

POCSO Case No. 35 of 2023

**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, dt. 15.01.2024 :-

Today is fixed for production.

Accused Mani Ram Choudhury is produced from J/C and remanded to further J/C till 29.01.2024.

I.O of this case has forwarded original seizure list and zimmanama with forwarding report.

Seen. Let it be kept with the record.

Ld P.P in charge and Ld Defence Counsel are present.

A bail petition is filed on behalf of accused Mani Ram Choudhury praying for bail on the ground stated therein.

Now the bail petition is taken up for hearing in presence of both sides.

Heard both sides.

Ld counsel submits that accused is a Central Government Employee and he is no way connected with this case and he is languishing in J/C since 26.12.2023 and if he is enlarged on bail he will not flee away and face the trial.

It is submitted by Ld Advocate for the accused Mani Ram Choudhury by filing an affidavit that no such bail petition is pending or rejected before/by The Hon'ble Court.

Ld.P.P in charge raised objection in granting bail to the accused.

Perused the case diary and other materials on record.

On careful perusal of the case diary as well as statement of the victim girl u/s-164 Cr.P.C I find that there is incriminating material against the accused. So, considering the facts and circumstances of the case and specially the 164 Cr.P.C statement of the victim girl, I am not inclined to enlarge the accused on bail at this stage and accordingly prayer for bail of the accused stands rejected.

C.D be returned.

To 29.01.2024 for production and I.O's report.

Let a further C.D be called for.

Dictated & Corrected,

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

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

Cooch Behar, I/C

Cooch Behar, I/C
JO Code No. WB 00654