as I saw she was interfering in the matter with the officer, but she is not a party in the Proceeding, even though getting importance from the officer and I was been neglected there and I immediately protested that why my said sister would interfere in the matter when she was not a party, but the said presiding officer paid no heed to my such protest and as such I felt insulted and inconsequence thereof I come out from the Office Chamber of the Circle Officer, Dhubri.

Under the above facts and circumstances, we were of the view that proper justice in the above referred proceeding might not be given by such Presiding Officer. Thereafter in this connection a Written Complaint under Ref. No. (IV) was submitted by us before your authority, praying for transferring the proceeding from the aforesaid court to any other competent court for proper ad-judication in the matter. Subsequently your authority transferred the instant proceeding from the Hon'ble Court of Shri Partha Pratim Neog to other competent court, but last on 10-12-2024 the case was posted but again transferred to Ld. Court of Shri Partha Pratim Neog, but during interaction and conversation with the said Officer, it could easily be understood that he has already been biased, which rise an apprehension in our mind that the said Officer at last stage of the proceeding may not be able to do the justice with the present proceeding.

Contd.....3

Page-3

From the attitude of the said Officer it is crystal-clear that he has already taken an partial view in the present proceeding and perhaps he has already set-up a pre-mind to pass the judgment/final order in such a way which could be resulting a miscarriage of justice for which the instant proceeding is immediately required to be transferred from his court to any other competent court to try the matter. Hence this petition.

Therefore, under the above facts and circumstances, your Honour may be so kind enough to pass necessary order transferring the above referred proceeding from the aforesaid Court to any other competent Court, so that proper justice is done in the proceeding and thus oblige.

Yours' Faithfully

Joybrata Kundu

Debabrata Kundu

(1.Joybrata Kundu

2.Sri Debabrata Kundu

Both are sons of Sri Jiban Krishna Kundu

T.R Phukan Road, Dhubri

P.O, P.S & Dist.- Dhubri, Assam).

Enclo :

Photocopy of Written Complaint,

Dated-Dhubri the 13th day of March, 2024.

BEFORE THE DISTRICT MAGISTRATE, DHUBRI (BEING TRIBUNAL CONSTITUTED UNDER SECTION 7 OF THE MAINTENANCE AND WELFARE OF PARENTS AND SENIOR CITIZENS ACT, 2007)

- 27 -

Joybrata Kundu

Debabrata Kundu

Ref :- No. DMJ 88/2019/36, Dated :- Dhubri the 18/01/2024

Petitioner:- **Jiban Krishna Kundu**

-Vs-

Opp. Party :- (i) **Joybrata Kundu,**
(ii) **Debabrata Kundu**

**JOINT REPLY IN WRITING OF BOTH THE
OPP. PARTIES AGAINST SHOWCAUSE
NOTICE, UNDER REFERENCE :-**

1. That, the present petition vide R-7837, dated-04/04/2023 of the Petitioner is not maintainable both in law and fact.
2. That, the Petitioner has filed the present petition, as referred to above in Para No. 1, against the answering Opp. Parties with malafide intension, just in order to haras them and nothing else, hence liable to be dismissed.

Joy brata Kundu
Daba brata Kundu

3. That, the present petition of the petitioner, so filed against the opp. parties, on which the present proceeding been initiated before this Hon'ble Court, has no legal footing at all, hence deserves to be quashed.
4. That, the contents of Para 1 of the Petition are admitted by the answering Opp. parties.
5. That, in reply to the contents of Para No. 2 to 8 of the petition, it is submitted by the answering Opp. Parties that it is admitted that the petitioner, Sri Jiban Krishna Kundu, is the absolute lawful owner of the land described in the schedule of the petition along with a G+2 RCC Building standing thereon. But rest of the contents of the petition are full of false, fabricated, distorted and twisted facts.
6. That, the answering Opp. Parties by their present joint reply would like to project the actual facts of this present proceeding/case as follows :
 - (a) The petitioner is the father of the answering Opp. Parties, who served under the State Bank of India, Dhubri Branch and retired from his said service in the year of 2001.

Joybrata Kundu
Debaraj Kundu

The Petitioner(father of the Opp. Parties) is the absolute lawful owner of a plot of land along with a G+2 RCC Building standing thereon, more specifically described in the schedule of the petition of the petitioner. The father of the answering Opp. Parties (Petitioner) never helped his sons, the answering Opp. Parties with a single paise for their carrier building and establishment. The answering Opp. parties themselves, opened a joint business of garments in the name & style –"M/S Promila Dresses". Thereafter for development of their said business they took the relevant loan amounts under the Term Loan as well as Cash Credit Loan under the State Bank of India, Dhubri Branch and the said loan amounts already been repayed by the answering Opp. Parties on 05/10/2015 to the said Bank authority and in this connection the said Bank authority also issued a certificate on 07/10/2015 in favour of the said "M/S Promila Dresses".

- (b) The father of the answering Opp. Parties (Petitioner) is a habitual "Loan Taker". His entire service record can be a good evidence for proving such fact.

Joybrata Kundu
Dobraj Kundu

As it has already been stated earlier that the petitioner retired from his aforesaid service in the year of 2001, thereafter in the year of 2015, when he was about 77 years, he decided to take another loan from the bank for development of his said building. As he knew that he already retired from his service and in such an age he cannot take such loan, then he started to put pressure upon the answering Opp. Party No. 1 to take a loan amounting to Rs. 9,50,000/- (Rupees Nine Lakhs Fifty Thousand) only from the State Bank of India, Dhubri Branch. Thereafter on such pressure of the petitioner, the answering Opp. Party No. 1 was bound to apply for such loan amount to the State Bank of India, Dhubri Branch, wherein the petitioner stood as a guarantor. Ultimately the said loan was sanctioned by the said bank in the name of Opp. Party No. 1 and the said loan amount was credited in the Account No. 11043206647 of the Opp. Party No. 1 and thereafter the Opp. Party No. 1 handed over the said loan amount to the Petitioner, which was ultimately repayed by the Opp.

- 31 -

Joy Krishna Kundu
Dahar Bhaba Kundu

Party No. 1 himself, wherein not a single paise of the petitioner was involved and in this connection the said Bank authority issued a statement from 01/08/2015 to 31/10/2015.

- (c) As it has already been stated earlier that the Petitioner (Jiban Krishna Kundu) is the absolute lawful owner of the scheduled land and building, so he has every sort of right to occupation or disposal any part thereof. The answering Opp. parties were never involved in the dealing with one Amitabha Acharjee in the matter of selling any portion of scheduled building. Whereas it was the father of the answering Opp. Parties (Petitioner), once who told the answering Opp. Parties that he would sell out a portion of his scheduled building to the said Amitabha Acharjee and in this connection as and when it would be necessary, the Opp. Parties would have to stand as witnesses in the Deed before the concerned registering authority. Accordingly one day the petitioner, the father of the answering Opp. Parties verbally asked them to go to the concerned Registering authority to

Joybrata Kundu
Debaraj Kundu

stand as witnesses in a Deed to be executed by him in favour of the aforesaid Amitabha Acharjee and thereafter in the same day the answering Opp. Parties went to the Office of the Sr. Sub-Registrar Dhubri, where the petitioner was already present along with the said Mr. Acharjee, within some moments a Deed was executed in between the petitioner and the said Amitabha Acharjee and thereafter the concerned official called the answering Opp. Parties to put their signatures as witnesses in such Deed and after that the answering Opp. Parties bonafide put their signatures in such deed. The contents of such deed were not known to the answering Opp. Parties, even before their signatures they did not have any knowledge as to how much and which portion of the scheduled property been sold by their father(the petitioner) in favour of said Amitabha Acharjee. The Petitioner by concealing all these facts has filed his present petition before this Hon'ble Court against the answering Opp. Parties, whereas it was the petitioner who himself told them to stand as witnesses in such Deed and the answering Opp. Parties being the

Joybrata Kundu
Dola Kundu

sons, on good faith and trust upon their father (petitioner) put their such signatures in the alleged Deed.

- (d) The Petitioner has four(4) children namely- Dola Kundu(daughter), Joybrata Kundu (son) Opp. Party No. 1, Debabrata Kundu (son) Opp. Party No. 2 and Rakhi Kundu Das(daughter). All the children of the petitioner including the answering Opp. Parties are married and the said daughters of the petitioner live in their respective matrimonial houses. The wife of the Petitioner/mother of the answering Opp. Parties is since deceased. The younger daughter of the Petitioner, the said Rakhi Kundu Das most of the times interferes in each and every matter of her parental house, who always instigates her father (petitioner) to create trouble with the answering Opp. parties as well as their family members and in consequence thereof the petitioner filed one after another petition/cases before the concerned authorities/ Courts/ Tribunal against the answering Opp. parties on false allegations, so that they can be bound to leave the house of the petitioner.

Joybrata Kundu
Datta Kundu

- (e) The Petitioner filed PRC Case No. 1277/2018 against the answering Opp. Parties, but due to not having any merit in the case the same was withdrawn from the side of prosecution. The Petitioner also filed Complaint case No. 3405/2018 before the concerned Hon'ble Court against the answering Opp. Parties, in the said case the answering Opp. parties were acquitted. Thereafter against such judgment the petitioner preferred a Criminal Appeal No. 06/2022 before the Hon'ble District and Session Judge, Dhubri which was also dismissed. The entire judgment of the said Appeal reveals regarding the actual nature of the petitioner as well as her said younger daughter, Rakhi Kundu Das.
- (f) The said younger daughter of the petitioner, Rakhi Kundu Das, always washed the brain of the petitioner against the answering Opp. Parties to such an extent that the petitioner hates the answering Opp. Parties and their families, he does not trust upon anyone of them, which is nothing but the result of instigation and brain wash process of his said younger daughter.

Joybrata Kundu
Dilbar Boro Kundu

- (g) The younger daughter of the petitioner, the aforesaid Rakhi Kundu Das, has never wanted that the answering Opp. Parties, their families and the petitioner altogether lead a happy joint family life, rather she has always wanted to breakup the family system of her paternal house by instigating and brain washing her father(the petitioner) against the answering Opp. parties and their families.
- (h) The answering Opp. parties and their families always with their utmost capacity tried to maintain the petitioner in all respect including his day to day fooding, but it was the petitioner who always showed his doubts upon them as to they may at any time administer poison in such food prepared for him, when such doubts of the Petitioner came to the knowledge of the answering Opp. Parties and their wives they were afraid and immediately stopped giving food to the petitioner.
7. That, the present petition of the petitioner is completely full of false and fabricated statements as well as distorted and twisted facts just aimed at to evict the answering Opp. parties and their family members from the scheduled land and building and nothing else.

Joybrata Kundu
Debe Borata Kundu

It is therefore respectfully prayed that your honour would be pleased enough to dismiss the present petition of the petitioner, keeping in mind the above facts and circumstances as well as on perusal of the relevant documents /papers of the answering Opp. parties for the ends of justice.

VERIFICATION

I, Sri Joybrata Kundu, the Opp. Party No. 1, do hereby verify that this joint reply in writing has been filed by both the Opp. Parties, including myself and I verify that the contents of this joint reply in writing along with the prayer made therein are true to the best of my knowledge, belief and information and I sign this verification on this _____ day of April, 2024.

~ Joybrata Kundu

✓ Joy brata Kundu
Dadhe State Bank

That in support of our defence in the present proceeding the following documents/papers are annexed herewith this present Joint Reply in writing :-

- (1) Letter dated Dhubri the 08/05/2019 issued by Jiban Krishna Kundu (Petitioner) in favour of Sri Amitav Acharjee, S/o.- Sri Swapan Kr. Acharjee, Dhubri.
- (2) Judgment dated 01/11/2023 passed by the Hon'ble Court of the Sessions Judge, Dhubri in Criminal Appeal No. 06 of 2022.
- (3) Statement of Account dated-19/02/2024 issued by the State Bank of India, Dhubri Branch with respect to the A/C No. 11043206647 for the period from 01/08/2015 to 31/10/2015.
- (4) Clearance Certificate issued on 07/10/2015 by the concerned issuing authority of the State Bank of India, Dhubri Branch in favour of "M/S Pramila Dresses" in reference to the Term Loan and Cash Credit Loan.

