

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

Spl POCSO Case No. 27 of 2024
Spl S.T.Case No. 04 (03) 25

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

Order No. 1

Dated 18.03.25

The accused Prasenjit Bauri @ Choto Bauri is produced from j/c.

Ld Spl P.P. in charge as well as ld counsel for the accused are present.

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 164 CrPC. I am of the view that there is sufficient materials for presuming that the accused has committed the offence punishable u/s 65 (1) of BNS and u/s 4 of the Protection of Children from Sexual Offences Act, 2012.

Accordingly, the charge is framed against the above named accused person.

The substance of the 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.

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

Ld Defence counsel submitted that the accused is in custody since his arrest. The allegation against the accused is yet to be proved. It is further submitted that the charge sheet has been filed and 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 vehement objection against the bail prayer and submitted that the accused is an 'ojha' by profession and on the pretext of curing the VG from fever, has committed penetrative sexual assault upon the VG and none of the witnesses have been examined.

Heard both sides. Perused the CD together with the Statements u/s 180 BNSS and u/s 183 BNSS of VG and other witnesses. The allegation against the accused is that he committed sexual intercourse upon the VG on the pretext of treatment of the VG who was suffering from fever. The VG including other witnesses have not yet been examined. So, considering the gravity of the offence, the prayer for bail is hereby rejected.

Fix 14.05.25 & 15.05.25 for evidence of complainant and VG.

To date/s for production of the accused. Prosecution is directed to issue summons upon the witnesses.

Dictated & Corrected

Spl Judge, (POCSO), Bankura.

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