

**IN THE COURT OF THE III ADDITIONAL JUDICIAL FIRST CLASS
MAGISTRATE :: <<CASE CITY>>**

D.V.C No. AA/BBBB

In the matter of,

Between

Ms. <<CUNNING KNIFE>>, Aged 38 years

ADDRESS,

Sri Krishna Nagar, Yousufguda <<KNIFE MATRI HOME>>,
Telangana 571035.

Occ: Dubbing & Supporting Artist (in Telugu T.V. Serials, Online Ads/
Commercials & Movies), R/o. Krishna Nagar, <<KNIFE MATRI HOME>>
... De facto Complainant

And

1. Mr. <<HUSBAND>>, Aged 37 years

S/o. <<FATHER OF HUSBAND>>,

Occ: LLB (2nd Sem) Student, Sri Vijayanagar College of Law, <<HOME
CITY>>

... Respondent No.1

**COUNTER FILED BY RESPONDENT NO.1 AGAINST THE INTERIM
MAINTENANCE APPLICATION IN A CASE FILED UNDER SECTION
12 OF THE PROTECTION OF WOMEN FROM DOMESTIC
VIOLENCE ACT 2005**

The permanent address for service of all notices and court summons process on the Respondent No.1 named above is: D. No. 11-991, Swamiji Nagar, <<HOME CITY>>, A.P. 545501.

Most Respectfully Showeth,

That, the Respondent No.1 has gone through the averments made in the Interim Maintenance application as well as the affirmed chief examination affidavit, filed in support of the Interim Maintenance application. The averments, which are not specifically admitted, are denied. The Complainant is put to strict proof of the same.

That, all of the averments are incorrect, mala fide, false and vexatious in nature, impleaded with absolute oblique extortionist motives, which do not disclose any prima facie case of Domestic violence, filed most probably, to do character assassination of Respondent No.1

That, the objections made in Counter to the main DV petition may kindly be read into this Counter, as part and parcel of this Counter, in the interest of brevity.

That, I have read and understood the contents of Interim Maintenance Application as well as affidavit and my counter to it, is set as below:

Preliminary Objections to Interim Maintenance Application:

- 1) Per the DIR Form-1, at point (4), the Complainant has not received any physical injury whatsoever and accordingly, there was no medical examination report of her on record.
- 2) Per the DIR Form-1, at point (4), it was claimed that the place of Domestic Violence is at <<KNIFE MATRI HOME>> and the perpetrators were both the parents of Respondent No.1 in addition to Respondent No.1 himself, in the D.V.C. No. AA/B BBBB. Nowhere, it was evidenced with court-admissible proof, that Original Complainant had ever lived with her Parents-in-law, in a 'Shared Household' environment, in the matrimonial home of Complainant at <<KNIFE MATRI HOME>>.
- 3) Despite multiple proven independent sources of income, an affidavit was submitted with false statements by Complainant, into this Hon'ble Court, only to harass the family of Respondent No.1, to fraudulently claim reliefs from this Hon'ble Court. Any person who approaches the Hon'ble Court with unclean hands and concealment of material facts cannot be granted any relief, neither Interim nor Final.
- 4) Complainant and her parents conveniently and purposefully suppressed/concealed the material fact in the DV complaint and the affirmed Chief Examination affidavit, about the Calendar case No. CCC/DDDD that she has filed with Women PS, <<CASE CITY>>, FIR No: EE/FFFF under IPC section 498A IPC and sections 3 & 4 of DP Act, for which a charge sheet was filed with this Hon'ble Court in which the investigating officer had submitted a delete petition to remove the names of the parents of the Respondent No.1, under 498A IPC and sections 3 & 4 of DP Act. This is conclusive to say that there is 'No Shared Household' criteria between parents of Respondent No.1 and the Complainant, and thereby the entire case of Domestic Violence on the parents of Respondent No.1 is a false and motivated case.
- 5) Vague, bald and general allegations of Dowry on Respondent No.1 are deleted by the I.O. in Calendar case (supra), as outcome of his investigations, due to no specific date/time were mentioned for any of the events of violence, alleged either in Pune or <<KNIFE MATRI HOME>>, which were matrimonial homes.

"On over all perusal of the statements of witnesses and confidential enquiries made in this case clearly reveals that A2 and A3 are innocents and they are no way connected with this offence and never seen L.W.1 (or) contacted L.W.1 and never demanded dowry even before marriage or after marriage."

6) No Jurisdiction, as parties never ever lived together in <<CASE CITY>> nor do they have any business that was based in <<CASE CITY>> which was claimed to be the place of incident of domestic violence or cause of action. The Complainant is a resident of Krishna Nagar, <<KNIFE MATRI HOME>> from February 2010 onwards. The Petition is barred by time limitation as well.

Para-wise Reply:

1) In reply to Para (4) under Affidavit filed u/s 297 Cr.P.C,

- a. It is denied that the Complainant has disclosed about her prior marriage and subsequent divorce thereafter, to Respondent No.1 before the marriage between Complainant and Respondent No.1 that was solemnized on 00.00.0000. **No court-admissible primary evidence of the previous marriage of Complainant or of the subsequent divorce she obtained from her first husband, was brought on record of this case.** Only evidences till now on record are, the marriage invitation and marriage photos which only prove the marriage of Complainant with the Respondent No.1. Moreover, it was admitted by the Respondent No.1 himself in the Counter to the Main DV petition that marriage between Complainant and the Respondent No.1 took place on 00.00.0000. It is averred that admitted facts need not be proven as per section 5 of Indian Evidence Act. The Complainant is hence put to strict proof of the same, as it does not *prima facie* establish any domestic violence.
- b. This marriage, as admitted by Complainant, being a love marriage (and later come to be known to Respondent No.1, as second marriage for Complainant) was conducted at the least possible expense, **for which monies were given in cash to Complainant by Respondent No.1**, solemnized on 00.00.0000 at "Saamooohika <<CUNNING KNIFE' BROTHER>>a Vedika" at Tirumala, Tirupati. **It is denied and the Respondent No.1 expressed his disbelief that money was alleged to be demanded in a love marriage conducted enmasse, at the Holy Temple of Lord Venkateshwara at Tirumala, Tirupati.** The Complainant is put to strict proof of the same.
- c. It is denied that the Respondent No.1 persuaded the Complainant to marry him. The Respondent No.1 has advised on email Complainant to marry as per her parent's wishes and choice of groom. Hence Complainant is put to strict proof of the same, as it does not *prima facie* establish any domestic violence
- d. Further to this, it is submitted that the parents of Complainant started showing discrimination against parents of Respondent No.1 in front of Respondent No.1, right from the day of marriage at Tirumala, blatantly displaying their caste discrimination. In the best interests of Respondent No.1's future and for his happy married life,

Respondent No.1 had to silently, painfully and reluctantly accepted this caste discrimination, with a heavy heart and a sincere hope that this would eventually subside and go away. Unfortunately, that was not the case.

- e. It is denied that the presentation of gold ornaments towards Dowry, worth rupees Five lakhs, is a blatant lie by Complainant. No averment is made in the affidavit to this effect, as to, who was the person that gave dowry, who received the alleged dowry money or Gold ornaments, nor any date/time of this entrustment by Complainant. **No documentary evidence adduced to support this averment as is necessary from section 212 Cr.P.C.** The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.

2) In reply to Para (5) under Affidavit filed u/s 297 Cr.P.C,

- a. It is denied that there was ever any demand for cash of 5 lakhs from the parents of Complainant by the Respondent No.1; even all household articles in <<KNIFE MATRI HOME>> were purchased by the monies of Respondent No.1, earned from his employment with TABLEMATE Technologies, Pune. The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.
- b. That the allegation is denied, it being vague allegation and more an after-thought or an improved allegation. The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.
- c. That the Complainant was offered an Information Technology job as Software Engineer in TABLEMATE Technologies Ltd, Pune, in March-April of 2008, solely based on the 'Good Reference' put up by the Respondent No.1 but not based on her educational qualification M.Sc. in Biotechnology obtained from PADAYAPPA University in Salem, Tamilnadu.

