

POCSO Case No. 49-2022
Raninagar PS 438 of 22 dated 09.10.2022

Order No.15 Dated 18.07.2023

Accused persons viz. 1) Biswajit Mandal is produced from J/C where 2) Sukumar Mondal, on court bail appeared before the court.

Ld. Advocate for the accused and Ld. Special PP are present.

Heard the Ld. Counsel of the party. Perused the materials on record and CD. Considered.

Two witnesses viz. Dweejen Mondal and Soneka Mandal are present and examined as PW6 & 7, cross-examined and discharged.

No other witness present.

Prosecution by filing petition prayed for withdrawal of BWA against the CSW2 Manik Mandal as the prosecution would not like to cite him as a witness as on the relevant point of time the said witness was outside the State in connection with his work.

Heard. Considered.

Recall BWA amount of Rs.500/- against CSW2, Manik Mandal.

Heard Ld. Counsel for the prosecution and having regard to the prayer for bail in respect of the accused Biswajit Mandal.

Heard the Defacto complainant and the VG who also opposed the prayer for bail.

Perused the case record.

Considering the facts and circumstances of the case and gravity of the offence, I find presumption U/s 29 & 30 of POCSO Act goes against the accused being the principal accused and hence, the prayer for bail stands rejected.

Fix **05.10.2023** for evidence of CSW nos. 12 & 15 and production and appearance of the accused persons.

06.10.2023 for evidence of CSW no. 18 & 19 and production and appearance of the accused persons.

Prosecution to take steps to that effect at once.

Alamats, if any, must be produced on all the dates of trial.

OC Raninagar PS is directed to cause appearance of the witnesses on the date fixed through IO.

Inform SDPO, Domkal with copy of this order for compliance.

Recall of BWA in respect of CSW2, Manik Mandal be communicated to the OC, Raninagar PS accordingly.

Dictated & corrected by me.

Judge, Special Court, Lalbagh.
Murshidbad.

Judge, Special Court, Lalbagh.
Murshidbad.