

POCSO Case No. 06(D) of 2019

POCSO. Trial No. 06 (01) 2024.

Order No. 01:

Dated: 29-01-2024.

Accused 1. Samim Miah, 2. Mafidul Miah, 3. Umar Seikh, 4. Sabana Bibi @ Samena, 5. Rejjak Miah, 6. Mahima Bibi, 7. Sahanur Miah and 8. Khalek Miah on C/B are present with their Ld. Counsel, **Ahasan Ul Alam Sarkar**.

Ld. Special P.P **Abdul Mabud Sarkar** is also present.

Heard the Ld. Special P.P who opens the case against the present accused persons and the Ld. Defence Advocate.

Ld. Special P.P submits that there are sufficient incriminating materials against accused Samim Miah **under section 363/365 of IPC Act and section 4 of POCSO Act** and as such charges may be framed against him for the said offence. There are also sufficient incriminating materials against accused Mafidul Miah, Umar Seikh, Sabana Bibi @ Samena, Rejjak Miah, Mahima Bibi, Sahanur Miah and Khalek Miah **under section 363/365/34 of IPC** and as such charge may be framed against them for the said offence.

Heard both sides.

Considering the submission of both the sides and having regard to the materials in the C.D and record, I am of the view that the prosecution has been able to show that sufficient materials have been collected against accused Samim Miah involving him in the alleged offence **under section 363/365 of IPC and section 4 of POCSO Act** and **under section 363/365/34 of IPC** against the accused Mafidul Miah, Umar Seikh, Sabana Bibi @ Samena, Rejjak Miah, Mahima Bibi, Sahanur Miah and Khalek Miah for which the trial can be proceeded against them and the present accused presumably be punished accordingly.

Accordingly, respective charges are framed against the accused persons. The contents of the respective charges are read over and explained to the respective accused persons to which they individually pleaded not guilty by saying '**Ami Nirdosh**' and claimed to be tried.

Formal charge is kept with the record in separate sheet. Trial will proceed on the following schedule.

To 13-05-2024 for evidence of C.S.W Nos. 1 & 2.

14-05-2024 for evidence of C.S.W Nos. 3 & 4.

15-05-2024 for evidence of C.S.W Nos. 5 & 6.

Issue summons to witness accordingly.

Accused as before.

Prosecution is directed to supply the written up summons for issuing & causing service.

Dictated & corrected by me,
Sd/-

Judge,
Spl. Court (POCSO)-cum-
Addl. Dist. & Sess. Judge,
Dinhata.

Sd/-

Judge,
Spl. Court (POCSO)-cum-
Addl. Dist. & Sess. Judge,
Dinhata.