The de facto complainant is a highly educated person who has qualification such as **M.Sc. Bio-Technology from the reputed PADAYAPPA University in the year 2000-2003.**

Attached the **RTI response from Respected PIO, PADAYAPPA University**, wherein the PIO denied to provide the details of the de facto complainant as it is her personal information, indirectly confirming that de facto complainant is their student.

Also, attached is the **Curriculum vitae (CV) of the de facto complainant** wherein she claims to be an alumnus of Respected PADAYAPPA University.

Also, it is established from the same CV that the de facto complainant has an illustrious career in reputed companies and the ***last company she worked in styled as TABLEMATE Technologies Ltd***, Pune, Maharashtra. The same is established from the linked in Profile copy attached dt: **11-Dec-17**.

The URL of the LinkedIn profile is here for direct perusal of Hon'ble Court: <https://www.linkedin.com/in/< CUNNING KNIFE >> The de facto complainant mentioned both PADAYAPPA University and TABLEMATE Technologies on her own profile, giving credibility to above evidences in support of her brilliant academic antecedents and past professional work experience.

Also attached the ***Form-16 of the de facto Complainant for the Financial Year 2008-2009*** (Assessment Year: 2009-2010) to prove her past work experience in Information Technology industry. The ***employee ID*** of the de facto Complainant was **28510** in TABLEMATE Technologies Ltd, Pune.

Hence Complainant travelled on her own, to join the duties at Pune and started willful cohabitation with Respondent No.1 even before marriage, with prior knowledge of her Parents and their complete acceptance. Hence Consummation has already happened between Complainant and the Respondent No.1 even before marriage.

d. It is denied that the possibility of their allegations of '*Jewelry being taken-away, keeping in safe-custody, pledging of same for money*', being truth. It was plain imaginary and baseless lies, more so, a misleading narrative to defraud this Hon'ble Court to obtain reliefs under PWDV Act. **No court-admissible evidence for this allegation was brought on record of this Hon'ble Court till date**. The Complainant is hence put to strict proof of the same, as it does not prima facie establish any domestic violence.

3) In reply to Para (6) under Affidavit filed u/s 297 Cr.P.C,

- a. It is denied that the parents of the Respondent No.1 were against Respondent No.1 or did they try avoiding Respondent No.1; The averment of the Complainant, in her complaint, that the Respondent No.1, used to visit his parents every weekend is a lifeless lie. The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.
- b. It is averred by Respondent No.1 to be noticed that the Complainant was surprised and dismayed, in her own admission, by the fact that the Respondent No.1 has wonderful family relationship with his parents. ***This proves that the Complainant and her family are the real preparators of domestic violence on Respondent No.1, who caused mental cruelty on Respondent No.1 as he***

was talking to his parents with family affection, which is disliked by the Complainant, and hence did everything to separate him from his parents.

- c. It is denied that there was ever a request from Complainant to speak with the parents of Respondent No.1. Hence refusal of same would not even arise, as such. The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.
- 4) In reply to Para (7) under Affidavit filed u/s 297 Cr.P.C,
- a. It is admitted that the Respondent No.1 moved to <<KNIFE MATRI HOME>> from Pune, for better career opportunities in February 2010.

The TIKTOK Landline number 040-235527YZ is in the name of the de facto complainant and the address is of course based at <<KNIFE MATRI HOME>>.

ADDRESS,

*Sri Krishna Nagar, Some School, Yousufguda,
<<KNIFE MATRI HOME>>, Telangana 500045.*

| | | |
|--------------------------|-------------------|-------------------|
| Receipt No | 881803280085595 | 881510070053926 |
| Transaction ID | FCDR2803182484109 | FCDR0710150087679 |
| Transaction Date | 28-03-18 | 07-10-15 |
| Amount | Rs.283/- | 575/- |
| Phone No | 40235527YZ | 40235527YZ |
| Account No | 90359742WX | 90359742WX |
| Bank Reference No | 650043213 | 192625 |
| Invoice No | SDCTS0001634134 | 472065864 |

A random selection of two bills (one from 2015 and another from as recent as 2018) paid by the de facto complainant are listed above table which clearly shows that the bill for the TIKTOK Telephone was paid until March, 2018.

A simple search on the TIKTOK telephone directory for the landline Phone No: 40235527YZ (direct web link: <https://fms.TIKTOK.in/dq/>) will reveal that the de facto complainant (<<CUNNING KNIFE>> has rechristened her name as <<CUNNING KNIFE>>) is the owner of this TIKTOK telephone number.

- b. It is denied that it was the Respondent No.1 who rented a flat near Unique Public School in Krishna Nagar, <<KNIFE MATRI HOME>>. It was the brother of Complainant who rented the 3-BHK flat for just 2 people (complainant and Respondent No.1). ***To prove otherwise, no rental agreement or lease is brought on record of the Court.*** The Complainant is hence put to strict proof of the same, as it does not prima facie establish any domestic violence.

The de facto complainant is currently using the Bharat gas connection which is registered with <<KNIFE MATRI HOME>> address as follows:

ADDRESS,

Sri Krishna Nagar, Some School, Yousufguda,

<<KNIFE MATRI HOME>>, Telangana 500045.

The same can be easily verified online on the eBharatGas online portal here

(<https://my.ebharatgas.com/bharatgas/LPGServices/FindLPGID>) using the **Consumer No. 384MN**, with **LPG ID: 1 0000 0000 4118 PQ49**.

Below is a screenshot from ebharatgas.com site which shows the subsidy credits into the Respondent No.1 SBI savings bank account for the same **Consumer No: 384MN**.

Even until February 2018, the gas refill was booked and the LPG subsidy for this connection is credited to my SBI savings bank account regularly, for every new cylinder booking.

It is submitted that, even though Respondent No.1's Aadhaar Card is linked to this LPG account, the de facto complainant has taken over the login control of this LPG account now, hence she alone has the exclusive knowledge to login and operate this online eBharatgas account.

- c. It is admitted that, the Respondent No.1 told the brother of Complainant to **not visit his home**. This was because the brother of Complainant was operating his 'Home Interiors business', **unofficially**, from Complainant's rented 3 BHK flat (supra) for which Respondent No.1 was making monthly rental payment in cash/account transfer via Complainant who, in turn pays the Landlord. Random People, unknown to Respondent No.1, visit his home daily at odd and late-night hours, causing much discomfort and uneasy for the Respondent No.1 in his own home. Respondent No.1 was made to understand and realize in multiple instances, that this was the larger purpose in Complainant and her brother's mind, in renting a 3 BHK flat in the area of Krishna Nagar in <<KNIFE MATRI HOME>>, just for accommodation of two people, Complainant and Respondent No.1. This was never acceptable for Respondent No.1 from the beginning of renting the flat and due to this reason, when the Respondent No.1 objected to this misuse of residential property for business purposes, the brother of the Complainant on the instigation of the father of the Complainant, has threatened the Respondent No.1 by showing a pistol/revolver with dire consequences to Respondent No.1 and his parents.

- d. It is denied that there was ever any visit by the parents of Respondent No.1 to the rental house of Complainant in Krishna

Nagar, <<KNIFE MATRI HOME>> as falsely alleged by the Complainant. As averred by the Complainant herself in her complaint, the parents of the Respondent No.1 are permanent residents at D.No. 11-991, Swamiji Nagar, in the district of <<HOME CITY>>, A.P. at least from 1998 onwards. They have, at no point of time, either in present or in the past, **had any shared household or lived together in a shared household with the Complainant.** The Complainant continues to stay in the 3 BHK house in <<KNIFE MATRI HOME>>, still to this date but lies in all Court documents to have been residing at <<CASE CITY>>, only to attract Jurisdiction. The Complainant is contradicting herself, by saying there was domestic violence, when there was no proof on record of the Hon'ble Court, of any communication or contact between Complainant and parents of the Respondent No.1.

