

Order No. 09
dated 19.04.21

Sole accused Swapan Mondal is produced from j/c through VCS.

A bail petition has been filed on behalf of the accused person.

Heard both the sides. Perused the materials on record and CD. Considered.

Ld. Defence lawyer submits that no bail prayer has been filed by the present accused petitioner before any higher forum.

Ld. Special PP raises objection.

On perusal of the statements of the survivor child as well as her parents recorded u/s 161 Cr.PC, there appears a story of love affair between the survivor child aged about 16 years and the accused person reportedly aged about 21 years. The accused petitioner is in custody for a considerable period since 24.01.21. CD would reveal that statements of the vital witnesses have already been recorded and the case is ready for submission of charge-sheet.

Considering all the above facts and circumstances, there appears no cogent reason to detain the accused petitioner behind bar any more. Accordingly, prayer for bail submitted by accused Swapan Mondal stands allowed.

Accused Swapan Mondal may find bail of Rs. 10,000/- with two registered sureties of Rs. 5,000/- each subject to satisfaction of Id. Chief Judicial Magistrate, Bankura on condition that he shall not enter into jurisdiction of Bajora PS till further order i.d. to j/c till 30.04.21.

Let it be made clear that if the accused person enters into jurisdiction of Barjora PS on any occasion without permission of this Court, then Investigating Officer or any competent police officer of Barjora police station shall be at liberty to arrest the accused person then and there and in that event, this order granting bail to the accused person shall stand cancelled automatically without any further reference to this Court.

Send a copy of this order to Ld. Chief Judicial Magistrate Bankura who will issue release order upon his satisfaction about bail bond, if submitted by the accused petitioner.

Send a copy of this order to the Inspector in Charge of Barjora PS for information and taking necessary action.

Return CD.

If on bail, to 05.05.2021 for appearance of the accused person and I.O.'s report.

Dictated & Corrected

Judge, POCSO Court, Bankura.

Judge, POCSO Court, Bankura.