[i]

Typed copy of Relevant portion of the Order dated 30/05/2025 passed by the Presiding Officer, Maintenance Tribunal, Dhubri, Sub- Division, Dhubri in Application No. R-7837, dated 04/04/2023

Date : 30/05/2025

ORDER

C. R. put up. Already heard both the petitioner and the O.Ps.

Today is fixed for Final Order.

The case of the petitioner (1st Party) is that, he beng a senior citizen, has been suffering from various ailments since long back. The petitioner filed a petition under section 7 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 alleging that he is the owner of the below schedule land, which is self acquired, having his right, title interest and possession thereon, wherein the petitioner constructed the building and the OP's being the son of the petitioner were allowed to reside on the first floor rooms.

The petitioner stated that earlier, in the year 2005, the O.P. took loan from State bank of India, Dhubri, wherein the petitioner sttod as a guarantor. Thereafter, due to the financial problem and failure to epay the same to the bank by the O.P., the bank authority sent a notice to the petitioner, whereby the O.P's in collusion with one Ashim Paul @ Rana, S/o Late haridas paul, R/o Old Steamer Ghat Road, Near BJP District Office Dhubri, P.S. & Dist. – Dhubri, approached the petitioner and introduced him to one Amitabh Acharjee, S/o Swapan Acharjee, resident of Ward No. 13, Santinagar, P.S. & Dist. Dhubri (Assam) for taking loan to repay the same to the bank authority. Finding no alternative, on 05/10/2015, the petitioner took a loan of Rs.1,50,000/- from said Amitabh Acharjee as well as arranging his own amount and handed over the same to the O.P. with a direction to clear up the entire outstanding loan of the Bank. The petitioner also alleged that at the time of taking the laon from Amitabh Acharjee, he obtained signatures of the petitioner on several blank papers, stamp papers etc. which were entrusted as security to Amitabh Acharjee and repaid the entire loan amount with interest to him.

Moreover, the OP in criminal conspiracy with Amitabh Acharjee, with intention to cheat petitioner started to torture him. Moreover, inspite of several

[ii]

approaches of the petitioner, the said Amitabh Acharjee did not return back the blank signed documents by taking the advantage of the petitioner's old age on various pretexts.

Suddenly, on 12-12-2022, 2(two)persons namely, Jugal Kishor Pareek, S/o Lt. Sankar Lal Pareek and his son Raj Pareek @Raju both residents of Raja Ram Mohan Road, Ward No. 2, Dhubri Town, P.S. & Dist – Dhubri along with their labours criminally trespassed in the premise of the petitioner and started to dismantle a part of the first floor of the below schedule premise. Accordingly the petitioner intimated the said fact to the O/C Dhubri Police Station verbally. On getting the information from the petitioner, O/C Dhubri P.S. deputed one constable to visit the premise of the petitioner. Accordingly, on 17-12-2022, the petitioner filed a prayer before the Chairman, Dhubri Municipal Board, Dhubri for taking immediate action to obstruct the illegal demolitions, whereby the illegal demolition was stopped.

Thereafter, the petitioner enquired on online portal of Dharitree Assam, wherein the chitha for surveyed village showed the names of Amitabh Acharjee, Jugal Kishor Pareek and Krishna Pareek were inserted vide Deed No. 274/255 of 2015 and Reg. No. 3103 dated 07-09-2022 respectively.

Accordingly, on 19-12-2022, the petitioner also filed RTI before the Sr. Sub-Registrar, Dhubri, which was duly replied vide letter no. 1-34/RTI/2007-2022/1004 dated 28-12-2022, whereby intimating that no such deed No. 274/255 of 2016 was executed. On 29-12-2022, the petitioner also filed a RTI application before the Municipal Board, Dhubri, whereby on 07-01-2023 the authority furnish him sale deed bearing deed no. 274/255 of 2016 in favour of Amitabh Acharjee and Sale deed having Reg. No.3103 dated 07-09-2022 along with relevant documents, wherein it was mentioned that Jugal Kishor Pareek and Krishna Pareek obtained a sale deed of a part of the schedule premise from AMitabh Acharjee.

Thereby, it was clear that Amitabh Acharjee in collusion with O.Ps and others persons manufactured sale deed no. 274/255 of 2016 fraudulently on the basis of fraudulent sale permission no. DRS-01/2016/201 dated 03-02-2016 and DM/PWD/2015-16/103 dated 07-02-2016, which were issued in the name

[iii]

of Anima Begum as maintained in the record of Deputy Commissioner, Dhubri and subsequently, executed another sale deed in favour of Jugal Kishor Pareek and Krishna Pareek vide Reg. No. 3103 dated 07-09-2022. The signatures in the said Deed No. 274/255 of 2016 is also found to be forged in some pages. Moreover, on 08-02-2016, the petitioner was in Siliguri for his treatment, though the alleged Deed No. 274/255 of 2016 was found to be executed on 08-02-2016. Moreover, it is found that the Sr. Sub Registrar, Dhubri provided reply of RTI filed by petitioner, wherein it was stated that the said Deed No. 274/255 of 2016 is a fake one.

That, the petitioner further alleged that on 02-01-2023, the petitioner filed an application before the Deputy Commissioner, Dhubri for correction of Revenue record and to restore his name in the revenue record, which was duly acknowledged on 02-01-2023.

That, the petitioner also alleged that on getting the copies of the aforesaid sale deed, it is found that the O.P. were cited as witnesses in the sale deed no. 274/255 of 2016. It is also found from the sale deed no. 3103 of 2022 that the O.P. along with Ashim Paul @ Raja were cited as witnesses.

That, earlier on 10-01-2023, the petitioner submitted an information about offence before the Superintendent of Police, Dhubri regarding the said fact with direction to send the same to the O/C Dhubri P.S., but the said prayer dated 10-01-2023 has not been processed from the Office of the Superintendent of Police, Dhubri.

Accordingly, on 23-01-2023, the petitioner lodged an FIR before the O/C Dhubri Police station, which was duly registered bearing Dhubri P.S. Case No. 26/2023 u/s 406/420/468 I.P.C. against the O.P and others regarding aforesaid act committed by the O.P.

Be it mentioned that the petitioner also filed a FIR against the O.P. on 13/09/2018 before the O/C Dhubri Police station, which has been charge – sheeted and the same is still pending for disposal in the Court of Smti. P. Agarwal, (JMFC), Dhubri bearing PRC Case No. 1277/2018.

[iv]

Moreover, the petitioner filed Complaint Case No. 3405/2018 against the O.P. which was disposed of by acquitting O.P. Accordingly, the petitioner preferred Criminal Appeal No. 6/2022 before the District and Sessions Judge, Dhubri.

Moreover, the petitioner also filed a Misc Case before the Addl. District Magistrate, Dhubri bearing Petition 996 dated 03/12/2013, but while the same was sent to the O/C Dhubri P.S., the O.P No.1 sought apology before the police and the matter was settled. The petitioner also filed a FIR on 20.05.2014 before the O/C Dhubri P.S. which was duly received, but on the approach of the police, the O.Ps once again sought apology and the matter was settled again.

That, the petitioner also states that prior to the aforesaid occurrence, the wife of the O.P. no. 1 namely Ritika Kundu lodged an ejahar against the petitioner and O.Ps before the Dhubri P.S. bearing No. 402/2012 u/s 498(A) I.P.C. on false and fabricated ground only to harass the petitioner. It is submitted that after filing of the charge sheet against the O.P. No.1, the O.P. namely Joybrata Kundu and his wife Ritika Kundu pleaded guilty and acknowledged their mis-deed in writing on 11.08.2013. It is further submitted that on 14-10-2017, the O.Ps once again assaulted the petitioner to kill him, but somehow he saved himself. Finding no alternative, on 16.10.2017, the petitioner filed a complaint before the Secretary District Legal Service Authority, Dhubri bearing No. Pre-litigation Case No. 58/2017. Accordingly, on 04.01.2018, the authority directed not to harass the petitioner mentally or in any form whatsoever, also the O.Ps were further directed not to interfere the petitioner's peaceful living.

Thereby it is clear that since long, the OP have been torturing the petitioner both physically and mentally as well as threatened to kill the petitioner. The petitioner apprehends that the OP may take his life at any time, if they remain in the premise of the petitioner. The petitioner permitted the Op to live in the schedule premise earlier. The petitioner, being aged alone and taking that advantage, the OP started to torture the petitioner both physically and mentally. That the petitioner also states that since long, the OP have neglected to maintain the petitioner. Moreover, while the petitioner was under

[v]

treatment at Siliguri, the OP failed to look after him. The petitioner also states that since inception the OP's exploited the petitioner for money as per their necessity. Due to aforesaid act committed by the O.P. in collusion with others, the petitioner has been facing acute financial, mental and physical agony. Being senior citizen, the petitioner has got no source of income except pension. Accordingly, the petitioner did not desire to maintain any relation with the O.P. as well as terminated all the relation with the O.P. Accordingly, the petitioner sworn a declaration on 24.02.2023 stating that the O.P. shall have no right to inherit his property forever. The petitioner had abandoned the O.P. and disowned the O.P. forever by depriving the O.P. from the right of inheritance as well as hereby terminated all relations with the O.P. forever, which the petitioner declared voluntarily without any coercion or threat. The petitioner also sent notice to the O.P. with a Photostat copy of the said declaration with a direct to vacate the premise of the petitioner along with all their belongings. The said notice was duly delivered to the O.P. on 02.03.2023, but till date the O.P. failed to vacate the rooms of the first floor of below schedule premise. Moreover, the said declaration dated 24.02.2023 was duly published in newspapers and the details are as follows :-

- a. Amar Pranam dated 7th March, 2023
- b. The Assam Tribune dated 14th March, 2023
- c. Asomiya Pratidin dated 14th march, 2023

The petitioner filed this complaint before this tribunal to pass an order to remove the OP and their family members from the below schedule premises, by evicting the OP with their family members from the said rooms of the first floor of the schedule premise and direct the concerned police station accordingly.

That, after hearing the petitioner, this tribunal was pleased to issue notice upon the OP's, accordingly after receipt of the notice the OP's appeared and denied the allegations leveled against them by the petitioner.

That, the petitioner adduces his evidence before this tribunal and upon perusal of the documents submitted by the petitioner as well as submitted various Judgments and order passed by the Hon'ble Apex Court and the Hon'ble High Courts.

The Supreme Court in **Smt. S. Vanitha Vs. They Deputy Commissioner Bengaluru Urban District & others, (2021) 15 SCC 730**, wherein it has been held by the Apex Court that the Tribunal constituted under the 2007 Act may have been authority to order an eviction, if it is necessary and expedient to ensure the maintenance and protection of senior citizens or parents and that, the 10 of 11 Neutral Citation No. :=2024:PHHC:016191-DB LPA-257-2024 (O&M) [11] 2024:2024:PHHC:016191-DB eviction, in other words, would be an incidence of the enforcement of the right to maintenance and protection. The Hon'ble Supreme Court in the case supra also took into consideration the objects of the 2007 Act which included a need to give more attention to the care and protection of persons in their twilight years."

The Delhi High Court in Ashish Randev & Anr v. the State (Govt. Of Nct of Delhi) And Ors. [W.P.(C) 7554/2022] has observed as under :-

"11. The Appellate Authority, after taking into account the fact that the Respondent No. 5 is more than 90 years of age and his wife is 86 years of age and also considering the various police complainats, entertained the petition and has arrived at a conclusion that the Respondent No. 5 is entitled to the benefit under the Senior Citizens Act, 2007 and the District Magistrate was well within its rights under the Delhi Maintenance and Welfare of Parents and Senior Citizens (Amendment) Rules, 2016 to pass an Order of Eviction protecting the old parents from harassment at the hands of the son and the daughter-in-law who according to the Applicant/Respondent No.5 are only interested in forcing him to vacate the ground floor of the property in question"

The Delhi High Court observed and held as under :

"In any case, this Court, in its judgment dated 18.07.2018 passed in WP© 6592/2018, titled **Smt. Darshna V. Government of NCT of Delhi & Ors.** has held that it is apparent from the plain language of Rule 22(3)(1)(i) that a senior citizen is also entitled to evict his son, daughter or legal heir from his property irrespective of whether it is an ancestral or self-acquired property.....

