

BEFORE THE DISTRICT MAGISTRATE, GURUGRAM

APPLICATION NO..... OF 2022

1. _____

2. _____

.....APPLICANTS

VERSUS

1. _____

2. _____

.....Respondents

**APPLICATION UNDER THE MAINTENANCE AND WELFARE OF
PARENTS AND SENIOR CITIZENS ACT, 2007**

RESPECTFULLY SHOWETH

1. That the Applicants are permanent resident of above said address.

2. That the accommodation in which the applicants used to live has been constructed by the life time earnings of applicant no.1-

_____.

3. That the Applicants are having _____ daughter and _____ son _____ respectively. That the Applicants are senior citizen aged 62 and 60 years respectively.

4. That the applicant no.1 worked as a tubewell mechanic and through his hard work earned lot and acquired a residential plot bearing no. _____ and constructed two story house from his own funds without support of any one and used to reside in the said house peacefully till the marriage of respondent no. 1 with respondent no.2.

5. That marriage between the respondent no.1 with 2 solemnized in 2004 and immediately after the marriage respondent no. 1 & 2 started torching, misbehaving and frequently picking up quarrel with the applicant no. 1 and 2 without any reason.

6. That the respondent no.1 wants to grab the house of applicants which they have constructed with their own source of income and for some earning for their livelihood and their survival by renting out the rooms to the tenants and themselves living single room that the applicants have other source of income except this rental income as the applicant no. 1 is unable to perform work of mechanic because of his old age and various ailments.

7. That both the respondent no.1 and 2 wants to throw out both the applicants in order to snatch the above said property so

that they shall not do any work but only to grab the rental income for themselves.

8. That both the respondents used to beat both the applicants very frequently without considering their age and their relations and they did not allow their only daughter to come and meet them. The applicants many time gave the complaint to the local police narrated their miseries but nobody come to rescue or help them. The respondent no.1 in order to terrorized the applicants and putted the knife on the neck of the applicants.
9. That the applicants made a written complaint in 2018 against the respondent no. 1 and 2 regarding their atrocities but the police did not take any action.
10. The atrocities of the respondents continue till date it is submitted that on 21/03/2021 the respondents again pick up the quarrel with the applicants and in connivance with each other respondent no.2 made a false and fabricated complaint in order to implicate the applicant no.1 in false case of rape. It is pertinent to mention that both the respondent in connivance with each other asked the applicant no.1 either to pay rupees 2,50,000/- or face consequences of false rape case if he refuses to do so.
11. That in order to save themselves from sosociel stigma and insult at this stage of life both the applicants decided to fulfill the illegal demand of both the respondents and applicant no.1 paid rupees 2,50,000/- from his bank account of applicant no. 1.
12. That the applicants again moved an complaint to the commissioner of police Gurugram regarding the said incident on 23/06/2021 and are waiting for action till now.

Under the aforesaid facts and circumstances, It is prayed that this hounourble Court may be pleased:

- a. To order both the respondents to evict the premises of the applicants at once so in order to save both the applicants from the merciless beating and hands of the respondents.

- b. To order for such further and other relief orders and directives as the nature and circumstances of the case may require or justify or as the Honourable Court may deem fit and proper in the aforesaid facts and circumstances of the case;

Dated this _____ day of _____, 20__, at_____.

Applicants

IN THE COURT OF DEPUTY COMMISSIONER, GURUGRAM

Mahender etc.

VERSUS

Dharmender and others

AFFIDAVIT

I, Mahender S/o Late Sh. Sher Singh R/o H.No.- 213, Harijan Colony, V.P.O.- Kanhai, Distt. Gurugram, Haryana, do hereby solemnly state on oath as under: -

1. That the deponent is one of the applicant in the present application and is hereby he is fully competent to swear this affidavit and contents of the application be read as part and parcel of this affidavit, as the same are repeated herein to avoid repetition for the sake of brevity.
2. That the above titled application has been drafted by my counsel on my instructions and the same has been read over and explained to me in vernacular language known to me and I have gone through it and I have signed it in token of its correctness.

DEPONENT

VERIFICATION: I, the above named deponent verify on this 15th day of February, 2022 at Gurugram that the declaration made above is true and correct to my knowledge and information and nothing has been concealed therefrom.

DEPONENT