

Court of Additional District and Sessions Judge-VI (POCSO), Gaya

dt.: 4/4/2024-

5.10.108/2024

This record, which is received by this court after transfer by an order dated ...22.01.24..., is put up before me today. It appears that Ld. Magistrate has taken Cognizance in this case u/s 363, 366(A) of the IPC On perusal of the record and materials available on it like statement of victim u/s 161 CrPC and 164 CrPC. It transpires that essential ingredient of sexual intent of the accused which is outlined in section 3, 5, 9, 11 of Pocso Act is lacking in this case. So at this stage there is no sufficient evidence on record to frame charge under the P.O.C.S.O. Act. Therefore, Office is directed to send the record to the concerned Sessions Court for disposal of this case.

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Additional District and
Sessions Judge-VI (POCSO), Gaya