

Special (POCSO) Case No.-29/2021  
Ref: Andal PS Case No.345/2021 dt.01/12/2021  
CNR-WBBD090016272021

Order No.06 dt.07/01/2022

The support person is present with the complainant.

The petition for bail is taken up for hearing in virtual mode.

Heard the Learned Advocate for the accused and the Learned Special PP.

Perused the materials on record and in the CD.

The Learned Advocate for the accused submits that the accused is a senior citizen. In this pandemic situation there is serious risk to his health. If released on bail he will attend court regularly and face trial. He is a local person having no chance of his absconding away.

The Learned Special PP opposes the prayer for bail.

The accused is the tutor. The survivor child is his student. The child is 13 years old. It is alleged that the accused committed offence u/s-376(3) of the IPC and 4/8 of the POCSO Act. The accused misused the trust reposed on him by the guardian and the child. Offence against women and children is on the rise in spite of enactment of special law with provision for harsher punishment. The IO of the case has already collected statement of the child made u/s-164 of Cr.P.C.

Considering the nature and seriousness of the offence alleged and supporting materials in the CD, the prayer for bail is rejected. CD is returned.

To date(15/01/2022).

D/c by me

Sd/-

Judge Special Court (POCSO Act)  
-cum-ASJ, 1<sup>st</sup> Court, Durgapur  
J.O. Code No.WB00681

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