When there is no 'Shared Household' meaning that neither the de facto complainant ever evidenced/established to have lived with parents of the Respondent No.1 in a "Shared Household" as defined in Section 2(s) of the PWDV Act. Due to this fact, as proven by the Domestic Violence complaint, there can be no claim for relief of any sort on parents of the Respondent No.1 under PWDV Act. **Despite knowing this fact very well, this false litigation has been constituted and de facto complainant has come to this Hon'ble Court with unclean hands, who should be denied any and all relief, interim or Final.** DV Complaint copy attached. The Complainant is hence put to strict proof of the same, as it does not prima facie establish any domestic violence.

- e. It is denied that there was any instigation of any kind by the parents of the Respondent No.1 towards Complainant. **No court-admissible primary evidence to this effect, is brought on record of the Court.** The Complainant is hence put to strict proof of the same, as it does not prima facie establish any domestic violence.

5) In reply to Para (8) under Affidavit filed u/s 297 Cr.P.C:

- a. That the Respondent No.1 had been paying monies at least Rs.25,000/- to Rs.30,000/-, almost each and every month, through bank account transfer, to Complainant's ICICI Bank account, for her household expenses at <<KNIFE MATRI HOME>>, excluding the monies given exclusively in cash, via ATM withdrawals. HDFC Bank Account Statement of Respondent No.1 is enclosed as evidence. Based on this sole factor alone, Anticipatory bail was granted to Respondent No.1 by the Hon'ble High Court of Andhra Pradesh.

Overall, close to 30 Lakhs has been transferred to the various Bank accounts of Complainant. It is averred that Respondent No.1 never neglected the wellbeing of the Complainant and catered to the needs as feasible and appropriately possible. Hence the Complainant is put to strict proof on her allegation.

The below are the amounts transferred to the ICICI bank account of de facto complainant from the **HDFC bank account of the Respondent No.1**

| Year | Month | Withdrawal Amt. | Date | Narration | Chq. / Ref. No. |
|------|--------|-----------------|----------|--|-------------------|
| 2012 | 05-May | 5000 | 24/05/12 | ATW-4214240605565205 -GACHIBOWLI BR | 00000000000006702 |
| | 05-May | 5000 | 28/05/12 | EAW-4214240605565205 -<<KNIFE MATRI HOME>> | 00000000088694392 |
| | 07-Jul | 10000 | 20/07/12 | EAW-4214240605565205 -<<KNIFE MATRI HOME>> | 0000000112251598 |
| | 08-Aug | 25000 | 04/08/12 | NEFT DR-0991F12217000053-<< CUNNING KNIFE>> | 00000ICIC0006240 |
| | 08-Aug | 11000 | 09/08/12 | ATW-4214240605565205 HOME>> | 00000000000004323 |
| | 08-Aug | 5000 | 20/08/12 | ATW-4214240605565205 -YOUSUFGUDA BR | 00000000000004363 |
| | 09-Sep | 10000 | 03/09/12 | ATW-4214240605565205 -YOUSUFGUDA BR | 00000000000009274 |
| | 09-Sep | 10000 | 03/09/12 | ATW-4214240605565205 -YOUSUFGUDA BR | 00000000000009275 |
| | 09-Sep | 6000 | 13/09/12 | ATW-4214240605565205 -YOUSUFGUDA BR | 00000000000006378 |
| | 10-Oct | 11000 | 06/10/12 | ATW-4214240605565205 -YOUSUFGUDA BR | 00000000000002260 |
| 2012 | 10-Oct | 15000 | 09/10/12 | NEFT DR-0991F12283000188-<< CUNNING KNIFE>> | 00000ICIC0006240 |
| | 10-Oct | 7500 | 13/10/12 | EAW-4214240605565205 - <<KNIFE MATRI HOME>> | 0000000000000609 |
| | 11-Nov | 11000 | 07/11/12 | ATW-4214240605565205 -YOUSUFGUDA 3 | 00000000000001409 |
| | 12-Dec | 30000 | 03/12/12 | NEFT DR-0991F12338000052-<< CUNNING KNIFE>> | 00000ICIC0006240 |
| | 12-Dec | 10000 | 08/12/12 | ATW-4214240605565205 -YOUSUFGUDA BR | 00000000000005849 |
| | 12-Dec | 10000 | 08/12/12 | ATW-4214240605565205 -YOUSUFGUDA BR | 00000000000005850 |
| | 12-Dec | 5000 | 25/12/12 | ATW-4214240605565205-YOUSUFGUDA 3 | 00000000000004523 |
| | 01-Jan | 10000 | 01/01/13 | ATW-4214240605565205-YOUSUFGUDA BR | 00000000000002438 |
| 2013 | 01-Jan | 5000 | 01/01/13 | ATW-4214240605565205-YOUSUFGUDA BR | 00000000000002439 |
| | 02-Feb | 10000 | 05/01/13 | ATW-4214240605565205-SHRINAGAR CNY | 00000000000009105 |
| | 02-Feb | 5000 | 11/02/13 | ATW-4214240605565205-YOUSUFGUDA BR | 00000000000006451 |
| | 02-Feb | 5000 | 20/02/13 | ATW-4214240605565205-YOUSUFGUDA 3 | 00000000000008738 |
| | 03-Mar | 15000 | 01/03/13 | ATW-4214240605565205-YOUSUFGUDA BR | 00000000000002405 |
| | 03-Mar | 12000 | 04/03/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777063130064935 | 0000000000000000 |
| | 03-Mar | 6500 | 21/03/13 | ATW-4214240605565205-<<KNIFE MATRI HOME>> | 00000000000009416 |
| | 04-Apr | 10000 | 02/04/13 | ATW-4214240605565205-YOUSUFGUDA 3 | 0000000000000229 |
| | 04-Apr | 10000 | 02/04/13 | ATW-4214240605565205-YOUSUFGUDA 3 | 0000000000000230 |
| | 04-Apr | 5000 | 02/04/13 | ATW-4214240605565205-YOUSUFGUDA 3 | 0000000000000231 |
| | 04-Apr | 9100 | 26/04/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777116130817500 | 0000000000000000 |
| | 05-May | 10600 | 09/05/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777129131634227 | 0000000000000000 |
| | 05-May | 2000 | 21/05/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777141132074289 | 0000000000000000 |
| | 05-May | 6000 | 29/05/13 | ATW-4214240605565205-YOUSUFGUDA BR | 00000000000005456 |
| | 05-May | 12900 | 30/05/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777150132392730 | 0000000000000000 |
| | 06-Jun | 25000 | 03/06/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777154132714365 | 0000000000000000 |
| | 06-Jun | 3000 | 22/06/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777173133889649 | 0000000000000000 |
| | 06-Jun | 30000 | 29/06/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777180134273209 | 0000000000000000 |
| | 08-Aug | 5000 | 15/08/13 | EAQ-4214240605565205-RRANGAREDDY | 0000000000000328 |
| | 09-Sep | 3000 | 18/09/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777261131089364 | 0000000000000000 |
| | 10-Oct | 30000 | 01/10/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777274132115627 | 0000000000000000 |
| | 10-Oct | 30000 | 31/10/13 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777304135180761 | 0000000000000000 |
| 2014 | 01-Jan | 30000 | 01/01/14 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-0777001141204219 | 0000000000000000 |
| | 09-Sep | 30000 | 30/09/14 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-N273140035220853 | N273140035220853 |
| | 11-Nov | 30000 | 28/11/14 | NEFT DR-ICIC0006240-<< CUNNING KNIFE>>-NETBANK, MUM-N332140043562983 | N332140043562983 |