[vii]

Considering all aspects, this tribunal found that the petitioner is a respectable senior citizen and his wife expired earlier and considering the various complaints of the petitioner against the O.P's, this Tribunal arrived at conclusion that the petitioner is entitled to the benefit under the **Maintenance and Welfare of Parents and Senior Citizen Act, 2007** and this tribunal has the right to pass an order of eviction protecting the parent and Senior Citizen from the harassment at the hands of his sons i.e. OPs. The petitioner is entitled to evict the O.P. from his schedule premise. The OP filed their written statement. From the records it revealed that the petitioner is the owner of the schedule premise, which is self acquired. The OP are sons of the petitioner, who harassed the petitioner from time to time. Now for the safety and to avoid further harassment to the petitioner, it is necessary to pass an order to evict the O.Ps and their family members from the premises of the petitioner.

Hence I hereby direct the O.Ps and their family members to vacate the premises of the petitioner by removing their belongings and deliver peaceful possession to the petitioner within **20(twenty) days** from the day of issue of this order, failing which, the O/C of Dhubri Police Station be directed to execute the order without fail.

Schedule of Land

Dist.- Dhubri, P.S. & Circle-Dhubri, Revenue Village – Dhubri Town Khash Mahal situated at Ward No.2, Dhubri Town, a plot of land measuring 0 Bigha 0 Katha 15 Lecha having construction of G+2, which is covered by Dag No. 1955 under Patta No. 741, Classification of land – 1 No. Bosti, which is bounded by :-

North : Khusi Paul,

South : Chandan Paul,

East : Pradip Jain,

West : Sridhar Paul.

Be it noted that the OP and their family are required to be removed by evicting them from the rooms of the first floor of the aforesaid building.

B.A to issue copies of the order to the concerned parties and police.

41 (D)

[viii]

Accordingly, the present case is disposed of.

Sd/- illegible

Presiding Officer

Maintenance Tribunal, Dhubri

Sub- Division, Dhubri

Memo no. DMJ 88/2019

A

Dated Dhubri the 30/05/2025

Copy to :-

1. The Officer-in-Charge, Dhubri for information and necessary action, He is directed to execute the order without fail.
2. 1st Party :- Shri Jiban Krishna Kundu, Lt. Janendra Chandra Kundu, W.No.-2, Dhubri, PO. PS & Dist- Dhubri, Assam, for information and necessary action.
3. 2nd Party (1) :- Shri Joy Brata Kundu, S/O- Jiban Krishna Kundu of T.R. Phukan Raod, Dhubri for information and necessary action.
4. 2nd Party (2) :- Shri Debabrata Kundu, S/O- Jiban Krishna Kundu of T.R. Phukan Raod, Dhubri for information and necessary action.

Sd/- illegible

Presiding Officer

Maintenance Tribunal, Dhubri

Sub- Division, Dhubri

ORDER SHEET FOR MAGISTRATE'S RECORDS

District: DHUBRI
In the Court of:

SHRI PARTHA PROTIM NEOG, ACS, Presiding Officer,
Maintenance Tribunal, Dhubri Sub-Division, Dhubri

41 (E)

Serial No. of Orders	Date	Order	Signature
	30/05/2025	<p>C.R put up. Already heard both the petitioner and the O.Ps.</p> <p>Today is fixed for Final Order.</p> <p>The case of the petitioner(1st Party) is that, he being a senior citizen, has been suffering from various ailments since long back. The petitioner filed a petition under section 7 of the Maintenance and Welfare of Parents and Senior Citizen Act, 2007 alleging that he is the owner of the below schedule land, which is self acquired, having his right, title, interest and possession thereon, wherein the petitioner constructed the building and the OP's being the son of the petitioner were allowed to reside on the first floor rooms.</p> <p>The petitioner stated that earlier, in the year 2005, the O.P took loan from State Bank of India, Dhubri, wherein the petitioner stood as a guarantor. Thereafter, due to the financial problem and failure to repay the same to the bank by the O.P, the bank authority sent a notice to the petitioner, whereby the O.P's in collusion with one Ashim Paul @ Rana, S/o Late Haridas Paul, R/o Old Steamer Ghat Road, Near BJP District Office, Dhubri, P.S. & Dist.- Dhubri, approached the petitioner and introduced him to one Amitabha Acharjee, S/o Swapan Kumar Acharjee, resident of Ward No. 13, Santinagar, P.S and Dist- Dhubri (Assam) for taking loan to repay the same to the bank authority. Finding no alternative, on 05-10-2015, the petitioner took a loan of Rs. 1,50,000/- from said Amitabha Acharjee as well as arranging his own amount and handed over the same to the O.P with a direction to clear up the entire outstanding loan of the Bank. The petitioner also alleged that at the time of taking the loan from Amitabha Acharjee, he obtained signatures of the petitioner on several blank papers, stamp papers, etc., which were entrusted as security to Amitabha Acharjee. In due course of time, the petitioner made the payment of loan to Amitabha Acharjee and repaid the entire loan amount with interest to him.</p> <p>Moreover, the O.P in criminal conspiracy with Amitabha Acharjee, with intention to cheat the petitioner, started to torture him. Moreover, inspite of several approaches of the petitioner, the said Amitabha Acharjee did not return back the blank signed documents by taking the advantage of the petitioner's old age on various pretexts.</p> <p>Suddenly, on 12-12-2022, 2 (two) persons namely Jugal Kishor Pareek, S/o Lt. Shankar Lal Pareek, and his son Raj Pareek @ Raju both residents of Raja Ram Mohan Road, Ward No. 2, Dhubri Town, P.S. & Dist.-Dhubri along with their labourers criminally trespassed in the premise of the petitioner and started to dismantle a part of the first floor of below schedule premise. Accordingly the petitioner intimated the said fact to O/C Dhubri Police station verbally. On getting the information from the petitioner, O/C Dhubri P.S deputed one constable to visit the premise of the petitioner. Accordingly, on 17-12-2022, the petitioner filed a prayer before the Chairman, Dhubri Municipal Board, Dhubri for taking immediate action to obstruct the illegal demolitions, whereby the illegal demolition was stopped.</p> <p>Thereafter, the petitioner enquired on online portal of Dharitree Assam, wherein the chitha for surveyed village showed the names of Amitabha Acharjee, Jugal Kishor Pareek and Krishna Pareek were inserted vide Deed No. 274/255 of 2016 and Reg. No. 3103 dated 07-09-2022 respectively.</p> <p>Accordingly, on 19-12-2022, the petitioner also filed RTI before the Sr. Sub- Register, Dhubri, which was duly replied vide letter no. 1-34/RTI/2007-2022/1604 dated 28-12-2022, whereby intimating that no such deed No. 274/255 of 2016 was executed. On 29-12-2022, the petitioner also filed a RTI application before the Municipal Board, Dhubri, whereby on 07-01-2023 the authority furnish him sale deed bearing deed no. 274/255 of 2016 in favour of Amitabha Acharjee and Sale deed having Reg. No. 3103 dated 07-09-2022 along with other relevant documents, wherein it was mentioned that Jugal Kishor Pareek and Krishna Pareek obtained a sale deed of a part of the schedule premise from Amitabha Acharjee.</p> <p>Thereby, it was clear that Amitabha Acharjee in collusion with O.Ps and others persons manufactured sale deed no. 274/255 of 2016 fraudulently on the basis of fraudulent sale permission no. DRS-01/2016/201 dated 03-02-2016 and DM/PWD/2015-16/103 dated 07-02-2016, which were issued in the name of Anima Begum as maintained in the record of Deputy Commissioner, Dhubri and subsequently, executed another sale deed in favour of Jugal Kishor Pareek and Krishna Pareek vide Reg. No. 3103 dated 07-09-2022. The signatures in the said Deed No. 274/255 of 2016 is also found to be forged in some pages. Moreover, on 08-02-2016, the petitioner was in Siliguri for his treatment, though the alleged Deed No. 274/255 of 2016 was found to be executed on 08-02-2016. Moreover, it is found that the Sr. Sub Registrar, Dhubri provided reply of RTI filed by petitioner, wherein it was stated that the said Deed No. 274/255 of 2016 is a fake one.</p> <p>That, the petitioner further alleged that on 02-01-2023, the petitioner filed an application before the Deputy Commissioner, Dhubri for correction of Revenue record and to restore his name in the revenue record, which was duly acknowledged on 02-01-2023.</p> <p>That, the petitioner also alleged that on getting the copies of the aforesaid sale deed, it is found that the O.P were cited as witnesses in the sale deed no. 274/255 of 2016. It is also found from the sale deed no. 3103 of 2022 that the O.P along with Ashim Paul @ Rana were cited as witnesses.</p> <p>That, earlier on 10-1-2023, the petitioner submitted an information about offence before the Superintendent of Police, Dhubri regarding the said fact with direction to send the same to the O/C Dhubri P.S, but the said prayer dated 10-1-2023 has not been processed from the Office of Superintendent of Police, Dhubri.</p>	

Continued.....

ORDER SHEET FOR MAGISTRATE'S RECORDS

District: DHUBRI
In the Court of:

SHRI PARTHA PROTEM NEOG, ACS, Presiding Officer,
Maintenance Tribunal, Dhubri Sub-Division, Dhubri

2025

39
-38-
41(F)

