

Present : Mohd. Aqil Saifi (WB01310), Addl. Sessions Judge,
1st Court, Durgapur, Paschim Bardhaman

Special (POCSO) Case No.28 of 2025

(Reg. No.28/2025)

(Ref: Faridpur PS Case No.56/2025 dt.06.08.2025)

Order no.43

02.12.2025

Accused Bijoy Dhangar is virtually produced through video conferencing before this court.

Ld. Advocate of the accused as well as Ld. Special PP along with defacto complainant are present in Court.

The matter was fixed for production of the accused Bijoy Dhangar, appearance of the accused Jagati Dhangar, appearance of the defacto complainant, production of the CD and hearing of the bail petition of accused Bijoy Dhangar.

CD is produced.

Now the bail application is taken up for hearing and passing order.

Ld. Advocate for the petitioner argued that the petitioner is innocent and has falsely been implicated in this case. Ld. Advocate further argued that there is no chance of his absconsion as the petitioner is a local resident and also argued that the petitioner is in J/C since 06.08.2025 and argued that custodial interrogation is not required as charge sheet has been filed and also argued that that the defacto complainant has no objection if the accused is granted bail and as such the Ld. Advocate prays for enlarging the accused on bail on any terms and conditions.

The Ld. Special PP raised objection against the bail prayer of the accused.

Defacto complainant has filed written "No Objection petition" in connection with the prayer for bail of the accused.

Perused the material available on record and CD.

Perusal of the record shows that on 06.08.2025 the mother of the VG i.e. the complainant has lodged a written complaint with the O/C Faridpur P.S. stating therein that the petitioner has lured her minor daughter aged about 16 years into a relationship and he took the VG to different places and had physical relationship with her on promise of marriage but now he has cut off all contacts and when the defacto complainant and other family members tried to confront the petitioner then his family members and he

Contd...

(Contd...order dated 02.12.2025)

threatened them to face dire consequences and on the basis of the written complaint Faridpur P.S has started a case being no56/2025 dated 06.08.2025 under section 318(2)/64/351(2)/3(5) of BNS and under Section 4 and 6 of POCSO Act.

After the completion of the investigation charge sheet has been filed against the petitioner under section 318(2)/64 of BNS and 4/6 of POCSO Act.

Considering the material available on record, gravity of the offence and seriousness of the allegation, I am, though the defacto complainant has filed a written "no objection" to the grant of bail to the accused, not inclined to grant bail to the petitioner and accordingly his bail application is rejected.

To date 08.12.2025 for physical production of the accused Bijoy Dhangar, appearance of accused Jagati Dhangar and supply of copy.

Return the CD.

Dictated & corrected by me,

Sd/-
Judge Special (POCSO) Court cum
Additional Sessions Judge,
1st Court, Durgapur.

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Judge Special (POCSO) Court cum
Additional Sessions Judge,
1st Court, Durgapur.
J.O.Code-WB01310.