| | | | | | |
|------|--------|-------|----------|--|------------------|
| 2015 | 05-May | 24000 | 30/05/15 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N150150073020538 | N150150073020538 |
| | 06-Jun | 30000 | 30/06/15 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N181150078591316 | N181150078591316 |
| | 07-Jul | 30000 | 31/07/15 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N212150084459564 | N212150084459564 |
| | 08-Aug | 30000 | 31/08/15 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N243150090793832 | N243150090793832 |
| | 08-Aug | 10000 | 31/08/15 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N243150090817355 | N243150090817355 |
| | 09-Sep | 30000 | 30/09/15 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N273150097126096 | N273150097126096 |
| | 11-Nov | 30000 | 01/11/15 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N305150104374275 | N305150104374275 |
| | 11-Nov | 30000 | 30/11/15 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N334150110548348 | N334150110548348 |
| | 01-Jan | 30000 | 03/01/16 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N003160118820434 | N003160118820434 |
| 2016 | 02-Feb | 30000 | 03/02/16 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N034160126736960 | N034160126736960 |
| | 02-Feb | 30000 | 26/02/16 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N057160132249462 | N057160132249462 |
| | 03-Mar | 30000 | 28/03/16 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N088160139780926 | N088160139780926 |
| | 05-May | 30000 | 03/05/16 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N124160150091036 | N124160150091036 |
| | 06-Jun | 30000 | 01/06/16 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N153160157742382 | N153160157742382 |
| | 06-Jun | 10000 | 08/06/16 | IMPS-P2A-616023183001-TOBNOZ-<<CUNNING KNIFE>> | 0000000000000000 |
| | 07-Jul | 50000 | 02/07/16 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- SANDOZ - MUM-N184160165969246 | N184160165969246 |
| | 07-Jul | 30000 | 27/07/16 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N209160172664167 | N209160172664167 |
| | 09-Sep | 30000 | 01/09/16 | NEFT DR-ICIC0006240-<<CUNNING KNIFE>>- NETBANK, MUM-N245160183416866 | N245160183416866 |

In addition to the Bank account transfers made to de facto complainant, the following are the money transfers done, demanded by the younger brother of the de facto complainant on various dates.

| Year | Month | Withdrawal Amt. | Date | Narration | Chq. / Ref.No. |
|------|--------|-----------------|----------|--|------------------|
| 2013 | 04-Apr | 30000 | 14/04/13 | NEFT DR-UTIB0000293-<<CUNNING KNIFE' BROTHER>> UTIB- NETBANK, MUM-0777104130466972 | 0000000000000000 |
| | 05-May | 30000 | 02/05/13 | NEFT DR-UTIB0000293-<<CUNNING KNIFE' BROTHER>> UTIB- NETBANK, MUM-0777122131190098 | 0000000000000000 |
| | 06-Jun | 25000 | 02/06/13 | NEFT DR-UTIB0000293-<<CUNNING KNIFE' BROTHER>> UTIB- NETBANK, MUM-0777153132644662 | 0000000000000000 |
| | 07-Jul | 15000 | 19/07/13 | NEFT DR-UTIB0000293-<<CUNNING KNIFE' BROTHER>> UTIB- NETBANK, MUM-0777200135856127 | 0000000000000000 |

A total sum of **Rs.11,50,600/-** was transferred to the bank accounts of de facto complainant and her younger brother, **just via Respondent No.1's HDFC account to ICICI accounts. Remaining amounts are evidenced in HDFC bank statements of Respondent No.1.** Notwithstanding, the transfers made to other bank accounts of de facto complainant and from other bank accounts of Respondent No.1 such as his ICICI Bank and Kotak Mahindra Bank.

The attached ICICI Bank savings account statement (for Account No: **6420010683GH**, Account opening date: **04-September-**

2008) belonging to de facto complainant (Account holder Name: <<**CUNNING KNIFE**>>) for a complete duration of approximately one year, from **05-April-2016** until the date of account closure, which is **18-March-2017**, promptly displaying the name and address of the de facto complainant.

A careful perusal of entries in this bank savings account statement reveals a lot of facts, which are material to this petition and that would irreparably destroy the de facto complainant's version of facts. This savings bank account was closed on **18-March-2017**, exactly 3 weeks prior to constituting the FIR with Women PS, <<CASE CITY>> under 498A IPC section on **7-April-2017**, which resulted in **C.C. No. CCC/DDDD** that is pending with this Hon'ble Court.

This clearly discloses a cruel, well thought-out, premeditated, pre-planned strategy, to close down De facto complainant's primary savings banking account just before foisting multiple false cases on the Respondent No.1 and his innocent and elderly parents, so as to not to leave any leftover traces of any financial transactions in the name of de facto complainant.

A summary of monthly inflows and outflows of monies into and out of this savings bank account reveals the regular very high-volume transactions, the de facto complainant has been conducting through this account, before foisting the false 498A IPC complaint.

| Year - Month | Total Debited Amt | Total Credited Amt |
|--------------------|-----------------------|-----------------------|
| 2017 | ₹ 518,676.48 | ₹ 473,482.00 |
| March | ₹ 214,394.23 | ₹ 169,232.00 |
| February | ₹ 90,115.75 | ₹ 90,000.00 |
| January | ₹ 214,166.50 | ₹ 214,250.00 |
| 2016 | ₹ 2,650,475.90 | ₹ 2,723,059.71 |
| December | ₹ 202,215.75 | ₹ 182,105.98 |
| November | ₹ 311,033.63 | ₹ 330,925.00 |
| October | ₹ 148,878.25 | ₹ 84,575.00 |
| September | ₹ 271,878.54 | ₹ 336,445.00 |
| August | ₹ 188,635.55 | ₹ 274,200.00 |
| July | ₹ 383,555.05 | ₹ 382,770.00 |
| June | ₹ 317,408.55 | ₹ 185,808.00 |
| May | ₹ 641,180.60 | ₹ 773,570.00 |
| April | ₹ 185,689.98 | ₹ 172,660.73 |
| Grand Total | ₹ 3,169,152.38 | ₹ 3,196,541.71 |

In just one (1) financial year (2016-17) alone, the total credits into this savings bank account are 32 lakhs Indian rupees approximately. One can easily imagine the volume of amount of transactions, in prior and later years. This "monthly total" also includes monthly payments made by the Respondent No.1 into this very same savings bank account of De facto complainant. The De facto complainant seems to be doing

multiple flourishing businesses which De facto complainant has successfully concealed from this Hon'ble Court.

Another critical observation is that, there are regular monthly credits into this account denoting, this is NOT a dormant account and was an active account which was regularly in use, until closure on **18-March-2017**, with a minimum total credit of Rs.84,575/- in month of October 2016 and a maximum total credit of Rs.382,770.00/- in month of July 2016.

- b. It is admitted that due to the nature of his job responsibilities, Respondent No.1 had to work during night shifts for many months and provided on-call support to his clients at workplace.
- c. That the London work trip was fully sponsored by the company, Tech Mahindra including the Work permit & visa, and as such, it was obvious that this was a fictitious and vexatious allegation that parents of Complainant '**adjusted the said amount**' and is only being made to mislead/commit fraud on the Hon'ble Court. The Complainant is put to strict proof of the same.
- d. That the Respondent No.1 never had any health problems, after returning to India from London, specifically. No medical reports in court-admissible form were brought on records of the Hon'ble Court by the Complainant till date. This being a blatant lie, the Complainant is put to strict proof of the same.
- e. That the Parents of the Respondent No.1 never ever had spoken with the Complainant either on telephone or they never met the Complainant in their person, until the Court Hearings. To allege otherwise, was clearly a sham by the Complainant & her family and also amounts to misleading the Hon'ble Court away from facts. As such, causing humiliation on this account, was shameful fabrication and imaginary to the core. The Complainant is put to strict proof of the same.
- f. That the Complainant never co-operated with Respondent No.1 in any aspects, to lead a happy marriage. The Complainant always had mood swings and was of diabolically suspicious mind. She has self-harming, threatening and suicidal tendencies. She doesn't like Respondent No.1 talking with his parents & friends, she is highly suspecting, possessive and quarrelsome in nature. She has irregular periods, may be due to PCOS, and demonstrated narcissistic personality disorder (NPD) which Respondent No.1 believes, has no cure, unfortunately. She used to suspect that Respondent No.1 had an illegal affair with his house maid, his female colleagues at work and for that matter, any other woman the Respondent No.1 ever spoke with, known or unknown women.
- g. That there were illegal demands for money from Complainant's younger brother, to allow/convince Complainant to have conjugal

relationship with Respondent No.1, which demands were *reluctantly met, under force* by Complainant and her family. The Respondent No.1 introduces his HDFC bank statements, as evidence to prove his stand taken herein above.

