

POCSO Case No. 07 / 2023
POCOSO Trial No. 02 / 2024
Reg. No. 08 / 2023

Present:- Anuruddha Maity
Addl. Sessions Judge cum Judge under POCSO Act.
Bishnupur, Bankura.

01/ 17.01.2024

The case is posted for consideration of charge and appearance of the accused person.

The sole accused namely Rajkumar Purohit is present by filing hazira.

Ld. Defence counsel and Ld. Spl. PP both are present.

Now the case is taken up for consideration of charge.

Ld Spl. P.P opens the case diary and submits that there is prima facie material against the sole accused to frame charge of the offence punishable **under sections 354D / 509 / 506 / 195A IPC and Sec. 12 of POCSO Act .**

Hence, the charge is framed against the sole accused person **under sections 354D / 509 / 506 / 195A IPC and Sec. 12 of POCSO Act** and accordingly written on separate prescribed form and kept with the case record.

The contents of the charges so framed are read over and explained to the accused person to which he pleaded not guilty and claimed to be tried.

Now the record is taken up for consideration of the prayer of the IO for cancellation of bail. The IO has prayed for cancellation of the bail of the accused on the ground that the accused is residing within the jurisdiction of Kotulpur PS and thus has violated the condition of the bail order dtd. 30.06.2023 wherein he was prohibited from entering into the jurisdiction of Kotulpur PS except for meeting the IO once in every week and for attending the court.

On 06.01.2024 one report was received from OC, Kotulpur PS regarding the whereabouts of the accused after his release on bail. The IO mentioned in his report that the accused was residing within the jurisdiction of Kotulpur PS and asked for the Mobile SIM number of the accused for Tower Location. The prayer was allowed and the OC, Goghat was also directed to submit a report as the accused had stated that he is residing within the jurisdiction of the Goghat PS. Today the report of OC, Goghat and also the Tower Location of the accused collected by OC, Kotulpur has been received. It appears from the Tower Location that he was residing on some particular dates within the jurisdiction of Kotulpur PS, though the OC, Goghat has reported that accused was staying within the jurisdiction of Gogaht but he occasionally visits his village within the jurisdiction of Kotulpur PS to meet with his mother.

Considering both the reports, I am of the view when the OC, Goghat has reported that the accused is residing within the jurisdiction of that PS most of the time, I think there is no necessity of cancelling the bail of the accused which has already been granted but condition of his bail shall be made more strengthen. Accordingly, the accused is directed not to enter the jurisdiction of Kotulpur PS till 28.01.2024 except for attending the court and shall meet with OC, Goghat twice every day till 28.01.2024 and shall obtain acknowledgement to that effect from the OC, Goghat PS.

Fix – 29.01.2024 for evidence of CSW 1 & 4.

Issue summons accordingly.

Let a copy of the order be communicated to OC, Goghat PS and OC, Kotulpur PS for information.

Dictated & Corrected by me

Addl. Sessions Judge cum Judge under POCSO Act
Bishnupur, Bankura.

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