

Order No. 02, dated 24.05.2024 :-

Record is put up before me.

A prayer is made by the I.O through Ld Special P.P praying for holding capability test of the accused person namely, Rashel Islam, S/O- Chobanur Mia @ Hoque of Kalirghar, P.S- Kotwali, 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 Rashel Islam should be allowed in the interest of investigation. Accordingly prayer of I.O as sought for is allowed in the spirit of the provision u/s 53A of CrPC.

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 Rashel Islam before competent doctor, 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 for capability test as prayed for 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 of District Correctional Home, Cooch Behar, the Superintendent-Cum-Vice Principal of MJN Government Medical College & Hospital, Cooch Behar and I.O of this case for their information and compliance.

To 31.05.2024 / 14.06.2024 for appearance and I.O's report.

Dictated & Corrected,

Judge POCSO Court– cum -
Additional Sessions Judge
2nd Court, Cooch Behar,

Judge POCSO Court-cum-
Additional Sessions Judge,
2nd Court, Cooch Behar,