6) In reply to Para (9) under Affidavit filed u/s 297 Cr.P.C:

- a. It is denied that the family of Respondent No.1 were misers and also denied that the Respondent No.1 had married the Complainant for money. This is an absurd, baseless allegation devoid of any details and only intention seems to be, to defame the well-respected family of Respondent No.1. The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.
- b. It is denied that the parents of Complainant '*paid amounts for maintenance... including house rent*'. **No court-admissible primary evidence is brought on record of the Hon'ble Court.** The Complainant is hence put to strict proof of the same, as it does not prima facie establish any domestic violence.

7) In reply to Para (10) under Affidavit filed u/s 297 Cr.P.C:

- a. That the Complainant and her parents including her brother, forced the Respondent No.1 to stand surety in their endeavor to buy landed properties in the booming localities of the town of <<CASE CITY>>, as none in their family has any credit history, worthy or eligible of obtaining any Home loan, in any reputable bank at <<CASE CITY>>. The Respondent No.1, even when having no interest whatsoever to procure any landed property in <<CASE CITY>> town, which was neither his native place nor place of work ever, agreed to stand surety and obtain Home loan in his name, since his identity and financial documents such as salary pay slips were required and were used to obtain the said Home loan with S.B.I., <<CASE CITY>>. It was submitted that the parents and brother of Complainant agreed to pay the installments, as they were the people who would reside in the flats.
- b. That the Respondent No.1 was forced to pay monies towards installments of the said Home loan via account transfer into the Complainant's ICICI Bank account at various times along with many directly cash via ATM withdrawals both to Complainant and her younger brother.

8) In reply to Para (11) under Affidavit filed u/s 297 Cr.P.C:

- a. It is admitted that the Respondent No.1 moved to <<HUSBAND JOB LOCATION>> to join Tech Mahindra Ltd., in June of 2013 and not in guise of searching for a job, as falsely alleged by Complainant and her parents. This is another childish attempt to lie and cheat

Hon'ble Court. Offer letter of Respondent No.1 from Tech Mahindra is attached. This fact was crystal clearly corroborated by the statements submitted by the witnesses in Complaint case C.C. No. CCC/DDDD (supra) and to get sympathy and illegal interim maintenance order from this Hon'ble Court. ***Both parties have been living separately from 2014 onwards, each living on friendly and cordial terms, with regular monthly payments going out to Complainant's ICICI bank account.*** The Complainant is hence put to strict proof of the same.

- b. That the Complainant and her parents purposefully suppressed/concealed the material fact in their affidavits and the DV complaint, that which would have an direct and heavy effect on the merits of the instant application which was that, ***Complainant is a full time dubbing and support artist from many years (at least from 2010) in the Telugu Film and T.V. industry*** as deposed by all independent prosecution witnesses, excluding herself and her parents, in their witness statements in Complaint case (supra). Hence it is vivid as clear sky, that this false Domestic violence case is made with strong oblique motive of the Complainant and here parents, to gain financial freedom for herself and for her parents with the hard-earned money of Respondent No.1 and also is an accurate case to abusing of process of Hon'ble Court, by deceiving it to get illegal interim maintenance order.

It may be brought to the notice of the Court that currently the de facto complainant claims, on this very same LinkedIn page (supra), that she is a ***Dubbing Artist at TFI*** (TFI-Telugu Film Industry).

The first result in Google search for de facto complainant name gives LinkedIn link. The search result is attached.

A copy of the de facto complainant's Personal Facebook page (<https://www.facebook.com/CUNNING KNIFE>) and as well as her Twitter page (<https://twitter.com/Bnoz55894542>) are attached to show that, de facto complainant has not shied away or hid her professional identity at <<KNIFE MATRI HOME>>.

The de facto complainant once held a personal website called as ***ArtistBeu.com***. It is not renewed/ maintained any more. Nevertheless, the whois technical report is attached to prove the identify and address of the de facto complainant which is again.

ADDRESS, Sri Krishna Nagar, Some School, Yousufguda, <<KNIFE MATRI HOME>>, Telangana 500045.

At this juncture, it is submitted to the Hon'ble Court that ***the de facto complainant is a person of many exceptional talents*** like ***Classical singing and Professional Dancing*** (both trained at "Kamma Sangam", Near Chermas, Ameerpet, <<KNIFE MATRI HOME>>, Telangana), ***Painting and Interior Decoration***

(natural God-given gift), **Cooking, Software professional** (Trainer IT professional at Sree Nipuna Institute @Ameerpet, <<KNIFE MATRI HOME>> and was a classmate of Respondent No.1 in the same institute), **Dubbing Artist for Short films and Youtube time pass/gossips videos, Voice-over Artist for many Telugu daily tele-serials apart from feature Telugu films** (By direct experience at <<KNIFE MATRI HOME>> dubbings studios in and around Sri Krishna Nagar, Yousufguda, <<KNIFE MATRI HOME>>, **at least from 2010**) which are widely available on youtube.com as well as independent short film sites. Some Youtube videos are attached as evidence.

It is submitted that the de facto complainant is an official registered paying-member of Telugu Movie Dubbing Artistes Union at <<KNIFE MATRI HOME>> with **(Membership) Card No. 000** with member name as <<**CUNNING KNIFE**>>. Since the website of the union (at <http://www.tmdau.in/>) is not maintained currently, copies of the entire site are attached as evidence.

Incidentally, the de facto complainant one of the awardees during the **Silver Jubilee function of Telugu Movie Dubbing Artists Union organized on 10 June 2018**, and the photograph showing de facto complainant is herewith attached as evidence for Hon'ble Court's reference.

The de facto complainant got 3rd prize in Drama competition:

It is submitted that in the recent past 2 years onwards, the de facto complainant also turned herself into a **successful Radio Jockey (RJ) for a Radio Station called as RADIO STATION**. Here is de facto complainant's RJ profile and it has all latest recordings of interviews and her daily chat show called as "**Dhamaal Dhimeel**" (supposed to be a fun filled talk show for NRIs) <https://www.facebook.com/pages/category/Movie-Television-Studio/BNOZ-CAVE-RJ-1321542485869759/>

The following link is the **200 episodes completion celebrations** of the above mentioned talk show which the de facto complainant ran successfully for around an year time period: <https://www.facebook.com/181542485869739/photos/a.181557942534879/233671509656856/?type=3&theater> [43671509656856/?type=3&theater](https://www.facebook.com/181542485869739/photos/a.181557942534879/43671509656856/?type=3&theater)

The following is the link for **250 shows celebrations** dated 13-December-2018.

<https://www.facebook.com/181542484869759/posts/227207470636533>

The following link conveys the lovely birthday wishes to de facto complainant from the head of the Radio station "**RADIO**

STATION':

<https://www.facebook.com/TeluguRadio/posts/4236578846094441>

The following link is the search results page which displays more photos, posts, videos, available from all around the Facebook website.

https://www.facebook.com/search/top/?q=bnoz%20kocai%20pj&epa=SEARCH_BOX_H_BOX

The de facto complainant also provided her voice to one Telugu short film, which is styled as **SPIDER**, acted, written and directed by talented Mr. Srinivas SHARMA. The entire short film is attached.

The de facto complainant provided Dubbing services to mega tele-serials such as '**HAI HAI**' serial on Gemini TV and '**BOL BOL**' crime serial on MAA Gold TV. Also acted in serials like Appa Rao, Sindhuram, Sravani SAMOSA and Rajani.

And finally, the de facto complainant provided professional Dubbing services to Telugu feature movies such as, '**RUN RAJA RUN**' released in 2015. The movie is attached.

