

Present: Smt. Peden Dukpa, Ld. Principal Magistrate, JJB, CBR
Present: Smt. Runa Ganguly, Board Member, JJB, CBR
Present: Sri. Kamalesh Ch. Biswas, Board Member, JJB, CBR

Order No: 04

Date: 29-02-2024

Today is fixed for production of the CCL, Counselling Report from CCI , CD and fresh situation Report.

CCL is produce before this Board from Observation Home with proper escort.

Received Counselling Report from Korok Home, Jalpaiguri.

Conselling is done by the counsellor of this board and the counseling report is also filed.

CD and situation report is received from I.O.

Received e-mail copy of P.A. Report from Jalpaiguri Govt. Medical College and Hospital, Jalpaiguri.

Let the same be kept with the record.

The superintendent of Korok Home, Jalpaiguri is directed to submit the same in original.

Ld. P.P. is present. Members of this Board are also present.

Uncle of the CCL is also present before this Board today.

Ld. Advocate files a bail petition by his guardian on behalf of the CCL and submits before the Board that there is no bail application filed in respect of the CCL before the Hon'ble Apex Court nor there is any rejection of bail application in respect of the CCL by the Hon'ble Apex Court. Thus the Ld. Advocate for the CCL prays for bail on any terms and condition.

Ld. PP raised formal objection.

Heard submission of Ld. Advocate for the CCL, the Ld. PP.

The complainant of this case is present before this Board by filing one Bail objection petition.

Heard and considered.

Perused the record, counselling report by Counselor of Korok Home, Jalpaiguri as well as Counselor of this Board.

Perused the CD and the materials available on the case record. Perused the situation report, SIR, SBR.

Uncle/ guardian namely Jahir Miya is present before the Board and he stated that he is ready to take custody of the CCL as a fit person and undertakes to ensure his safety, security & welfare.

CCL's uncle stated that he resides at Gangalerkuthi, Ghegirghat, Baghroa, Ghughumari which is far from the house of the CCL, house of the victim.

We have scrutinized the record and considered all submissions.

Considering all aspects, especially the situation report of the area, we are of view that the safety & welfare of above mentioned CCL shall be ensured if he is placed in the protective custody of his uncle who resides far away from the house of the victim as well as house of the CCL.

As such bail prayer of the CCL is considered and stands allowed on A.I. basis.

Uncle /guardian of aboved mentioned CCL is declared fit persons and the custody of CCL is entrusted upon him, if not wanted any other case.

(2)

Uncle of the CCL shall furnish A.I. guardian bond of Rs. 2000/- upon condition to ensure safety and welfare of the CCL at all times; ensure not to make any association with bad character persons or para people.

CCL is directed not to enter into the local area of the victim or not enter into the Place of Occurrence, not to contact in any fashion the family of the victim or visit their house and he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the to dissuade him from disclosing to the case so as such fact to the Board or Investigating Officer/any Police Officer.

The CCL is further directed to meet the counselor of this Board once in a week (every Monday) for one month for his counseling.

The counselor of this Board is directed to conduct counseling of the CCL and to furnish report to this Board after completion of counseling sessions every week.

The uncle of the CCL is directed to produce the CCL before this Board once in a week (every Monday) for one month.

The Ld. Advocate of the CCL is directed to inform the parents of the CCL not to contact the complainant or the victim girl or visit their house, directly or indirectly, make any inducement, threat to them during the pendency of this case.

Fix **06-04-2024** for appearance of CCL who is on A.I. bail and I.O's Report.

CD be returned through G.R.O. of this Board at once.

D/C

Later:

Uncle / Guardian of CCL namely Jahir Miya furnished A.I. bail bond of Rs. 2000/- on behalf of the CCL which is found fit, correct and accepted.

Release the CCL at once if not wanted any other case.

Issue release order at once.

To date.

D/C

Sd/-
(Smt.Peden Dukpa)
Principal Magistrate
Juvenile Justice Board
Cooch Behar

Sd/-
(Smt.Runa Ganguly)
Board Member
Juvenile Justice Board
Cooch Behar

Sd/-
(Shi.Kamalesh Ch. Biswas)
Board Member
Juvenile Justice Board
Cooch Behar

Sd/-
(Smt.Peden Dukpa)
Principal Magistrate
Juvenile Justice Board
Cooch Behar