Serial No. of Orders	Date	Order	Signature
	30/05/2025	<p>Accordingly, on 23-01-2023, the petitioner lodged an FIR before the O/C Dhubri Police Station, which was duly registered bearing Dhubri P.S case No. 26/2023 u/s 406/420/468/409 I.P.C against the O.P and others regarding the aforesaid act committed by the O.P.</p> <p>Be it mentioned that the petitioner also filed a FIR against the O.P on 13-09-2018 before the O/C Dhubri Police station, which has been charge-sheeted and the same is still pending for disposal in the court of Smti. P. Agarwal, (JMFC), Dhubri bearing PRC Case No. 1277/2018.</p> <p>Moreover, the petitioner filed Complaint Case No. 3405/2018 against the O.P, which was disposed of by acquitting the O.P. Accordingly, the petitioner preferred Criminal Appeal No. 6/2022 before the District and Session Judge, Dhubri.</p> <p>Moreover, the petitioner also filed a Misc Case before the Addl. District Magistrate, Dhubri bearing Petition 996 dated 03-12-2013, but while the same was sent to the O/C Dhubri P.S, the O.P No. 1 sought apology before the police and the matter was settled. The petitioner also filed a FIR on 20-05-2014 before the O/C Dhubri P.S, which was duly received, but on the approach of the police, the O.Ps once again sought apology and the matter was settled again.</p> <p>That, the petitioner also states that prior to the aforesaid occurrence, the wife of the O.P No. 1 namely Ritika Kundu lodged an ejaabar against the petitioner and O.Ps before the Dhubri P.S bearing No. 402/2012 u/s 498(A) I.P.C on false and fabricated ground only to harass the petitioner. It is submitted that after filing of the charge sheet against the O.P No. 1, the O.P namely Joybrata Kundu and his wife Ritika Kundu pleaded guilty and acknowledged their mis-deed in writing on 11-08-2013. It is further submitted that on 14-10-2017, the O.Ps once again assaulted the petitioner to kill him, but somehow he saved himself. Finding no alternative, on 16-10-2017, the petitioner filed a complaint before the Secretary District Legal Service Authority, Dhubri bearing No. Pre-litigation Case No. 58/2017. Accordingly, on 04-01-2018, the authority directed not to alienate the petitioner's property in any manner, the O.Ps were further directed not to harass the petitioner mentally or in any form whatsoever, also the O.Ps were further directed not to interfere the petitioner's peaceful living.</p> <p>Thereby it is clear that since long, the OP have been torturing the petitioner both physically and mentally as well as threatened to kill the petitioner. The petitioner apprehends that the OP may take his life at any time, if they remain in the premise of the petitioner. The petitioner permitted the OP to live in the schedule premise earlier. The petitioner, being aged and alone and taking that advantage, the OP started to torture the petitioner both physically and mentally. That, the petitioner also states that since long, the O.P have neglected to maintain the petitioner. Moreover, while the petitioner was under treatment at Siliguri, the O.P failed to look after him. The petitioner also states that since inception the O.P's exploited the petitioner for money as per their necessity. Due to aforesaid act committed by the O.P in collusion with others, the petitioner has been facing acute financial, mental and physical agony. Being senior citizen, the petitioner has got no source of income except pension. Accordingly, the petitioner did not desire to maintain any relation with the O.P as well as terminated all the relation with the O.P. Accordingly, the petitioner sworn a declaration on 24-2-2023 stating that the O.P shall have no right to inherit his property for ever. The petitioner had already abandoned the O.P and disowned the O.P forever by depriving the O.P from the right of inheritance as well as hereby terminated all relations with the O.P forever, which the petitioner declared voluntarily without any coercion or threat. The petitioner also sent notice to the O.P with a Photostat copy of the said declaration with a direct to vacate the premise of the petitioner along with all their belongings. The said notice was duly delivered to the O.P on 02-03-2023, but till date the O.P failed to vacate the rooms of first floor of below schedule premise. Moreover, the said declaration dated 24-02-2023 was duly published in newspapers and the details are as follows:-</p> <ol style="list-style-type: none">Amar Pranam dated 7th March, 2023.The Assam Tribune dated 14th March, 2023.AsomiyaPratidin dated 14th March, 2023 <p>The petitioner filed this complaint before this tribunal to pass an order to remove the OP and their family members from the below schedule premises, by evicting the OP with their family members from the said rooms of first floor of the schedule premise and direct the concerned police station accordingly.</p> <p>That, after hearing the petitioner, this tribunal was pleased to issue notice upon the O.P's, accordingly after receipt of the notice the O.P's appeared and denied the allegations leveled against them by the petitioner. That, the petitioner adduces his evidence before this tribunal and upon perusal of the documents submitted the petitioner as well as submitted various Judgements and order passed by the Hon'ble Apex Court and the Hon'ble High Courts.</p> <p>The Supreme Court in Smt. S.Vanitha Vs. They Deputy Commissioner Bengaluru Urban District & others, (2021) 15 SCC 730, wherein it has been held by the Apex Court that the Tribunal constituted under the 2007 Act may have the authority to order an eviction, if it is necessary and expedient to ensure the maintenance and protection of senior citizens or parents and that, the 10 of 11 Neutral Citation No.:2024:PHHC:016191-DB LPA-257-2024 (O&M) [11] 2024:PHHC:016191-DB eviction, in other words, would be an incidence of the enforcement of the right to maintenance and protection. The Hon'ble Supreme Court in the case supra also took into consideration the objects of the 2007 Act which included a need to give more attention to the care and protection of persons in their twilight years."</p>	

Continued.....

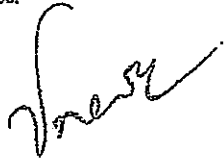
-40-
41 (G)

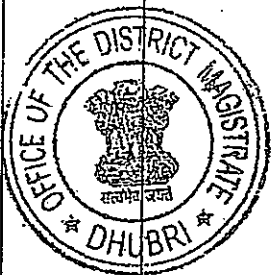
District: DHUBRI
In the Court of:

ORDER SHEET FOR MAGISTRATE'S RECORDS

SHRI PARTHA PROTIM NEOG, ACS, Presiding Officer,
Maintenance Tribunal, Dhubri Sub-Division, Dhubri

2025


Serial No. of Orders	Date	Order	Signature
	30/05/2025	<p>The Delhi High Court in Ashish Randev & Anr v. the State (Govt. Of Nct Of Delhi) And Ors. [W.P.(C) 7554/2022] has observed as under:-</p> <p>"11. The Appellate Authority, after taking into account the fact that the Respondent No.5 is more than 90 years of age and his wife is 86 years of age and also considering the various police complaints, entertained the petition and has arrived at a conclusion that the Respondent No.5 is entitled to the benefit under the Senior Citizens Act, 2007 and the District Magistrate was well within its rights under the Delhi Maintenance and Welfare of Parents and Senior Citizens (Amendment) Rules, 2016 to pass an Order of Eviction protecting the old parents from harassment at the hands of the son and the daughter-in-law who according to the Applicant/Respondent No.5 are only interested in forcing him to vacate the ground floor of the property in question."</p> <p>The Delhi High Court observed and held as under:</p> <p>"In any case, this Court, in its judgment dated 18.07.2018 passed in WP(C) 6592/2018, titled Smt. Darshna v. Government of NCT of Delhi & Ors., has held that it is apparent from the plain language of Rule 22(3)(1)(i) that a senior citizen is also entitled to evict his son, daughter or legal heir from his property irrespective of whether it is an ancestral or self-acquired property."</p> <p>Considering all aspects, this tribunal found that the petitioner is a respectable senior citizen and his wife expired earlier and considering the various complaints of the petitioner against the O.P's, this Tribunal arrived at conclusion that the petitioner is entitled to the benefit under the Maintenance and Welfare of Parents and Senior Citizen Act, 2007 and this tribunal has the right to pass an order of eviction protecting the parent and Senior Citizen from the harassment at the hands of his sons i.e., O.Ps. The petitioner is entitled to evict the O.P from his schedule premise. The OP filed their written statement. From the records it revealed that the petitioner is the owner of the schedule premise, which is self acquired. The OP are sons of the petitioner, who harassed the petitioner from time to time. Now for the safety and to avoid further harassment to the petitioner, it is necessary to pass an order to evict the O.P's and their family members from the premises of the petitioner.</p> <p>Hence I hereby direct the O.Ps and their family members to vacate the premises of the petitioner by removing their belongings and deliver peaceful possession to the petitioner within 20(twenty) days from the day of issue of this order, failing which, the O/C of Dhubri Police Station be directed to execute the order without fail.</p> <p><u>Schedule of Land</u></p> <p>Dist.- Dhubri, P.S & Circle- Dhubri, Revenue Village- Dhubri Town Khash Mahal situated at Ward No. 2, Dhubri Town, a plot of land measuring 0 Bigha 0 Katha 15 Lessa having construction of G+2, which is covered by Dag No. 1955 under Patta No. 741, Classification of land - 1 No. Bosti, which is bounded by:-</p> <p>North:-Khusi Paul, South:-Chandan Paul, East:-Pradip Jain, West:- Sridhar Paul.</p> <p>Be it noted that the OP and their family are required to be removed by evicting them from the rooms of the first floor of the aforesaid building.</p> <p>B.A to issue copies of the order to the concerned parties and police.</p> <p>Accordingly, the present case is disposed of.</p> <p></p> <p>Presiding Officer Maintenance Tribunal, Dhubri Sub-Division, Dhubri</p>	

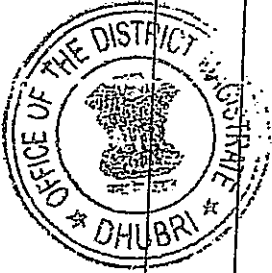


District - DHUBRI.
In the court of

ORDER SHEET FOR MAGISTRATE'S RECORDS

SHRI PARTHA PROTIM NEOG, ACS, Presiding Officer,
Maintenance Tribunal, Dhubri Sub-Division, Dhubri

Serial No of Orders	Date	Order	Signature
	30/05/2025	<p>Memo No. DMJ 88/2019 A Dated Dhubri the 30/05/2025</p> <p>Copy to :-</p> <ol style="list-style-type: none">1. The Officer-in- Charge, Dhubri for information and necessary action. He is directed to execute the order without fail.2. 1st party :- Shri Jiban Krishna Kundu, Lt Janendra Chandra Kundu, W.No-2, Dhubri, PO, PS & Dist- Dhubri, Assam, for information and necessary action.3. 2nd party(1):- Shri Joy Brata Kundu, S/O- Jiban Krishna Kundu, of T.R. Phukan Road, Dhubri for information for information and necessary action.4. 2nd party (2):- Shri Debabrata Kundu, S/O- Jiban Krishna Kundu of T.R. Phukan Road, Dhubri for information for information and necessary action. <p style="text-align: right;"> Presiding Officer, Maintenance Tribunal, Dhubri Sub-Division, Dhubri</p>	



Annexure - 5.
27 AND CRUDE 2 42
52



অসম অসম ASSAM

90AA 516460

Deed No $\frac{274}{255}$ of the year 2016.

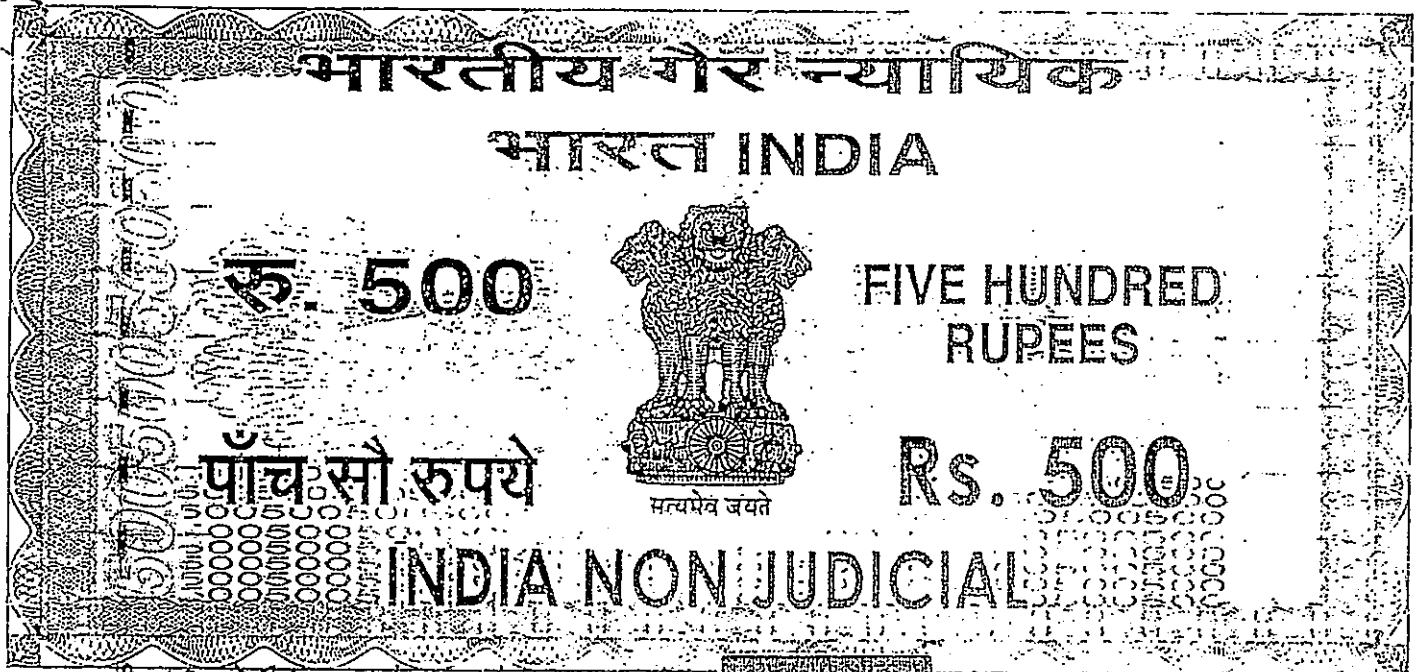


Certified to be True Copy

Senior Sub-Registrar
DHURI
7.8/2.20

274

I

-54-
28-43
255

असम (Assam) No-ORS-01/2016/201 dt-3/2/16
 (Or exempted from stamp duty) under the
 Assam State Amendment Act of 1980 Section ...
 No.