It is humanly impossible for Respondent No.1 to track down all the de facto complainant's paid artistic and cultural performances, as **there are dubbings, chat programs and talks/ interviews done on a daily basis, for the past many years, at least from 2010.**

It is submitted that, the most important significant aspect of the conduct of the Complainant is, all these dubbings, programs and interviews which are of personal/professional in nature, were conducted and attended by de facto complainant, exactly on Court hearing dates in the instant case. The intentional absenteeism of Court dates, crystal clearly establishes the reckless conduct of the de facto complainant resulting in single conclusion that, ***the de facto complainant is more concerned about her career at <<KNIFE MATRI HOME>> rather than her Court cases filed at her Native place <<CASE CITY>>, despite this court having no jurisdiction.***

Below is the list of attendance and ***intentional absenteeism*** of the de facto complainant in this instant case. The same was already submitted into this Hon'ble Court via ***Expedite Petition filed by Respondent No.1 on 02-April-2019.***

| Date | Complainant Attendance | Actual Presence of Complainant |
|------------|------------------------|---|
| 21-06-2018 | (PO is on CL) | At <<KNIFE MATRI HOME>>, Link: https://www.facebook.com/permalink.php?story_fbid=181557965868211&id=181542485862119 |
| 09-07-2018 | (PO is on CL) | At <<KNIFE MATRI HOME>>, Link: https://www.facebook.com/permalink.php?story_fbid=181557965868211&id=181542485862119 |

| | | |
|------------|---------------------------------|--|
| | | 194605624563445&id=181542485862119 |
| 31-07-2018 | (PO is on CL) | At <<KNIFE MATRI HOME>>, Links: https://www.facebook.com/permalink.php?story_fbid=211176736239667&id=181542485862119 , https://www.facebook.com/permalink.php?story_fbid=211180226239318&id=181542485862119&substory_index=0 , https://www.facebook.com/permalink.php?story_fbid=211433219547352&id=181542485862119 , https://www.facebook.com/181542485862119/videos/211436859546988/ |
| 14-08-2018 | Absent Petition Filed & Allowed | At <<KNIFE MATRI HOME>>, Links: https://www.facebook.com/permalink.php?story_fbid=222619075095433&id=181542485862119 , https://www.youtube.com/watch?v=5zxW32UiMro , https://www.youtube.com/watch?v=USfT4yUvwhg , https://www.youtube.com/watch?v=d5uT5T_9iKs , https://www.youtube.com/watch?v=L4C3p64Bv6I |
| 23-08-2018 | Absent (PO is transferred) | At <<KNIFE MATRI HOME>>, Link: https://www.youtube.com/watch?v=9Fr6s_RujGg |
| 05-09-2018 | Absent Petition Filed & Allowed | At <<KNIFE MATRI HOME>>, Links: https://www.facebook.com/RadioStation/videos/2167433080249408/ , https://www.facebook.com/permalink.php?story_fbid=235431903814150&id=181542485862119 , https://www.youtube.com/watch?v=FqXFeYetm74 , https://www.facebook.com/permalink.php?story_fbid=235337430490264&id=181542485862119 |
| 25-09-2018 | Absent Petition Filed & Allowed | At <<KNIFE MATRI HOME>>, Links: https://www.facebook.com/permalink.php?story_fbid=241208936569780&id=181542485862119 , https://www.facebook.com/181542485862119/videos/406846936513538/ , https://www.facebook.com/181542485862119/videos/279009652716488/ , https://www.facebook.com/181542485862119/videos/435786126949310/ , https://www.facebook.com/181542485862119/videos/311881359622149/ , https://www.youtube.com/watch?v=1wP2p21IGsE , https://www.youtube.com/watch?v=ZBcCCsRypqE , https://www.youtube.com/watch?v=UzVteshxkAo |
| 10-10-2018 | Absent Petition Filed & Allowed | At <<KNIFE MATRI HOME>>, Link: https://www.facebook.com/181542485862119/videos/725118521185536/ |
| 31-10-2018 | Absent Petition Filed & Allowed | At <<KNIFE MATRI HOME>>, Links: https://www.facebook.com/permalink.php?story_fbid=251621938861813&id=181542485862119 , https://www.facebook.com/permalink.php?story_fbid=251635152193825&id=181542485862119 , https://www.facebook.com/RadioStation/videos/519892881811013/ |
| 26-11-2018 | PO is in training | At <<KNIFE MATRI HOME>>, Link: https://www.facebook.com/181542485862119/videos/203412513870851/ |
| 14-12-2018 | PO is in training | At <<KNIFE MATRI HOME>>, Links: https://www.facebook.com/181542485862119/videos/207937026754259/ , https://www.facebook.com/181542485862119/videos/347065932748096/ , https://www.youtube.com/watch?v=uQgJMd3D3cY , https://www.youtube.com/watch?v=9CjElhR2dx4 , https://www.youtube.com/watch?v=0FAL9ng9iNs |
| 03-01-2019 | PO is in training | At <<KNIFE MATRI HOME>>, Link: https://www.youtube.com/watch?v=LwEcmft3REW , https://www.youtube.com/watch?v=cjjO9RNg8rM |
| 13-02-2019 | PO is in training | At <<KNIFE MATRI HOME>>, Link: https://www.youtube.com/watch?v=ayjWUhPw5Jw , https://www.youtube.com/watch?v=Vg3lkcohP2w |

Hearing Dates with some Meaningful Case progress

| Date | Business | Time Difference |
|------------|---|-----------------|
| 08-12-2017 | Copies furnished. For counter call on 18.1.2018 | N/A |
| 08-02-2018 | Counter filed. For enquiry call on 16.03.2018 | 2 months |
| 02-04-2019 | Chief Examination Affidavit of PW1 filed for sworn marking of documents call on 22.04.2019 | 13 months |

As can be observed, the complainant took 13 months to file her Chief Examination affidavit. Hence the need and urgency for expedite proceedings petition under section 12(5) of PWDV Act.

- c. That Respondent No.1 strongly believes that this was a honey trap marriage, with a conspiracy/illegal business to extort money from innocents like himself, with a mafia-like strategy and by humiliating

and tarnishing the respect and the social image of the family of Respondent No.1, which was masterminded by the Complainant and her parents and her brother. It is hence assumed that, there may be other victims just like Respondent No. 1 and Complainant's first husband, who got cheated into false marriage traps only to get extorted later, for money with a threat of false matrimonial cases such as false 498A IPC & false DV Case, that were originally enacted to safeguard the rights of Women in abusive relationships. This is nothing but blatant misuse of beneficially enacted laws, with impunity.

- d. That the Complainant, despite being a divorcee herself, seems thoroughly brainwashed and misguided by her parents and her younger brother, and who made her as a puppet, who wanted to use her as a tool of extortion, using her influential mentality and dominating personality. This may be the Modus operandum of the family of Complainant, possibly. There is no sense in the conduct of Complainant, to safeguarding the precious marriage, at least for the second time.
- e. That since Complainant never showed any intention or actual confirmation to come to <<HUSBAND JOB LOCATION>>, to live a happy and peaceful married life with Respondent No.1, the Respondent No.1 was unable to proceed to procure a rental home for himself and the Complainant in <<HUSBAND JOB LOCATION>>, which involves huge cost investment, to procure and heavy down payments of up to 11 month's rent in advance.
- f. It is denied that the Respondent No.1 has not kept the Complainant informed about all the companies he was working while in <<HUSBAND JOB LOCATION>>, along with his stay. The Respondent No. 1 will introduce email conversations, Whatsapp chat messages as appropriate, to prove this allegation to be a lie, during the arguments stage, with due leave from Hon'ble Court. The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.
- g. It is denied that the Respondent No.1 ever '*demanded the Complainant and her parents to give twenty lakhs for purchase of home and started to threaten the Complainant and her parents that he will discard the Complainant.*' The Respondent No. 1 will introduce Gmail conversations as appropriate, during the arguments stage, with due leave from Hon'ble Court, to prove this allegation to be a lie design squarely to obtain an order for Interim Maintenance from the Hon'ble Court. The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.

