

POCSO Case No. 02/2024

**Present :- Sri Mukul Kumar Kundu,
Additional District & Sessions Judge,
3rd Court, Sadar, Cooch Behar,
In-Charge of Judge Spl.(EC Act)-Cum-
Addl. Dist. & Sess. Judge, 2nd Court, Cooch Behar.**

Order No.05, dated 01.02.2024 :-

Record is put up today.

A prayer is made by the I.O through Ld Special P.P praying for holding potency/sexual capability test of the accused person namely, Foyjar Hossain @ Firoz, S/O- Safiul Hoque of Takagach, P.S-Pundibari, District-Cooch Behar.

Heard Ld Special P.P.

Seen the prayer of I.O and submission.

Considered.

Considering the submission and the prayer of I.O I think that the prayer as sought for for conducting capability test of the accused Foyjar Hossain @ Firoz should be allowed in the interest of investigation. Accordingly prayer of I.O as sought for is allowed.

The Superintendent-Cum-Vice Principal of MJN Government Medical College and Hospital, Cooch Behar is directed to take necessary arrangement for holding the capability test of the accused Kanai Modak after obtaining his consent and production and identification before him according to law and submit report.

The Superintendent of District Correctional Home, Cooch Behar is directed to take necessary arrangement for production of the accused before the Superintendent-Cum-Vice Principal of MJN Government Medical College & Hospital, Cooch Behar through I.O of this case for capability test and to assist I.O in this regard.

I.O of this case is hereby directed to do the needful in this regard.

Let a copy of this order be sent to the Superintendent-Cum-Vice Principal of MJN Government Medical College & Hospital, Cooch Behar, Superintendent of District Correctional Home, Cooch Behar and I.O of this case for their information and compliance.

To date (13.02.2024) for production and I.O's report.

Dictated & Corrected,

Sd/-
Judge POCSO Court- cum -
Additional Sessions Judge
2nd Court, Cooch Behar, I/C

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Judge POCSO Court-cum-
Additional Sessions Judge,
2nd Court, Cooch Behar, I/C
JO Code No.WB00654