

SAMPLE TEMPLATE — STATE VARIATION MAY APPLY

Application under Section 12 of the Protection of Women from Domestic Violence Act, 2005

IN THE COURT OF THE JUDICIAL MAGISTRATE FIRST CLASS AT [PLACE]

DV Case No. [TO BE FILLED] of [YEAR]

IN THE MATTER OF:

[APPLICANT NAME]

aged [AGE], daughter / wife of [NAME]

resident of [ADDRESS]

... Aggrieved Person / Applicant

Versus

1. [RESPONDENT 1 NAME] (husband / partner / male relative)
resident of [ADDRESS]

2. [RESPONDENT 2 NAME, IF FAMILY MEMBER OF RESPONDENT 1]
resident of [ADDRESS]

... Respondents

APPLICATION UNDER SECTION 12 OF THE PROTECTION OF WOMEN FROM DOMESTIC VIOLENCE ACT, 2005

The Applicant most respectfully submits as under:

1. The Applicant is the wife / female relative / partner of Respondent No. 1 and has been in a domestic relationship with him within the meaning of Section 2(f) of the Act.

2. The shared household is at [ADDRESS], where the Applicant has resided with the Respondents from [DATE] to [DATE OR PRESENT].

3. The Respondents have subjected the Applicant to domestic violence within the meaning of Section 3 of the Act, including:

(a) Physical abuse: [INSTANCES, DATES IF KNOWN];

(b) Verbal and emotional abuse: [INSTANCES — insults, threats, demeaning conduct];

(c) Economic abuse: [WITHHOLDING OF FUNDS, FINANCIAL DEPRIVATION, WITHHOLDING ACCESS TO STREEDHAN];

(d) Sexual abuse, if any: [INSTANCES];

(e) Dowry harassment: [DEMANDS, TIMING].

4. [SUPPORTING EVIDENCE — medical records, photographs of injuries, WhatsApp messages, previous complaints to police / Protection Officer, witness statements.]

5. The Applicant's monetary requirements: rent / household Rs. [AMOUNT]; medical Rs. [AMOUNT]; children Rs. [AMOUNT]; total Rs. [AMOUNT] per month.

PRAYER

The Applicant prays for the following reliefs:

- (a) A protection order under Section 18 restraining the Respondents from committing any act of domestic violence;
- (b) A residence order under Section 19 — [restraining the Respondents from dispossessing the Applicant from the shared household / directing the Respondents to provide alternate accommodation];
- (c) Monetary relief under Section 20 — Rs. [AMOUNT] per month and reimbursement of medical expenses;
- (d) A custody order under Section 21 in respect of the children;
- (e) Compensation under Section 22 for mental and emotional injury — Rs. [AMOUNT];
- (f) Such interim and ex parte orders during the pendency of this application as the Hon'ble Court deems fit.

Place: [PLACE]

Date: [DATE]

[APPLICANT SIGNATURE]

Applicant

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