

IN THE COURT OF PROTECTION OF CHILDREN FROM SEXUAL OFFENCES
ACT, BANKURA

Spl POCSO Case No. 12 of 2024
Spl S.T.Case No. 01 (08) 24

Present : Shri Samyajit Mukhopadhyay
Spl. Judge, POCSO Court, Bankura

Order No. 1
Dated 20.08.24

Accused Arup Samaddar is produced from j/c.

Ld Spl P.P. as well as ld. Defence Counsel are present. Copy has been served.

The record is taken up for consideration of charge.

Heard both the sides. Perused the materials on record together with the statement of the VG u/s 183 of BNSS. I am of the view that there is sufficient materials for presuming that the accused has committed the offence punishable u/s 8/12 of the Protection of Children from Sexual Offences Act, 2012.

Accordingly, the charge is framed against the accused and substance of accusation is read over and explained to the accused to which he pleaded not guilty saying 'AMI NIRDOSH' and claimed to be tried. The formal charge is duly filled in and kept with the record.

Fix 18.11.2024 for evidence of complainant &
19.11.2024 for evidence of VG.

To dates for production of the accused from j/c through VC.

Issue summons accordingly.

Dictated & Corrected

Spl Judge, (POCSO), Bankura.

Spl Judge, (POCSO), Bankura.

Later
Dated 20.08.24

The bail petition filed on behalf of the accused Arup Samaddar is taken up for hearing.

Ld Spl P.P. in charge and ld defence counsel both submitted that no bail petition is pending before the Hon'ble Higher Forum.

Ld advocate for the accused submitted that the accused is in custody for more than 90 days and CS has been filed u/s 8/ 12 of the POCSO Act, as such further detention of the accused is not necessary for the purpose of investigation and prays for bail.

Ld Spl P.P in charge raised a formal objection against the bail prayer and submitted that stringent condition should be given if bail is allowed.

Heard both sides. Perused the record and it appears that the accused is in custody since 20.05.24. After investigation, the IO of this case has filed charge sheet.

Now, considering the detention of the accused the prayer for bail is allowed.

Accordingly, the accused Arup Samaddar be released on interim bail of Rs. 4,000/- with two sureties of Rs.2000/- each to the satisfaction of Id CJM, Bankura, on condition that the accused shall not enter within the jurisdictional area of Barjora PS and shall not threat witnesses and tamper with the evidence in any manner whatsoever I.d. to j/c till 02.09.24.

If on bail shall appear on the date fixed.

Let a copy of this order be sent to the Id CJM, Bankura, and to the Superintendent, BDCH, Bankura.

Dictated & Corrected

Spl Judge, (POCSO), Bankura.

Spl Judge, (POCSO), Bankura.