

Order no. 4 dt 27.06.2022

Today is fixed for production of accused Sk. Safi @ Sk. Safiur Rahaman and IO's report.

Accused Sk. Safi @ Sk. Safiur Rahaman is produced from JC, placed on dock and further remanded to JC till 11.07.2022.

One bail application is filed on behalf of the accused by the ld. Remand Advocate Mr. Kalyan Das duly appointed by DLSA, Purba Medinipur to represent the undefendant accused.

The ld. Advocate representing the accused and the ld. Spl. PP are present.

CD is not produced today.

Bail application is taken up for hearing and passing of order.

In support of the bail prayer it is submitted that this accused is in custody since 13.06.2022. Vital part of the investigation has already been completed. Furthermore, this accused is a local inhabitant having permanent hearth and home within the jurisdiction of this Court, as such, there is no reason to detain him in custody any further. So, bail may be granted to him.

Ld. Spl. PP raises vehement objection and submits that there are sufficient incriminating materials against this accused in the case record.

Considered.

The record reveals that police registered the instant case u/sec. 376AB of IPC and section 6 of POCSO Act and the age of the victim is only 8 years. The record further reveals that in course of investigation the victim girl of this case was produced before the ld. Magistrate and her statement was recorded u/sec. 164 of Cr.P.C.

After careful perusal of the said statement of the victim girl and other materials on record I have found prima facie sufficient incriminating materials against this accused. Furthermore, the investigation of this case is still going on.

Having regards to the materials on record and keeping in mind the facts and circumstances of this case, prayer for bail of accused Sk. Safi @ Sk. Safiur Rahaman stands **rejected**.

Fix 11.07.2022 for production of accused Sk. Safi @ Sk. Safiur Rahaman and IO's report.

Call for CD.

Dic. & corr. by me:

Sd/-

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Addl. Sessions Judge
2nd Court, Tamluk
J.O Code WB01428.

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