Sr. Sub-Registrar

SALE DEED

THIS DEED OF SALE is executed on the ...8th day of
 Feb., 2016 at Dhubri

-BY-

JIBAN KRISHNA KUNDU, S/O.- Late Janendra Chandra
 Kundu, resident of Ward No.2, Dhubri Town, P.O.- Dhubri, P.S. &
 Dist.- Dhubri (Assam) hereinafter called the "SELLER" of the ONE
 PART which term, where the context so admits, shall include her
 heirs, successors, executors and assigns;

-IN FAVOUR OF -

AMITABHA ACHARJEE, son Swapan Kumar Acharjee, resi-
 dent of Ward No.13, Santinagar, P.O.- A.M.Co.Road, P.S. & Dist.-
 Dhubri (Assam), hereinafter called the "PURCHASER" of the
 OTHER PART which term, where the context so admits, shall in-
 clude his heirs, successors, executors and assigns;

Contd.....P(2)

Declared to be True Copy

Registrar

A-1500/-
 VM-50/-
 CH-30/-

4/8/2020



असम ASSAM

A 096797

Certified to be True Copy

Senior Sub-Registrar
DHUBRI
7/8/2021 P(2)

Jibandrishtak Kumbhar

WHEREAS, the SELLER named above is the absolute owner and possessor of the below scheduled land and dwelling house..

AND

WHEREAS, the SELLER, out of her necessity expressed her desire to sell the below schedule land and dwelling house which is free from all encumbrances, charges, demands whatsoever and the PURCHASER proposed to purchase the same at a total consideration of Rs.75,000/- (Rupees Seventy Five Thousands) only to which the SELLER agreed and both parties have mutually obtained sale permission from Office of the Deputy Commissioner, Dhubri vide No.DRS-_____ dated _____

Contd.....P(3)

भारतीय गैर न्यायिक
भारत INDIA

रु. 500

पाँच सौ रुपये

INDIA NON JUDICIAL

FIVE HUNDRED
RUPEES

Rs. 500

सत्यमेव जयते

992578

Senior Sub-Header: -

CHLERS:

4/8/2020

P(3)

Jibakurishakunda

And all the right, title, interest in the property and all claims and demands whatsoever of the SELLER into or upon the said property is hereby conveyed to the PURCHASER his heirs, executors, administrations, and assigns absolutely and forever as ordinarily pass on such sale.

Contd.....P(3)



असम ASSAM

992577

Certified to be True Copy

Senior Sub Registrar

DHUBRI P(4)
7/2/2021

And the SELLER has given delivery of possession of the land and dwelling houses to the PURCHASER who will enjoy the said property as his own property without any obstruction, hindarance or interruption from the side of the SELLER or any person claiming through them. The SELLER right, title, interest to the property ceased from this date of execution of this Deed.

And the SELLER shall render all sorts of assistance and co-operation to the PURCHASER in order to mutate his names in place of the name of the SELLER in Revenue Record, Municipal Record etc. as and when necessary.

And the SELLERS further declare that he has legal right over the property sold today. The land with dwelling houses hereby transferred is free from all encumbrances, charges, claims or demands and that neither the SELLER nor her predecessor-in-interest have done anything whereby the property may be subject to any attachment or lien of any court or person whatsoever. If it is found that the SELLER has no title or defective title, then the SELLER shall be bound to refund the consideration money with Stamp Duty, registration Cost, Compensation and Incidental Cost to the PURCHASER.

Contd.....P(4)



असम ASSAM

992576

Certified to be True Copy P(5)

Senior Sub-Registrar
DHUBRI
7/8/2020,

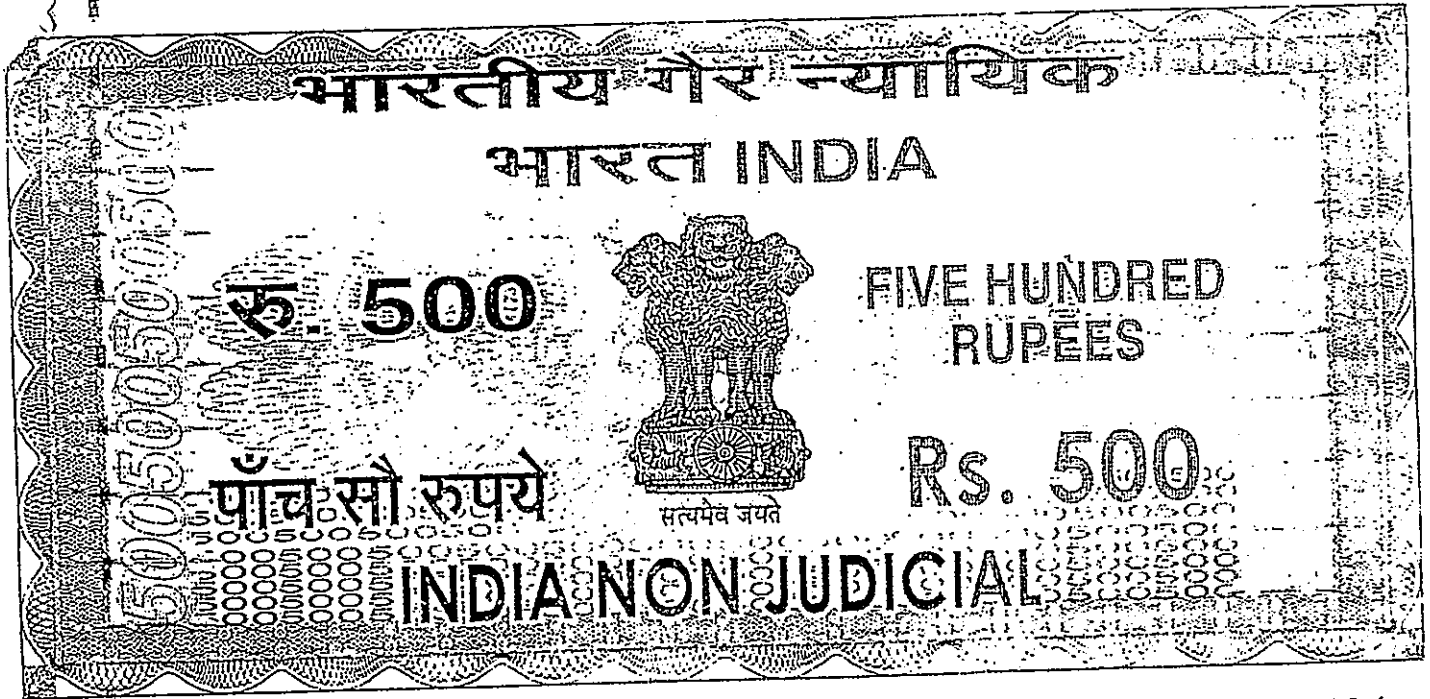
SCHEDULE

Suban Krishna Munshi

Dist. - Dhubri, P.S. & Circle- Dhubri, revenue Village- Dhubri
Town Khash Mahal situated at Ward No.2 Dhubri Town, a plot of
land measuring 0B-0K-2.5L along with dwelling house covered by
Dag No.1955 under Patta No.741 Classification of Land - 1 No. Bosti
which is bounded by -

North : Khusi Paul.
South : Chandan Paul.
East : Pradip Jain.
West : Sridhar Paul.

Contd.....P(5)



असम ASSAM

Certified to be True Copy

992594

Senior Sub-Registrar

7/8/2020

IN WITNESSES WHEREOF both parties put their signatures on this Sale Deed at their own will after going through the contents thereof on this 8th day of Feb, 2016 at Dhubri.

Witnesses :-



1. Deba brota Kundu
S/o Jiban Krishna Kundu
Dhubri - R - Dhubri

Jiban Krishna Kundu
Signature of the SELLER



2. Joy Brata Kundu
S/o Jiban Krishna Kundu
W/No - FE Dhubri

Signature of the PURCHASER

COPIED BY

Duni ch

Extra Writer

Sr. S.R. Office, Dhubri

7/8/2020

7/8/2020

- 14 ' AN 24

49.

- 43 -



অসম: অসম ASSAM

28AA 386564

- 43 -

Deed NO. 3528

3103

A handwritten signature in black ink.

18/11/23

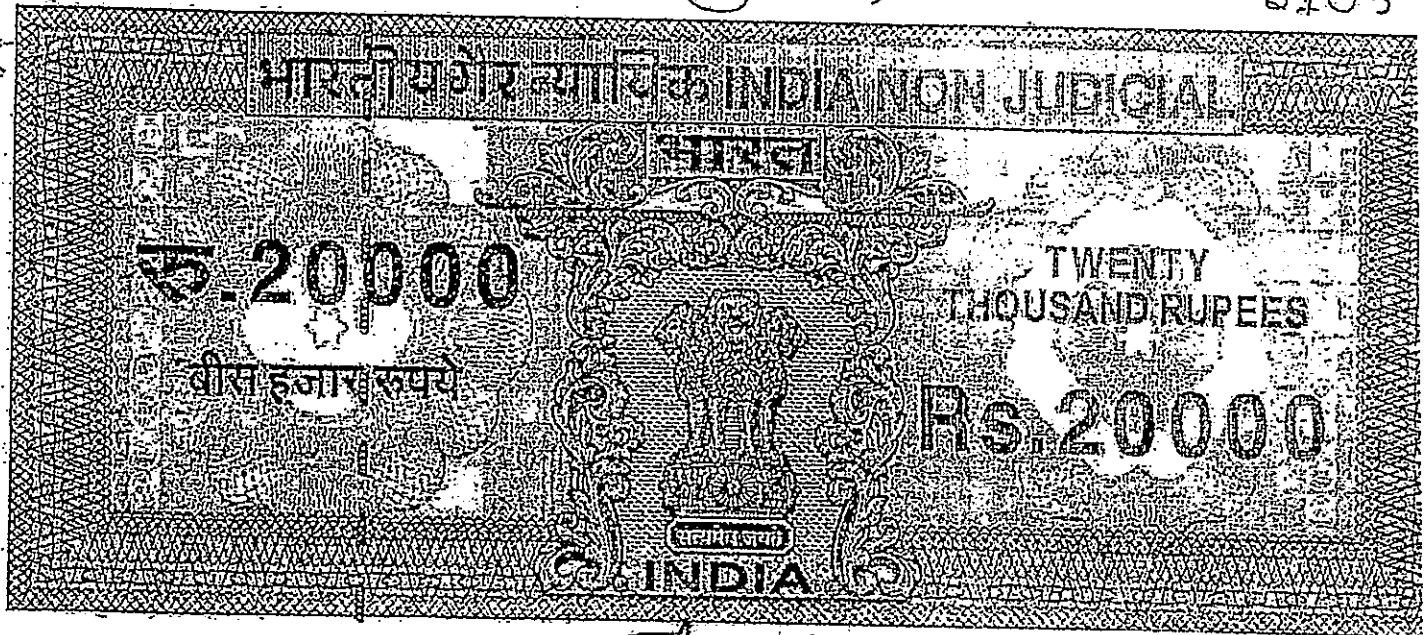
3528

①

15

-44 50

3103



असम ASSAM

A partment.

01770

15840
 Not admissible under Section 17(1)(b) of the Indian Contract Act, 1872, as it is not a contract for the sale of immovable property.
 No. 15840

Sr. Sub-Registrar, Dhubri
 7-9-22

SALE DEED

This Deed of Sale is executed on this 2nd day of September/2022 at Dhubri, Assam.

