

**Sessions Case No. 24 of 2025**

**IN THE COURT OF ADDITIONAL DISTRICT & SESSIONS JUDGE  
2<sup>nd</sup> COURT, COOCH BEHAR.**

**Present: Smt. Mandakranta Saha,  
Additional Sessions Judge,  
2<sup>nd</sup> Court, Cooch Behar.**

**The 17<sup>th</sup> day of April, 2026**

**Sessions Case No. 24 /2025 ( CIS No. 24/2025)  
Sessions Trial No. 01 (08) 2025**

**C.N.R. No.-WBCB01-000841-2025**

**Ref : Women P.S. Case No. 224/2024 dated 08.12.2024 u/s 370(2)/370A(2) of IPC R/W  
Section 9 of Immoral Traffic (Prevention) Act, 1956.**

State of West Bengal  
Vs

1. Partha Pratim Adhikary, S/o Naresh Chandra Adhikary  
of village Panishala, P.O-Ghughumari, P.S-Kotwali, District  
Cooch Behar.

..... Accused Person

**Order No. 06 dated 17.04.2026 :-**

Sole accused person namely, Partha Pratim Adhikary on court bail is present by filing hazira.

Ld. P.P-in-Charge is present by filing hazira.

Today is fixed for examination of accused person u/s 313 of Cr.P.C.

On scrutiny of record, it appears that there is no incriminating materials to examine the accused person u/s 313 of Code of Criminal Procedure.

Heard both sides.

Thus, on consent of both sides the record is taken up for hearing the argument.

Heard argument of both sides in full.

Judgment will be delivered today at 2:00 PM.

Dictated & Corrected,

Judge POCSO Court-Cum-  
Addl. Sess. Judge, 2nd Court  
Cooch Behar,

Judge POCSO -Court-Cum-  
Addl. Sess. Judge, 2nd Court  
Cooch Behar,  
JO Code No. WB 00825

**Sessions Case No. 24 of 2025**

**Later/Order No. 06 dated 17.04.2026**  
**(2.00PM)**

Ld. P.P in-charge is present.

Ld. Defence Counsel is also present.

The case record is taken up for delivery of judgment.

The facts of the prosecution case is in brief are that –on 05.01.2021 victim lady got married with accused Partha Pratim Adhikary as per Hindu rites and customs and started their conjugal life at her matrimonial house. After some days her husband shifted her at Cooch Behar, Balapara and resided together as husband and wife. Subsequently her husband took her to Kolkata and forced her to work as prostitute. Thereafter again accused took her to Rajasthan and then in Delhi where she was forced into prostitution and when she refused the same accused assaulted her physically. After few days accused left her at Delhi, returned back at home and later victim lady came to know that she had been sold by the accused. The victim lady somehow managed to return back her home and tried to contact with the accused but in vain. Thereafter victim lady cum defacto complainant lodged the complaint against the accused before Sadar Women PS, Cooch Behar.

On the basis of such complaint, Sadar Women PS case No. 224/2024, dated 08.12.2024 u/s 370(2)/370(A)(2) of IPC read with section 9 of Immoral Traffic Prevention Act, 1956 was initiated.

After investigation charge sheet was submitted u/s 370(2)/370(A)(2) of IPC read with section 9 of Immoral Traffic Prevention Act.

This Court took cognizance of the offence. The accused person appeared before the Court and released on bail.

Charge u/s 498A/370A/506 of IPC and U/s 9 of Immoral Trafficking Prevention Act, 1956 was framed against accused person namely, Partha Pratim Adhikary. He pleaded not guilty and claimed to be tried.

Prosecution examined three witnesses to prove the case.

Victim Lady (PW.1) stated in her examination in chief that out of family dispute she lodged the complaint against her husband. At present she has no allegation against her husband. She refused her medical examination at hospital.

**Sessions Case No. 24 of 2025**

In cross-examination she stated that her husband left her at a rented house and stopped to provide maintenance thus she lodged the complaint. She has no further allegation against the accused.

(PW2), Baijanti Basfore stated in her examination in chief that she know the victim lady and accused. She has no knowledge about the facts and circumstances involved in this case. Her cross-examination is declined.

(PW3) Smt. Aloka Das stated in her examination in chief that she also know the victim lady and accused being neighbours. She has no knowledge about the facts and circumstances of this case. Her cross-examination is declined.

The testimonies of these three vital witnesses show that they have no knowledge about the alleged incident of physical torture upon the victim lady and selling her to another state by the accused. The evidence of victim does not show occurrence of any incident of physical torture upon her. She rather in candid manner stated that under the pressure of co-villagers complaint had been lodged.

The ingredients of the offence u/s 498A/370A/506 of IPC and U/s 9 of Immoral Trafficking Prevention Act, are not proved against the accused person.

In view of the oral and documentary evidence it is concluded that there is no evidence to prove the offence against the accused person.

Hence, it is

**ORDERED**

that sole accused person namely Partha Pratim Adhikary is acquitted u/s 232 of Cr.P.C from the offence U/s- 498A/370A/506 of IPC and U/s 9 of Immoral Trafficking Prevention Act.

Accused person is on bail. Accused person be released from his respective bail bonds/surety bonds. Sureties are also discharged from their respective bonds.

Alamat property, if any, be destroyed after expiry of appeal period.

Dictated & Corrected,

Judge POCSO Court-Cum-  
Addl. Sess. Judge, 2nd Court  
Cooch Behar,

Judge POCSO -Court-Cum-  
Addl. Sess. Judge, 2nd Court  
Cooch Behar,

JO Code No.: WB 00825