

POCSO Case No. 27 of 2024

Present :- Sri Deepto Ghosh, Judge POCSO Court -Cum-
Addl. Dist. & Sess. Judge, 2nd Court, Cooch Behar.

Order No. 02, dated 13.06.2024 :-

Today is fixed for production, hearing of bail petition and IO's report.

Accused Rabiul Rahaman is produced from J/C and remanded further to J/C till 27.06.2024.

Ld. Spl. PP in charge and Ld. Advocate for the accused are present.

Defacto complainant, on the basis of notice, appeared before the Court and submitted her objection to the prayer for bail.

At this stage bail petition is taken up for hearing in presence of both sides.

Heard Ld. Counsel for the accused. Ld. Advocate on behalf of the accused person moves the application for bail for which copy has been served upon the prosecution, as well as intimation sent to the defacto complainant, contending inter alia that accused has been falsely been implicated in this case which will be revealed at the time of trial and has prayed for enlarging him on bail on any condition. Learned advocate for the accused further submits that no bail application of the accused is filed, pending or disposed of by any higher forum.

Ld. Special APP on behalf of the State raised strong objection, refers the charge sheets, CD, medical report, statement of the witnesses etc.

Perused the case record and the CD. The present accused is the principal accused. Perused the written complaint, statement recorded U/s 161 & 164 Cr.P.C., medical report and other relevant document available on the CD and case record. It transpires from the case record that its a case U/s 6 of the POCSO Act read with Section 363/365 IPC where the investigation has progressed considerably.

Considering the materials on record and nature & gravity of the offence, prayer for bail of the instant principal accused is rejected.

Fix 20.06.2024 for production and IO's report.

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 00841