-BETWEEN-

AMITABHA ACHARJEE, S/O.- Swapan Kumar Acharjee (Father), Late Soma Acharjee (Mother) a resident of Ward No. 13, Santinagar, Dhubri Town, P.O. A.M. Co. Road, P.S. & Dist.- Dhubri, Assam, PAN No- ATLPA4859R, hereinafter called the **"SELLER"** of the **ONE PART** which term, where the context so admits, shall include his heirs, successors, executors and assigns;

-AND -

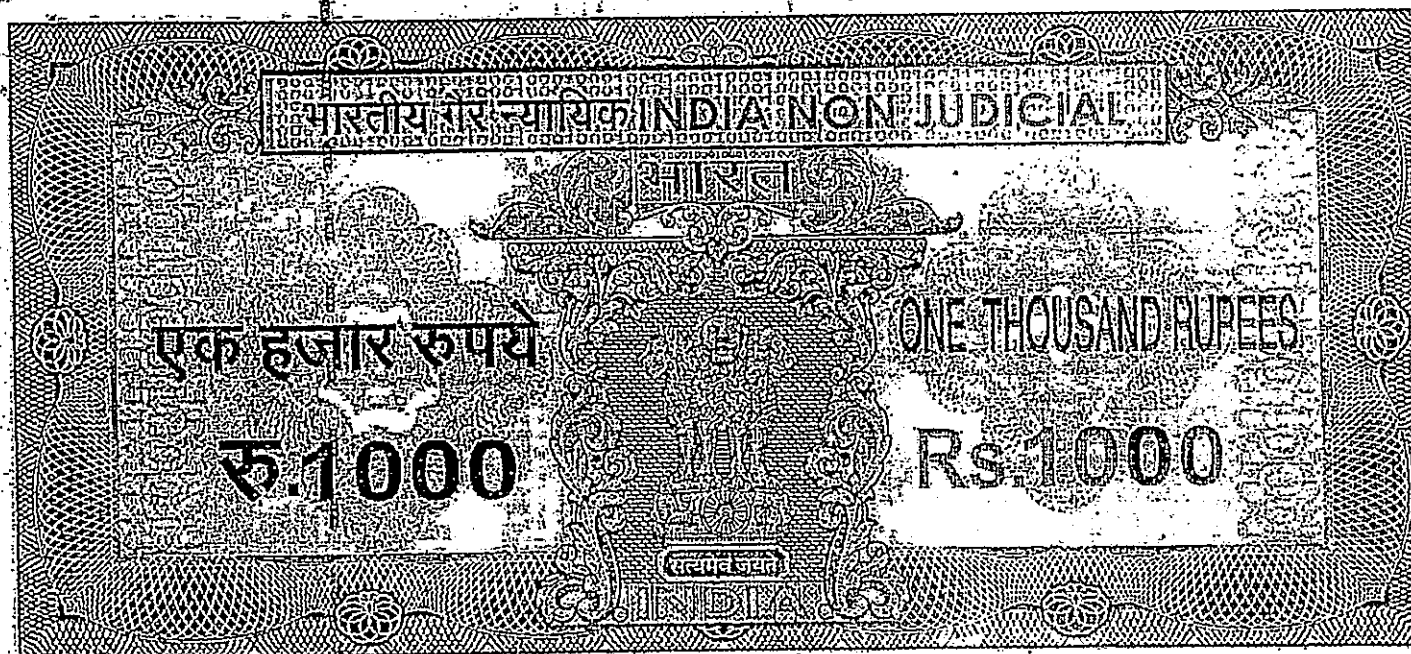
(i) JUGAL KISHOR PAREEK, S/O.- Late Shankar Lal Pareek (Father), Late Parneswari Devi Pareek (Mother), Pan No- AMJPP8051B **(ii) KRISHNA PAREEK, D/O.** Dharani Kanta Ray (Father), Bisadi Bala Roy (Mother), W/O.- Jugal Kishor Pareek, Pan No- AMJPP8052C both are resident of Raja Ram Mohan Road, Ward No.-2, Dhubri Town, P.O. & P.S. Dhubri, Dist.- Dhubri, Assam, hereinafter called the **"PURCHASERS"** of the **OTHER PART** which term, where the context so admits, shall include their heirs, successors, executors and assigns;



Contd...2

45-45-

51



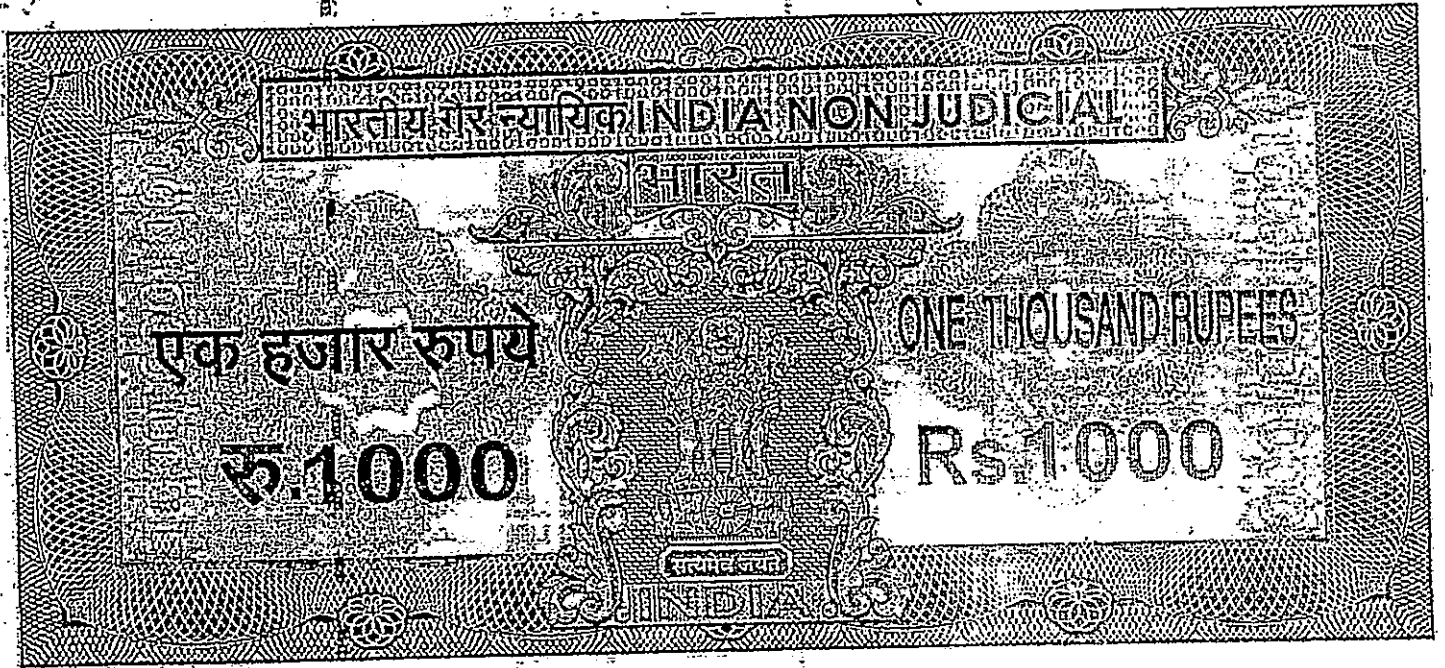
असम ASSAM

B 538376

Page - 2

WHEREAS, the SELLER named above are the absolute owner and possessor of First floor (Left side part) of 1180 Sq. Ft. (Approx) carpet area of G+2 R.C.C. Building along with proportionate share of land measuring 0B-OK-2.55 Lacha, under Miyadi Patta No. 741, Dag No. 1955, situated at Dhubri Town Khash Mahal, under Circle Dhubri, Dist. Dhubri, Assam, the said landed property mutated his name in the Record of Rights.

Contd.....3



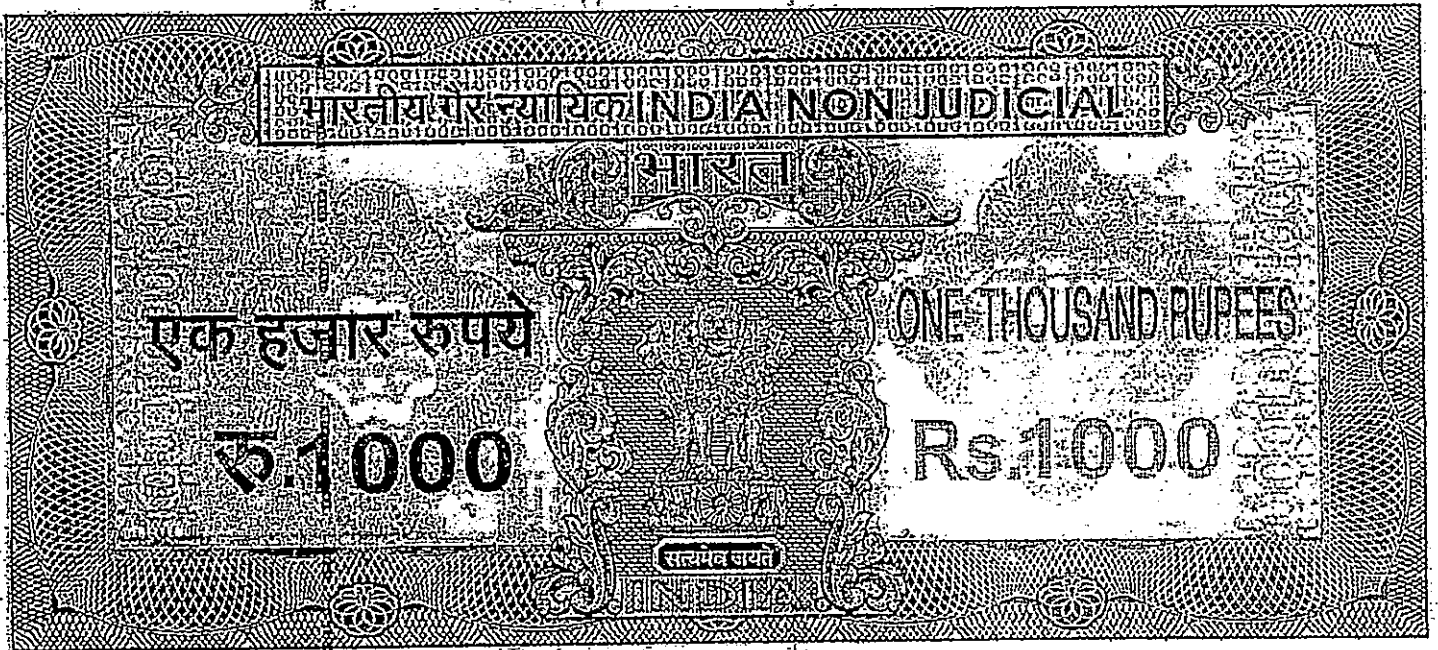
असम ASSAM

B 538375

Page -- 3

AND WHEREAS, the SELLER, expressed his necessity and desire to sell the below schedule land with structure which is free from all encumbrances, charges, demands whatsoever and the PURCHASERS proposed to purchase the same at total consideration amount of Rs. 7,92,000/- (Rupees Seven Lakh Ninety Two Thousand) only (i.e. land value Rs. 4,92,000/- and existing construction value Rs. 3,00,000/-) to which the SELLER agreed .

Contd...4



असम ASSAM

B 538374

13/7/23

Signature

Page - 4

NOW THIS DEED OF SALE WITNESSES, that in pursuance of the said agreement and in consideration amount of **Rs.7,92,000/- (Rupees Seven Lakh Ninety Two Thousand) only** which the **PURCHASERS** paid to the **SELLER** through Cheque of **Rs.1,98,000/- (Rupees One Lakh Ninety Eight Thousand) only** Vide Cheque No. **142791** dated **02-09-2022** of Assam Gramin Vikash Bank, Dhubri Branch and **Rs.1,98,000/- (Rupees One Lakh Ninety Eight Thousand) only** Vide Cheque No. **027713** dated **02-09-2022** of Assam Gramin Vikash Bank, Dhubri Branch and **Rs.4,00,000/- (Rupees Four Lakh) only** paid in cash which he acknowledges, the **SELLER** does hereby conveys, transfers, assigns unto and to use the **PURCHASERS**, their heirs, successors, executors, administrators and assigns, all that piece of landed property thereon which is specifically mentioned in the schedule below.

