

Sessions Spl Case No. 50 of 2024

Pre :Sri Chiranjib Bhattacharya (J.O. Code-WB00718), Addl. Sessions Judge-cum- Judge Special Court (POCSO Act, 2012) Kalna, Purba Bardhaman.

Order No. 12 dated 10-12-2025

Accused person namely Ajahar Sk is produced from JC.

Today is fixed for hearing of bail applications filed on 20-11-2025 and 09-12-2025.

Ld. Advocate for the accused person is present.

Ld. Special PP in charge is present.

It has been submitted by Ld. Advocate for the accused person that in the present case victim as well as her parents have already been examined and there is no scope for the accused person to further tamper the evidence and considering the overall circumstances and the accused person is in custody from 07-12-2024, his prayer for bail may be allowed. He further submits that no prayer for bail is either pending or rejected by Hon'ble High Court in respect of this accused person.

Ld. Special PP in charge submits that in this case the principal witnesses have already been examined and the victim is aged about 17 years and in view thereof necessary order may be passed regarding the prayer for bail.

Considered the submission of both sides. Perused the CD.

In the present case the record shows that the victim became pregnant after having physical relationship with the accused person. It also appears that the date of birth of the victim is 17-10-2017 and therefore, she is aged about 16/17 years at the time of alleged offence. Evidence of the victim does not disclose that she was in any way forced by the accused person rather she had stated that she was in a relationship with the accused person for last three years. Considering the material on record and in view of the fact that evidence of the victim as well as her parents have been recorded, in my opinion there is no necessity to further detained the accused person in custody. Accordingly, prayer for bail of the accused is allowed. Accused may find bail of Rs.10,000/- with two sureties each of Rs.5,000/- one of whom must be local to the satisfaction of Ld. ACJM, Kalna, id. to JC till 19-02-2026. Thus both the bail petitions filed on 20-11-2025 and 09-12-2025 are disposed of.

CD be returned.

To 19-02-2026 for appearance of the accused person and for evidence by prosecution.

Let a copy of this order be forwarded to Ld. ACJM, Kalna and Controller, Sub-Correctional Home, Kalna for information and necessary action.

Dict. & corr. by me,

Sd/- Sri Chiranjib Bhattacharya
Judge Special Court (POCSO Act),
Kalna, Purba Bardhaman.

Sd/- Sri Chiranjib Bhattacharya
Judge Special Court (POCSO Act)
Kalna, Purba Bardhaman.

No.

Dated : 10-12-2025

Copy of this order be forwarded to

1. The Ld. ACJM, Kalna and
2. Controller, Sub-Correctional Home, Kalna for information and necessary action.

Judge Special Court (POCSO Act)
Kalna, Purba Bardhaman.