

POCSO-29/2021

Ref: Andal PS Case No.345/2021 dt.01/12/2021

CNR-WBBD090016272021

Order No.13 dt.21/02/2022

The accused Anandamoy Mondal surrenders and he is taken into custody.

The Learned Advocate for the accused files a petition praying for releasing the accused on bail and files a separate petition praying for continuing with the same bail bonds. Copy of OPD patient card dt.19/02/2022 is submitted.

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

The Learned Advocate for the accused submits that the accused is suffering from various ailments. His detention in custody may be injurious to his health. Investigation having been completed detention will serve no purpose.

The Learned Special PP leaves the matter to the discretion of the court.

The fact of the case as it appears from the materials on record is that the accused is a private tutor. The child is 12 years old. She is his student. It is alleged that the child visited the teacher for taking lesson. The accused undressed her, made her lie on her belly, licked her and put his mouth on her genitals. During investigation the IO sent the child to the Learned Magistrate and the child made statement to the Learned Magistrate corroborating the accusation brought against the accused. Prima facie case being made out charge sheet has been submitted for the offence u/s-376(2) (f)/376(3) of the IPC and 4/8 of the POCSO Act.

Considering the facts and circumstances of the case, the prayer for bail is rejected. The accused is remanded to JC till **28/02/2022**.

**To date** for production and supplying copy of documents u/s207 of the Cr.P.C.

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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