Contd...5

19 1 -48- 54



असम ASSAM

B 128085

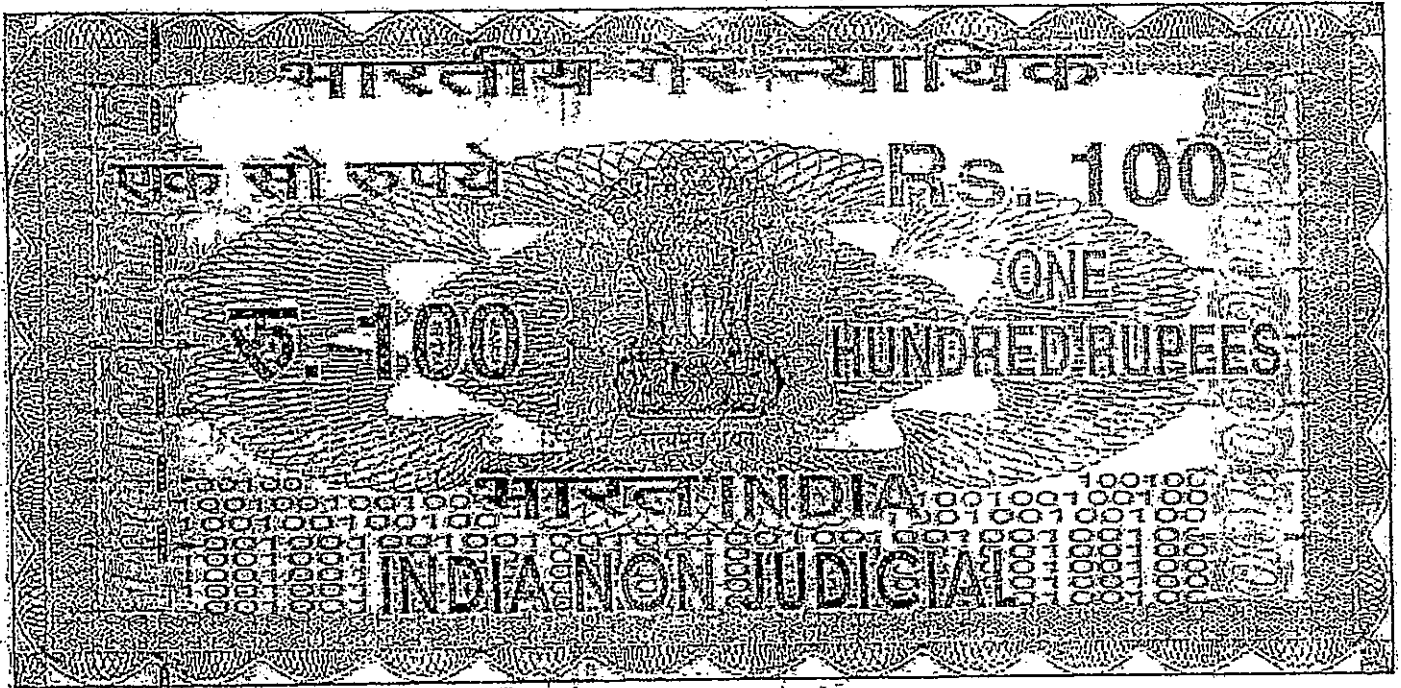
[Handwritten signature]
15/7/20
[Handwritten signature]

Page - 5

And all the right, title, interest in the property and all claims and demands whatsoever of the **SELLER** into or upon the said property is hereby conveyed to the **PURCHASERS**, their heirs, executors, administrations, and assigns absolutely and forever as ordinarily pass on such sale.

And the **SELLER** have given delivery of possession of the landed property to the **PURCHASERS** they will enjoy the said property as their own property without any obstruction, hindrance or interruption from the side of the **SELLER** or any persons claiming through him. The **SELLER'S** right, title to the property ceased from this date of execution of this Deed.

Contd...6



असम ASSAM

E 944932

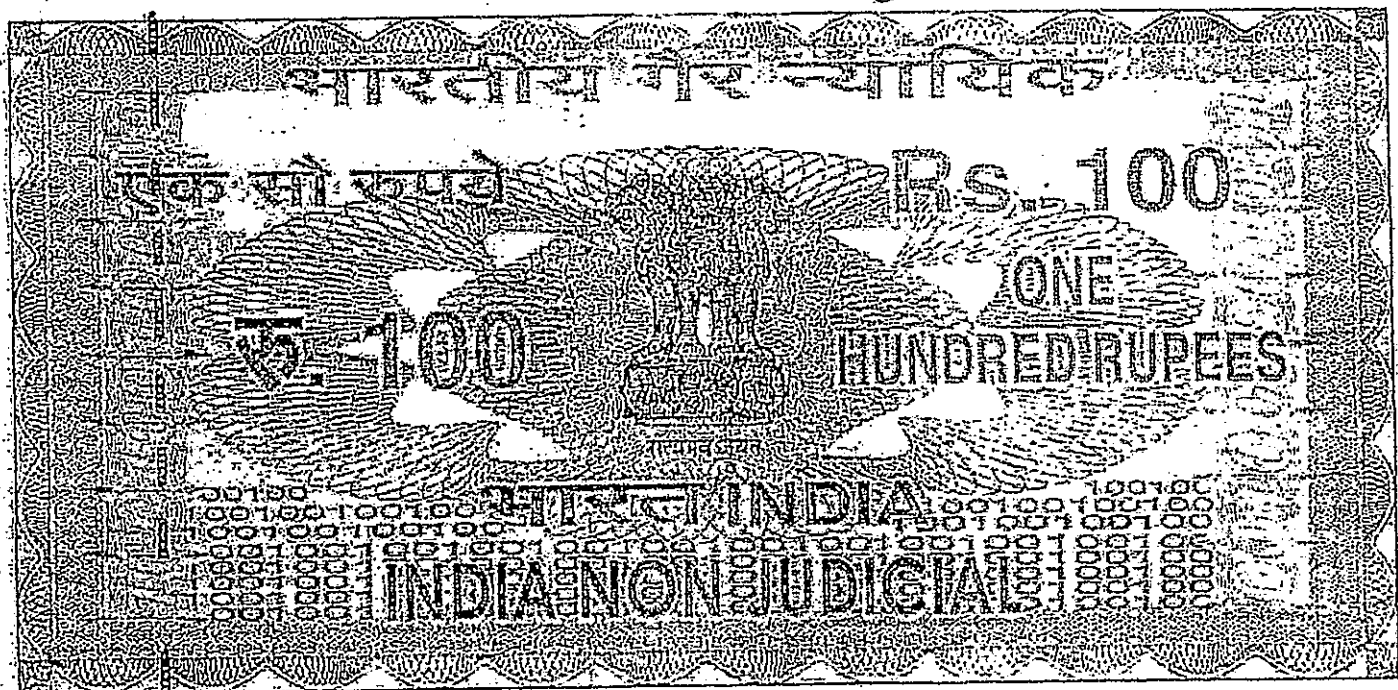
[Handwritten signature]
13/7/20
[Handwritten signature]

Page - 6

And the **SELLER** shall render all sorts of assistance and co-operation to the **PURCHASERS** in order to mutate their names in place of the name of the **SELLER** in Revenue Record etc. as and when necessary.

Contd...7

21



असम ASSAM

E 944931

[Signature]

13/7/23

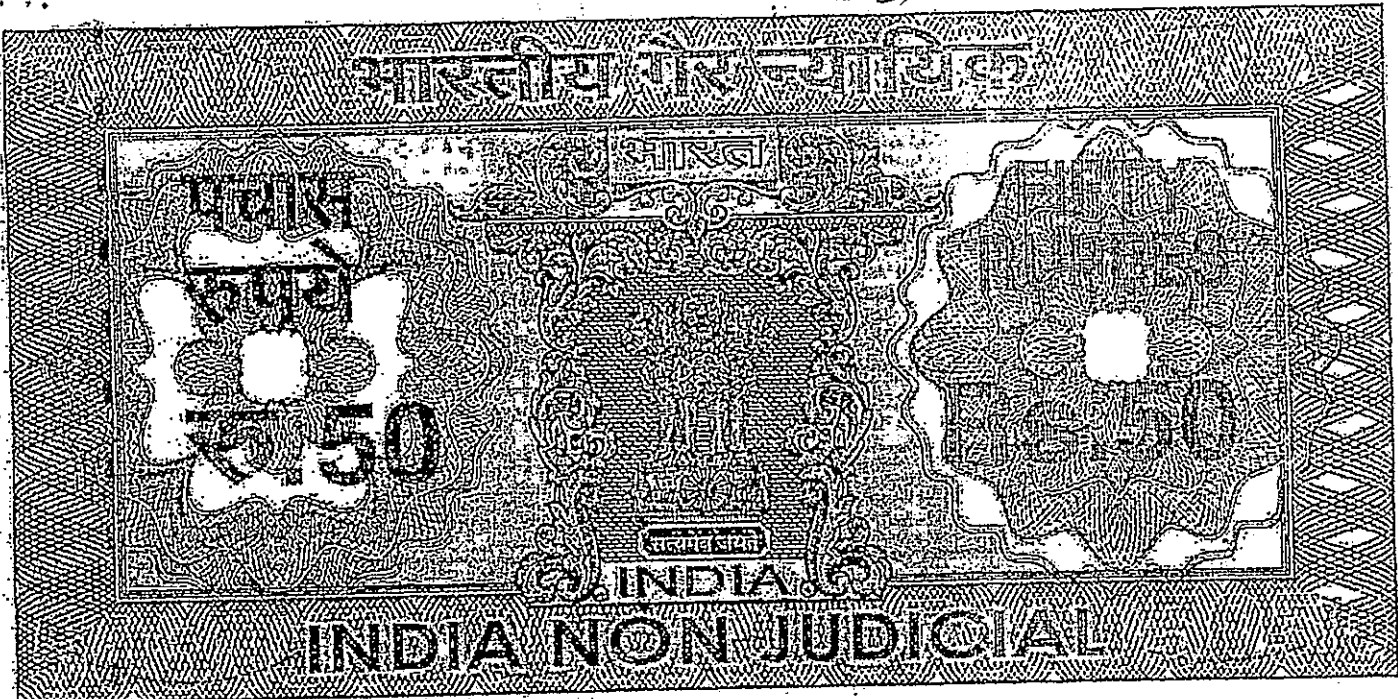
[Signature]

Page-7

And the **SELLER** further declare that the legal right over the property sold today, the land hereby transferred is free from all encumbrances, charges, claims or demands and that neither the **SELLER** nor his predecessor-in-interest have done anything whereby the property may be subject to any attachment or lien of any court or person whatsoever. If it is found that the **SELLER** has no title or defective title, then the **SELLER** shall be bound to solve all the problems with his own cost.

AND the **PURCHASERS** never construct any construction on the roof of the top floor. And also the **SELLER** have allowed to the **PURCHASERS** to use the top roof and staircase as E/mali.