9) In reply to Para (12) under Affidavit filed u/s 297 Cr.P.C:

- a. It is denied that the Respondent No.1 brought any pressure on the Complainant to buy/sell the flats purchased in <<CASE CITY>> as he had always made absolutely clear to Complainant and her family that, he had no intension, either to claim the flats as his own ever or he had any intension to live in <<CASE CITY>> town, since being in Information Technology/software industry, he will have to live and work in cities such as Pune, <<KNIFE MATRI HOME>> and <<HUSBAND JOB LOCATION>> where his work location will normally be. The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.
 - b. That the Complainant, on her self-admission in her affidavit, said ***the idea/proposal of purchasing the said flat(s) in <<CASE CITY>>, originated from the parents of Complainant, in the name of Complainant, not from Respondent No.1.*** This establishes the fact from where did the flat-purchasing idea originated and it was clearly not from Respondent No.1, but Complainant's parent's themselves. This exposes the ill-intended scheme of the Complainant and her complicit family to do extortion on Respondent No.1 and his parents, at the tenterhooks of false matrimonial cases.
 - c. That the Respondent No.1 ***under force, co-operated*** with Complainant and her parents, to dispose off, the above said Home-loan procured flat(s). The Respondent No. 1 has no claim/liability on the flat(s) and has anything to do with the proceeds of the sale of the said flat(s).
 - d. It is denied that the Respondent No.1 '*took away the entire amount of sale consideration after clearing the bank loan amount of twenty lakhs.*' and the various amounts alleged to have taken at various occasions under various false pre-texts. **No court-admissible evidence was brought on records of the Hon'ble Court by the Complainant till date.** The Complainant is put to strict proof of the same, as it does not prima facie establish any domestic violence.
- 10) In reply to Para (13) under Affidavit filed u/s 297 Cr.P.C:
- a. It is denied that the Respondent No.1 ever blackmailed the Complainant ever. Even if it is considered to be true, it is surprising to note that there is not a criminal litigation instituted for blackmailing offence. **No court-admissible evidence was brought on records of the Hon'ble Court by the Complainant till date.** The Complainant is hence put to strict proof of the same as it does not prima facie establish any domestic violence.
 - b. It is denied that the Respondent No.1 and his parents '*laid trap on the Complainant with a view to enrich ourselves unlawfully.*' No details whatsoever were brought on record to support this vague

and omnibus allegation. **No court-admissible evidence was brought on records of the Hon'ble Court by the Complainant till date.** The Complainant is hence put to strict proof of the same as it does not prima facie establish any domestic violence.

- c. It is denied that the Complainant and her parents ever contacted in any mode of communication, with the parents Respondent No.1. Hence the allegation that parents of Respondent No.1 '*bluntly refusing to give address particulars of the Respondent No.1*' was an untruth designed to mislead/cheat the Hon'ble Court. **No court-admissible evidence was brought on records of the Hon'ble Court by the Complainant till date.** Despite knowing the exact postal address of the Respondents, the Complainant's family chose to initiate legal proceedings, instead of initiating mediation or reconciliation activities to save the sacred marriage, which is a second marriage to Complainant. The Complainant's family's choosing of legal option instead of social approach, says a lot about their fundamental intentions to cheat and obtain unlawful proceeds via Compensation under beneficial acts like DV Act or 125 CrPC. The Complainant is hence put to strict proof of the same, as it does not prima facie establish any domestic violence.
- d. It is denied that the parents of Respondent No.1 ever demanded money from the Complainant or her family, as there was never any communication of any sort. Respected I.O. in the C.C. case (supra) has already established the facts around this aspect, based on his investigations and confidential inquiries. The Complainant is hence put to strict proof of the same, as it does not prima facie establish any domestic violence.
- e. That there was consummation in between Complainant and Respondent No.1, even before marriage, as early as April 2008. **The Complainant and the Respondent No.1 had gone to honeymoon to PONDY and spend 3 days (from 6 May, 2010 to 8 May, 2010) as married couple consummating their marriage all 3 days.** This fact of Bangkok travel can be proved by perusing the Passports of both Complainant and the Respondent No.1. Passport of Respondent No.1 is in the safe custody of filing section of the Hon'ble Court. Hence the Complainant is put to strict proof on non-consummation of marriage.

The current mental state of Complainant is not a doing of Respondent No.1 or his parents but Complainant's own dominating and influential behavior & ill and random tempers of outbursts and convoluted mindset of fabricating innocents like Respondent No.1 and Complainant's first husband, in false litigation and benefiting financially via obtaining illegal orders from Hon'ble Court via Perjury.

The happy life of the Respondent No.1 was put to severe hardship and unbearable misery, due to the conduct and harassment of the Complainant, as she compelled him, to

join his parents in an old age home. Respondent No.1's Parents were never allowed to visit home at <<KNIFE MATRI HOME>>. Such barbaric and cruel conduct from Complainant, should pinch the conscience of the court. The Complainant is hence put to strict proof of the same, as it does not *prima facie* establish any domestic violence.

- f. That the fact of the Complainant's first marriage and divorce thereafter had come to knowledge of Respondent No.1, after their marriage on 00.00.0000. Nevertheless, the Respondent No.1 had always respected the marriage, despite this cheating done by Complainant and continued to care for her wellbeing in all respects possible for him. No evidence of first marriage nor subsequent divorce is brought on record of the Court which is a material fact in a matrimonial case. Without such crucial evidence, the false case of the Complainant is untenable to the least. The Complainant is hence put to strict proof of the same.
- 11) In reply to Para (14) under Affidavit filed u/s 297 Cr.P.C:
- a. That it was a blatant lie on oath and suppression of a material fact by Complainant that, '*the Complainant is not having any source of income*'. The witness statements of the prosecution witness themselves in the Complaint case (supra) prove that there is a continuing employment of the Complainant as ***a Dubbing and support artist in Telugu movies and Telugu T.V. serials at least from January 2010 onwards***. It was also submitted that the Complainant is also gainfully employed in T.V. Advertisement Commercials as well as Web-based videos (such as short films on Youtube.com). The Respondent No.1 was always kept unaware or in dark, about the income earned by the Complainant from her employments as indicated above.
 - b. That the family of Complainant is an orthodox family who does not believe in karma, whereas the family of Respondent No.1 is a well-respected Hindu family.
 - c. It is denied that the Respondent No.1 '*is getting nearly an amount of Rs.150000/- PM*'. No affidavit of expenses of Complainant attached, as mandated by ***Kusum Sharma Judgment by Hon'ble High Court of Delhi***, nor on what basis Rs.25,000/- interim maintenance is being claimed. If Complainant is living in her parent's house at <<CASE CITY>>, there is no justification for Residence expenses. No details of medical issues shared, to claim medical expenses. **No court-admissible primary evidence is brought on record of the Court till date and the averment of Complainant cannot be considered as Gospel truth.** The Complainant is hence put to strict proof of the same, as it does not *prima facie* establish any domestic violence.

Moreover, per various Credit Reports from CIBIL/Experian, the de facto complainant has many Credit cards in her name or her family members. Her ICICI Credit card no is **4629-8642-5438-qwer** which has a credit limit of Rs.2,90,000/- This Credit card's Registered address for communication is also again, same as above @ <<KNIFE MATRI HOME>>.

ADDRESS, Sri Krishna Nagar, Some School, Yousufguda, <<KNIFE MATRI HOME>>, Telangana 500045.

Another card is issued by SBI Cards recently in 30-May-2018 with a credit limit of Rs.3,45,000/- Its number is **4047-4575-1555-1kjh**. Even this Credit card's Registered address for communication is again, same as above @ <<KNIFE MATRI HOME>>.

ADDRESS, Sri Krishna Nagar, Some School, Yousufguda, <<KNIFE MATRI HOME>>, Telangana 500045.

Despite having such high money inflow into bank accounts, it may be crucial to note that, ***the strategy of de facto complainant in incurring huge credit card balance has been, only to show to this Hon'ble Court that, she is living on credit cards only and has no Source of Income***, which was already disproved in point #1 (supra) to be a farce and an ***ugly attempt at defrauding the Hon'ble Court***. Even on Experian Credit report dated 09-03-2019, a credit balance of Rs.1,70,164/- is pending on this credit card.

