

Special Case 01 of 2024
CNR-WBBK090000142024

In connection with Hirbandh P.S. Case no. 69/2023 dated 28.12.2023 U/s 363/365, adding section 376(2) (n) of IPC and section 6 of POCSO Act

Order No. 10
Dated 27.03.2024

Today is the date fixed for hearing of the bail petition dated 20.03.2024 filed on behalf of the accused person namely Sudip Das.

Ld. Advocate for the accused person is present.

Ld. Special P.P. of this case is present.

Ld. Advocate for the accused person has submitted that this accused person has been in custody since 02.01.2024. He has further submitted that from the contents of the recorded statement U/s 164 Cr.P.C of the victim it is revealed that victim has not supported the prosecution case. He prays for enlarging this accused person on bail on any conditions.

Ld. Special Public Prosecutor of this case has vehemently opposed the bail prayer of this accused person and submitted that in the recorded statement U/s 161 Cr.P.C. victim has supported prosecution case . He has further submitted that from the material on record it is revealed that victim was pregnant. He prays for rejecting the bail prayer of this accused person.

I have heard the submissions of the Ld. Advocate for the accused person, Ld. Special P.P. of this case and perused the records including CD. From the records, it is revealed that at the time of alleged incident victim was 16 years old. From the records it is revealed that victim was pregnant. Considering the materials on records specially the recorded statement U/s 161 Cr.P.C of the victim and medical examination report of the victim I am of the view that allegations against this accused person are very serious, hence it will not be justified to enlarge this accused person on bail at this stage, hence the bail petition dated 20.03.2024 filed on behalf of the accused person namely Sudip Das is rejected.

I.O. of this case is present and files show cause, let the same be kept with record.

Let CD be returned.

To date (05.04.2024) for production of the accused person and consideration of charge.

D/C by me.

Judge, Special Court

Judge, Special Court
Khatra, Dist.- Bankura
(Under POCSO Act)
J.O. Code WB01399