Contd...8



অসম ASSAM

K 821593

Page - 8

SCHEDULE

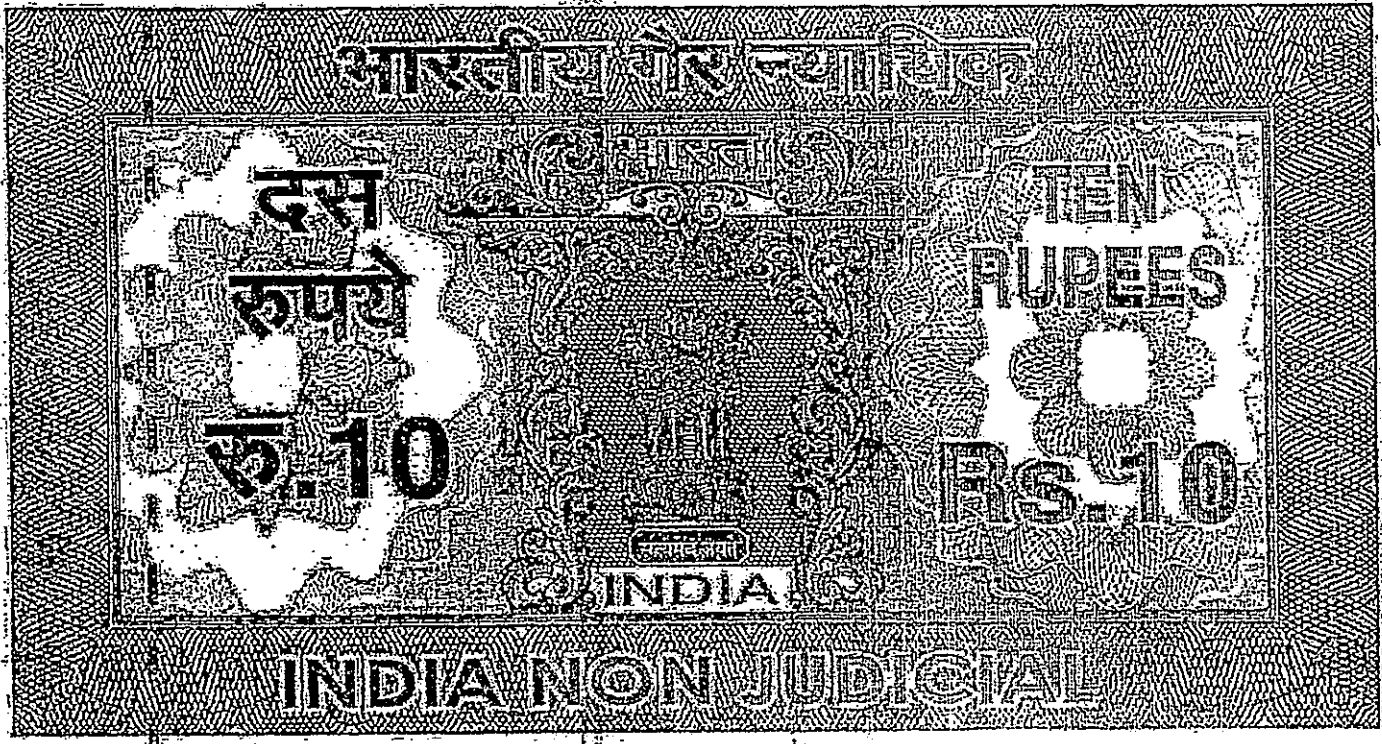
First floor (Left side part) of 1180 Sq. Ft. (Approx) carpet area of G+ 2 R.C.C. Building along with proportionate share of land measuring OB-DK-2.55 Lecha, under Miyadi Patta No.741, Dag No.1955, situated at Dhubri Town Khash Mahal, under Circle Dhubri, Dist. Dhubri, Assam, which is bounded by:-

North:- Khushi Paul.
South:- Chandan Paul.
East:- Pradip Jain.
West:- Sridhar Paul.

Contd...9

- 23

52 - 58



অসম ASSAM

Page - 9

21AA 085223

Certified to be True Copy

In Witnesses whereof both the parties put their respective signatures on this Sale Deed at their own will and after going through the contents thereof on this 2nd day of September/2022 at Dhubri.

Senior Sub-Registrar

(13/9/22)

Jugal Kishor Parcek

[Signature]
Signature of the Seller

[Signature]
Signature of the Buyers

Witnesses:-

(1) Dada Khatu Kanta
S/o Dada Khatu Kanta
Dhubri (Assam)

(2) Ashim Ph. U.
S/o Dada Khatu Kanta
Dhubri (Assam)



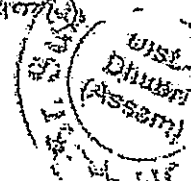
(3) Bishnu Choudhary
S/o Bishnu Choudhary
Dhubri (Assam)



Drafted by

(Chiranjib Sarkar)
Deed Writer, Dhubri

COMPARED BY
Bishnu
S.D.S.H.



COPIED BY

[Signature]

Extra Writer
St. S.R. Choudhary
13/9/22

13/9/22

SBI**STATEMENT OF ACCOUNT**

MR JIBAN KRISHNA KUNDU & MRS DOLA PAL
 HNO 231 T R PHUKAN ROAD
 NEAR INCOME TAX OFFICE WNO 2
 PO DHUBRI DIST DHUBRI ASSAM
 Dhubri
 Pin Code : 783301

Date of Statement : 10-06-2025
 Time of Statement : 10:08:12
 Cleared Balance : 1,40,981.82CR
 Uncleared Amount : 0.00
 +MOD Bal : 0.00
 Limit : 0.00
 Monthly Avg Balance : 0.00
 Interest Rate : 3.70 % p.a.
 Drawing Power : 0.00
 Account Open Date : 28-07-2001

STATE BANK OF INDIA

DHUBRI

LAKHINATH BEZBARUAH ROAD, WARD NO 1

DHUBRI ASSAM

Pin Code : 783301

Branch Code : 69
 Branch Email : sbi.00069@sbi.co.in
 Branch Phone : 233485

CIF No : 86030839701
 Account No : 11043132935(Sr.Citizen)
 Product : SBCHQ-GEN-STF IND-ALL-INR
 IFSC Code : SBIN0000069
 MICR Code : 783002102
 Currency : INR
 Account Status : OPEN
 Nominee Name :
 CKYC No : Not Available
 Email : Not Available

Statement From : 01-01-2025 To 10-06-2025

Post Date	Value Date	Description	Cheque No/Reference	Debit	Credit	Balance
		BROUGHT FORWARD				1,58,271.03CR
03-01-2025	03-01-2025	ATM WDL ATM CASH 50031 DHUBRI DHUBRI		2,000.00		1,56,271.03CR
05-01-2025	05-01-2025	ATM WDL ATM CASH 8357 TRP ROAD DHUBRI DHUBRI (PT)		2,000.00		1,54,271.03CR
10-01-2025	10-01-2025	ATM WDL ATM CASH 8711 TRP ROAD DHUBRI DHUBRI (PT)		1,000.00		1,53,271.03CR
11-01-2025	11-01-2025	WDL TFR PF Index 247251 SBI Health Assist (Policy B) 0035411898837, OF MEDICLAIM POLICY SBI R AT 00069 DHUBRI		28,012.00		1,25,259.03CR
16-01-2025	16-01-2025	POS ATM PURCH OTHPOS699559 G S RETAILS DHUBRI		1,749.00		1,23,510.03CR
17-01-2025	17-01-2025	ATM WDL ATM CASH 9689 DHUBRI DHUBRI		1,000.00		1,22,510.03CR
20-01-2025	20-01-2025	ATM WDL ATM CASH 50201 DHUBRI DHUBRI		1,000.00		1,21,510.03CR

- 60 -

Post Date	Value Date	Description	Cheque No/Reference	Debit	Credit	Balance
23-01-2025	23-01-2025	POS ATM PURCH OTHPOS284773 M BAAZAR DHUBRI DHUBRI		280.00		1,21,230.03CR
27-01-2025	27-01-2025	CEMTEX DEP pension for January 2025			36,106.00	1,57,336.03CR
28-01-2025	28-01-2025	DIRECT DR 0030855358186 OF COLLEAGUE AT 00069 DHUBRI		20.00		1,57,316.03CR
28-01-2025	28-01-2025	DIRECT DR 0011042946231 OF SBI PENSIONER ASS DHUB AT 00069 DHUBRI		60.00		1,57,256.03CR
28-01-2025	28-01-2025	DEBIT Lot 3 Super Top-up premium for P.Y. 2025-26		8,613.00		1,48,643.03CR
28-01-2025	28-01-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260830	16,000.00		1,32,643.03CR
28-01-2025	28-01-2025	CEMTEX DEP			8,613.00	1,41,256.03CR
31-01-2025	31-01-2025	ATM WDL ATM CASH 50311 DHUBRI DHUBRI		2,000.00		1,39,256.03CR
31-01-2025	31-01-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260831	5,000.00		1,34,256.03CR
18-02-2025	18-02-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260833	18,000.00		1,16,256.03CR
26-02-2025	26-02-2025	ATM WDL ATM CASH 7338 WARD NO 2, PACH MORE DDHUBRI		2,000.00		1,14,256.03CR
27-02-2025	27-02-2025	CEMTEX DEP pension for February 2025			37,050.00	1,51,306.03CR
27-02-2025	27-02-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260834	30,000.00		1,21,306.03CR
28-02-2025	28-02-2025	DIRECT DR 0030855358186 OF COLLEAGUE AT 00069 DHUBRI		20.00		1,21,286.03CR
28-02-2025	28-02-2025	DIRECT DR 0011042946231 OF SBI PENSIONER ASS DHUB AT 00069 DHUBRI		60.00		1,21,226.03CR
10-03-2025	10-03-2025	ATM WDL ATM CASH 9871 WARD NO 2, PACH MORE DDHUBRI		5,000.00		1,16,226.03CR
12-03-2025	12-03-2025	ATM WDL ATM CASH 484 WARD NO 2, PACH MORE DDHUBRI		6,000.00		1,10,226.03CR
22-03-2025	22-03-2025	POS ATM PURCH OTHPOS08120717730RUPAYAN DHUBRI		1,447.00		1,08,779.03CR
25-03-2025	25-03-2025	INTEREST CREDIT			1,177.00	1,09,956.03CR

Post Date	Value Date	Description	Cheque No./Reference	Debit	Credit	Balance
27-03-2025	27-03-2025	CEMTEX DEP pension for March 2025			51,618.00	1,61,574.03CR
28-03-2025	28-03-2025	DIRECT DR 0030855358186 OF COLLEAGUE AT 00069 DHUBRI		20.00		1,61,554.03CR
28-03-2025	28-03-2025	DIRECT DR 0011042946231 OF SBI PENSIONER ASS DHUB AT 00069 DHUBRI		60.00		1,61,494.03CR
28-03-2025	28-03-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260838	35,000.00		1,26,494.03CR
02-04-2025	02-04-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260839	4,000.00		1,22,494.03CR
09-04-2025	09-04-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260836	2,000.00		1,20,494.03CR
27-04-2025	27-04-2025	CEMTEX DEP PENSION FOR APR 2025			37,050.00	1,57,544.03CR
28-04-2025	28-04-2025	DIRECT DR 0030855358186 OF COLLEAGUE AT 00069 DHUBRI		20.00		1,57,524.03CR
28-04-2025	28-04-2025	DIRECT DR 0011042946231 OF SBI PENSIONER ASS DHUB AT 00069 DHUBRI		60.00		1,57,464.03CR
28-04-2025	28-04-2025	ATM WDL ATM CASH 1950 TRP ROAD DHUBRI DHUBRI (PT)		9,000.00		1,48,464.03CR
28-04-2025	28-04-2025	ATM WDL ATM CASH 1951 TRP ROAD DHUBRI DHUBRI (PT)		8,000.00		1,40,464.03CR
30-04-2025	30-04-2025	DEP TFR P0425072B2363 ICCL LPG SUBSIDY IOAP34D 0097775105212 AT 00069 DHUBRI			47.79	1,40,511.82CR
02-05-2025	02-05-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260835	2,000.00		1,38,511.82CR
07-05-2025	07-05-2025	ATM WDL ATM CASH 2504 TRP ROAD DHUBRI DHUBRI (PT)		1,000.00		1,37,511.82CR
12-05-2025	12-05-2025	ATM WDL ATM CASH 2612 TRP ROAD DHUBRI DHUBRI (PT)		2,500.00		1,35,011.82CR
27-05-2025	27-05-2025	CEMTEX DEP PENSION FOR MAY 2025			37,050.00	1,72,061.82CR
28-05-2025	28-05-2025	DIRECT DR 0030855358186 OF COLLEAGUE AT 00069 DHUBRI		20.00		1,72,041.82CR
28-05-2025	28-05-2025	DIRECT DR 0011042946231 OF SBI PENSIONER ASS DHUB AT 00069 DHUBRI		60.00		1,71,981.82CR

Post Date	Value Date	Description	Cheque No/Reference	Debit	Credit	Balance
25-05-2025	25-05-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260837	18,000.00		1,53,981.82CR
04-06-2025	04-06-2025	CAS CASH CHEQUE CASH WITHDRAWAL BY CHQ	260840	10,000.00		1,43,981.82CR
04-06-2025	04-06-2025	ATM WDL ATM CASH 51551 TR PHUKAN ROAD DHUBRI		3,000.00		1,40,981.82CR
		CLOSING BALANCE				1,40,981.82CR

Statement Summary : 01-01-2025 To 10-06-2025

Brought Forward	Dr Count	Cr Count	Total Debits	Total Credits	Closing Balance
1,58,271.03CR	39	8	2,26,001.00	2,08,711.79	1,40,981.82CR

In Case Your Account Is Operated By A Letter Of Authority/Power Of Attorney Holder Please Check The Transaction With Extra Care.

Last transaction date appearing in this statement is 04-06-2025

---END OF STATEMENT---