This shows that the De facto complainant is living well off and that is the primary criteria based on which large Indian multi-national banks from both private (ICICI) and public (SBI) sector have issued credit cards to Complainant, only after ascertaining that the complainant has complete capacity to pay off any incurred debt/credit.

- d. It is denied that the parents of the Respondent No.1 had '*developed properties on their names with the money and gold taken from the parents of the Complainant*'. This is such a baseless statement for which no property documents were brought on record of the Court. This is insult to the stature and social status of the parents of the Respondent No.1. The Complainant is hence put to strict proof of the same, as it does not prima facie establish any domestic violence.
- 12) In reply to entire Affidavit filed u/s 297 Cr.P.C:
- a. That after having exhausted all legal options that he was aware of, the Respondent No.1 has come to realize that the Complainant has:
 - i. No interest to live in the marriage life with Respondent No.1 in <<HUSBAND JOB LOCATION>>.
 - ii. Clear intentions/numerous efforts to separate the Respondent No.1 from his aged and ailing parents, by forcing him to buy two flats in <<CASE CITY>> which was neither his native

place not any of his places of work till date, but to shelter her own parents and extended family.

- iii. Deserted him by refusing to come and live with him in <<HUSBAND JOB LOCATION>>, in favor of her financially booming career as dubbing artist in <<KNIFE MATRI HOME>>, with preference to financial gains over conjugal aspects of life and utter disregard to marital relationship/bliss.
- b. That it was the Complainant, who had inflicted domestic violence on the family of Respondent No.1, in connivance with her family who were equally involved in the crime by:
 - i. Threatening Respondent No.1 with dire/lethal consequences for himself and his parents.
 - ii. Filing false dowry prohibition complaint case which is duly deleted by I.O. in the charge-sheet of Complaint case (supra)
 - iii. Causing aged parents of Respondent No.1 to go pillar to post to obtain bail for themselves and the Respondent No.1
 - iv. Depriving them of dignity, honor and right of peaceful living, during their retired lives they suffered mental agony and loss of happiness and causing irrevocable/irreparable damage to their reputation in society.
- c. That the entire complaint is an abuse of process of the court and has been characterized as to unleash "**Legal Terrorism**" on the parents of Respondent No.1 and to extort money from the Respondent No.1 by blatant misuse of beneficial laws. This is the exact terms used by the Justice Shri Arijit Pasayat at the Hon'ble Apex Court in ***Sushil Kumar Sharma vs Union of India And Ors reported on 19 July, 2005*** (<https://www.shadesofknife.in/sushil-kumar-sharma-vs-union-of-india-and-ors-on-19-july-2005/>)
- d. It is submitted that the entire complaint and the supporting Chief-examination affidavit thereof, is a bunch of incoherent, colorful and fancy theatrics rather than an iota of true account of a genuine domestic violence victim. The other allegations of the complaint which were not specifically admitted herein, are hence denied. The Complainant is put to strict proof of the same.
- e. That the Respondent No. 1 reserve his right to file additional documentary evidences in his defense against all above countered points, into Hon'ble Court with proper leave, during subsequent stages of Enquiry/legal process, after securing the same.

Landmark Judgments from Hon'ble Supreme Court of India and Hon'ble High Courts of Andhra Pradesh and Tamil Nadu:

It is submitted that the Respondent No.1 takes refuge in the following judgments of Hon'ble High Courts of A.P and Tamil Nadu and Hon'ble Supreme Court of India in support of his instant Counter.

- a. **Paras 30, 31, 32, 33, 34, 35** from Preeti Gupta & Anr vs State of Jharkhand & Anr decided on 13 August, 2010 reported as Criminal Appeal No. 1512 of 2010, reported in **(2010) 7 SCC 667**
- b. S.R. Batra and Anr Vs Taruna Batra decided on 15 December, 2006, reported as [Appeal (civil) 5837 of 2006], reported in **(2007) 3 SCC 169**
- c. **Para 17** from Manmohan Attavar Vs Neelam Manmohan Attavar decided on 14 July, 2017, reported in Civil Appeal No.2500 of 2017 reported as **(2017) 8 SCC 550**
- d. **Paras 18 and 19** from State Of A.P vs M. Madhusudhan Rao on 24 October, 2008 reported in Crl.A. No.1697/2008 reported as **(2008) 15 SCC 582**
- e. **Para 5, 6, 7** from Amit Kumar Yadav And Others vs State of Telangana on 11 September, 2015 reported in Crl.P. No. 2091 of 2015
- f. **Paras 5, 7, 18, 19** from Smt. Buravilli Siva Madhuri Vs. Sri Buravilli Satya Venkata Lakshmana Rao and others decided on 25 September, 2012, reported in Crl.P. NO. 9612 of 2010, reported as **(2013) 1 ALD (Cri) 634**
- g. **Para 23** from Kolli Babi Sarojini and Others Vs Kolli Jayalaxmi and Another decided on 29 April, 2014, reported in CRIMINAL REVISION CASE No.1160 of 2008, In the High Court of Andhra Pradesh
- h. **Paras 13, 17,18, 19, 22, 23 and 24** from Santineer Vincent Rajkumar vs R. Rejitha in Criminal O.P.No.159 of 2014, In the High Court of Judicature at Madras
- i. **Paras 5, 6 and 7** from P.Sugunamma And Others Vs State of A.P. decided on 19 January, 2015 reported in Criminal Petition No.8112 of 2012, In the High Court of Andhra Pradesh
- j. **Paras 16, 17 and 18** from Chandra Sukanya Devi Vs Chandra Srinivasulu decided on 18 November, 2014, **In the Judicial Magistrate Court of First Class, Special Mobile Court, <<CASE CITY>>**

In conclusion, it is submitted that, all the above evidences prove beyond reasonable doubt, that the de facto complainant is,

1. a highly educated person from PADAYAPPA University, Salem, Tamil Nadu

2. a healthy and able-bodied person, with no life-threatening diseases
3. a business woman who seems to be running many profit-making businesses along with her family members, which is the sole reason for high credits into her (now closed) ICICI savings bank account
4. a professional person with highly paid valuable talents, providing services to Dubbing Studios, Youtube Channels, Short films and Feature length movies, apart from recent engagement as a successful Radio Jockey at RADIO STATION
5. a member of one or more dubbing artist associations and unions, due to which she earns opportunities to earn more and more money.

P R A Y E R

The Respondents here, in this written statement, respectfully pray to this Hon'ble Court, bearing the interests of Justice, equity and fair trial,

- a. To dismiss the instant petition for interim maintenance against the Respondent No.1 filed in the D.V.C. No. AA/BBBB filed under section 125 Cr.P.C. from the Original Complainant, considering the material evidence placed into this Hon'ble Court and in accordance with rights for life or personal liberty conferred by Article 21 of Constitution of India on Respondent No.1 and his parents, which was maliciously constituted by the Original Complainant to harass the respected Respondents.
- b. To direct the Complainant to pay the Respondents, all the costs they were forced to incur unnecessarily, including travel and incidentals in consequence of this motivated and false lis.
- c. To saddle the Complainant with heavy exemplary costs, for filing this frivolous and vexatious litigation and implicating the Respondents with only intention to harass them, using beneficial and welfare laws which caused unsurmountable mental trauma and irreparable defamation to the reputation of the Respondents in the society, under 250 Cr.P.C. and any other relevant statutes, as Hon'ble Court deems appropriate.
- d. To grant any other order(s)/direction(s) in favor of Respondents, in the interest of justice, fairness and equity as this Hon'ble Court may deem fit, just and proper, according to the facts and circumstances of the present case.
- e. It is prayed to this Hon'ble Court that the Complainant has delayed the delivery of justice to the Respondents for more than 1 year, who are true victims of her Domestic Violence, by filing such frivolous complaints and find this as a shining opportunity to make an example out of this fake litigation.

Justice delayed is Justice denied

Be pleased to consider

Respondent No.1

Place of filing petition : <<CASE CITY>>

Date of filing petition : 25.04.2019