

POCSO Case. No. 27/22

R-27/22

Present : Sri Madan Mohan Mishra

JO no. WB00727

Order No. 1 dated 12.07.23

All the four accused persons on bail Sk. Salauddin @ Saheb, Sk. Sahadat, Sk. Rahaman and Sakila Begum are present.

Learned special prosecutor Sri Manoranjan Mondal is present along with Case Diary.

Accused persons Sk. Sahadat, Sk. Rahaman and Sakila Begum have filed an application u/s 227 CrPC.

Ld. Prosecutor opens his case and describes the charges brought against the accused persons and stated by what evidence he proposes to prove the guilt of the accused.

Learned advocate representing accused persons Sk. Sahadat, Sk. Rahaman and Sakila Begum submitted that from the police report and the documents sent along with it u/s 173(5) CrPC there is no ground for further proceeding against accused persons Sk. Sahadat, Sk. Rahaman and Sakila Begum for commission of any offence.

Upon hearing both prosecution and defence and on consideration of the record of the case and the documents submitted therewith, I am of the opinion that there is ground for presuming that the accused Sk. Salauddin @ Saheb has committed offence punishable under section 363/366A/376(2)(n) of IPC & 6 of POCSO Act, 2012 and there is no ground for further proceeding against accused persons Sk. Sahadat, Sk. Rahaman and Sakila Begum.

Accordingly, charges are framed against the accused in prescribed separate sheet. On reading over and explaining the charge to the accused he pleaded not guilty and claimed to be tried.

Let the case be fixed for examination of defacto complainant and the victim of the offence on 12.10.23 as prayed by Ld. Prosecutor.

Issue summons accordingly.

Accused persons Sk. Sahadat, Sk. Rahaman and Sakila Begum
are discharged u/s 227 CrPC.

Accused persons Sk. Sahadat, Sk. Rahaman and Sakila Begum
are permitted to remain on same bail for 6 months from the date of this
order as provided u/s 437A CrPC.

Accused Sk. Salauddin @ Saheb on bail as before.

Dictated and Corrected by me

Special Judge (POCSO) Court
Ghatal, Paschim Medinipur

Special Judge (POCSO) Court
Ghatal, Paschim Medinipur