

**POCSO Case No. 13 / 2024**  
**Reg. No. 13 / 2024**  
**State -vs- Sumit Digar**

**Present : Sri Anuruddha Maity,**  
**Spl. Judge under POCSO Act.**  
**Bishnupur, Bankura.**

**Order No. 01 dtd. 10.06.2024**

Received F.I.R, written complaint, forwarding report, Memo of Arrest of accused Sumit Digar alongwith his Inspection Memo and statement of the victim girl u/s. 164 Cr.PC in a sealed envelop from the Ld. ACJM, Bishnupur on transfer.

Accused Sumit Digar is produced before this court and he is taken into custody and remanded to JC till 21.06.2024.

This is a case under sec. 4 of POCSO Act and u/s. 363 / 365 / 34 IPC. Register it as POCSO Case.

One bail petition has been filed on behalf of the accused.

Ld. Defence counsel and Ld. Spl. PP both are present. IO is present with the CD.

Before the bail prayer can be heard, Ld. Advocate for the accused submitted that the accused is a minor and his date of birth is 11.06.2006. In support of his claim the Aadhar Card of the accused has been produced. The copy of the same has been filed with the record. On perusal of the Aadhar Card of accused Sumit Digar, it appears that his date of birth is 11.062006. On perusal of the written complaint it appears that the alleged incident had taken place on 18.05.2024 and as such on the date of such alleged incident, the age of the accused was 17 years, 11 months and 7 days, which means he was minor on that date.

Apart from Aadhar Card no other age proof like School Certificate or Birth Certificate of the accused has been produced. When from the Aadhar Card the age of the accused appears to be below 18 years on the date of incident, then it can prima facily be said that he was minor on that date.

In such circumstances, accused Sumit Digar be produced JJB, Bankura at once. The IO who present before this court today with the CD is directed to produce the accused Sumit Digar before the JJB, Bankura at once.

The present case has been started against four accused persons including the present one. The other accused persons have not yet appeared or brought before the court. Accordingly, the Dealing Assistant of this court is directed to split up the record and send the copies of all original documents along with the copy of this order in sealed cover to the JJB, Bankura at once through the concerned IO.

The IO is further directed to intimate this court the production of accused Sumit Digar, who is now prima facie a Juvenile in conflict with law, before the JJB, Bankura immediately thereafter.

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Let a copy of the order be provided to the IO and to the Superintendent, Bishnupur Correctional Home for information.

To date (21.06.2024) for report in final form. Return the CD.

Dictated and Corrected by me

Spl. Judge under POCSO Act.  
Bishnupur, Bankura.

Spl. Judge under POCSO Act.  
Bishnupur, Bankura.