

In the Court of Additional District & Sessions Judge ,
And Judge, Special Court under POCSO Act,
(Child Friendly Court)
Khatra, Dist.- Bankura.

Spl. Case- 15/17

Ref : Ranibandh P.S. Case No. 30/17, dated – 29.8.17.

Order No. 60,
Dated- 18.3.19.

Accused persons namely Sailendra Kumar, Apurba Tudu and Kanchani @ Babli Tudu are produced from J/C.

Heard Ld. Advocate for the accused persons namely Apurba Tudu with reference to the petition for bail when he submitted that this accused / petitioner is in the custody since 30.8.17 covering a period of 20 months, 2 prosecution witnesses including the victim girl have already been examined and they spoke nothing against the accused Apurba Tudu, he has old aged father and unmarried sister to be looked after by him.

Ld. Additional P.P submitted that it is true that victim girl did not state against accused Apurba Tudu but considering the entire materials he has objection against his prayer for bail.

On being asked Ld. Advocate for the petitioner submitted that no application for bail was rejected before the Hon'ble High court and no application for bail has been pending before the Hon'ble High court in connection with this case in respect of the present accused/petitioner.

Perused the instant petition for bail and case record. C.D has not been produced by Ld. Additional P.P.

Considering the long period of detention of accused Apurba Tudu, considering the fact that 2 prosecution witnesses including the victim girl has already been examined and in view of the evidence led by the two prosecution witnesses including the victim girl, I am of opinion that further detention of the accused Apurba Tudu in jail custody is not necessary rather the same will not serve any effective purpose. Consequently the prayer for bail of the accused person namely Apurba Tudu is hereby considered and allowed but interim in nature.

The accused person namely Apurba Tudu may find bail of Rs. 1,000/- with one registered surety of like amount on condition that he will not make any threat either to the defacto-complainant or to any prosecution witnesses in any manner, subject to the satisfaction of Ld. A.C.J.M. Khatra.

If any such threatening is reported either to this court or to the police station then the court may go for cancellation of his bail without any intimation to the accused person.

This interim bail will remain in force upto **30.3.19.**

Instant bail petition is disposed of accordingly.

Let a copy of this order be sent to the Ld. A.C.J.M. Khatra for his information and taking necessary action.

Aforesaid 3 accused persons be remanded to J/C till 30.3.19. If released on bail accused Apurba Tudu must appear before this court on 30.3.19.

D/C by me.
Subhasis Ghosh,
A.S.J.

Subhasis Ghosh,
Additional Sessions Judge,
And Judge, Special Court under POCSO Act,
(Child Friendly Court)
Khatra, Dist.- Bankura.

