

Special Case No. 35 of 2020 (POCSO) (CIS NO.35/2020)
CNR NO.WBBB05-000406-2020

Order No.40
07-06-2024

Today is fixed for appearance of accused Sahabul Sk and E.R of W.A in respect of accused Jahlu Sk. Ld. Special PP is present and files hazira. Accused Sahabul Sk on Court bail is absent and an adjournment application is filed on his behalf. Non execution report is received from Mallarpur P.S with regard to W.A issued against accused Jahlu Sk.

It is manifest from the record that special POCSO Case No.35 of 2020 arose from Mallarpur P.S Case No. 88 of 2020 dated 05-09-2020 u/s 341/379/354/34 of the IPC read with Section 25/27 of Arms Act and Section 8/12 of the POCSO Act.

Charge sheet was submitted on 20-08-2020 cited 14 witnesses including the I.O. Ten witnesses have already been examined and only a couple of witnesses are left to be examined. Warrant of arrest was issued against accused Jahlu Sk vide process no. 13 dated 25-02-2022, since he was found absent without steps on such date. It is needless to mention herein more than two years have elapsed ever since without tangible steps being taken by the concerned P.S to cause execution of the warrant of arrest. I find it relevant to mention herein that several reminders in this respect have failed to awaken the officials of Mallarpur P.S from their gigantic slumber while NER has been received on this day, it is worthwhile to mention herein that non execution report in respect of the warrant of arrest issued against accused Jahlu Sk has not been sent on any date, previously. The same is viewed by this court with great disquiet.

In such premises, the O/C Mallarpur P.S is directed to positively cause execution of warrant of arrest against accused Jahlu Sk by the date fixed, I.d he shall personally appear before this Court and explain why appropriate disciplinary action shall not be recommended against him.

The attention of the SDPO, Rampurhat, who happens to be the Nodal Officer for execution of warrants within Rampurhat sub-division is also invited in the matter, so that the absconding accused person may be apprehended without any further delay and the trial of the special (POCSO) case is not protracted any longer.

Let as copy of this order be sent to the SDPO, Rampurhat for information and necessary action.

Let a copy of this order also be sent to the O/C Mallarpur P.S for strict compliance i.d legal consequence will follow.

To 04-07-2024 for E.R of W.A against accused Jahlu Sk.

To date for appearance of accused Sahabul Sk.

(Dictated & corrected by me)

Sd/- S.R.Chowdhury
Judge, Special Court (POCSO)
Rampurhat, Birbhum
_ J.O Code No. WB00885

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