

POCSO. Case No. 16/2020
S.T. Case No. 01(07) 2020

Order no.01
Dt. 06/07/2020

Ld. P.P. is present in court. Sole accused person is produced from J/C and placed on dock. Accused files a petition praying for bail and also files a fresh power. Today, is fixed for consideration of charge. Ld. P.P. opens up the prosecution case by stating the facts and grounds upon which prosecution wants to rely and proceed. Ld. Defence Counsel raised no objection.

Perused the materials on record. Prima facie, I find that the case punishable u/s **6 of POCSO Act** has been established against the accd. person which if remains un rebutted would warrant conviction. Accordingly, charge is framed in separate sheet, kept separately with record. The contents of the charge are read over and explained to accused person to which he pleaded not guilty by saying “ami nirdos” and claimed to be tried.

The bail petition is taken up for hearing. Heard both sides. Considered. Perused the petition. Considered. It is stated that accused is innocent and if he is enlarged on bail, he will not flee away.

Ld. P.P raised objection.

On perusal of record, I find that it has been alleged that on false assurance of marriage, accused committed rape upon victim for which victim became pregnant. Evidence of victim is yet to be recorded. So, at this stage, I am not inclined to enlarge the accused on bail. Prayer for bail is rejected. Accused is remanded to J/C.

Hence, fix **13/08/2020** for production and evidence CSW 1 & 2

Issue summons.

Dictated & Corrected by me,

***Judge POCSO Court-Cum-Additional
District & Sessions Judge, 2nd Court,
Cooch Behar***

06.07.2020