

**In the Board of Principal Magistrate
Juvenile Justice Board
Cooch Behar**

**JVTR-19/2024
Dt. 25/02/2024**

JJB GR No-19/2024

Mathabhanga PS Case No: 101/2024 dt: 24.02.2024

U/S.- 461/379 of IPC

1. CCL Soham Barman @ Sanu Barman @ Lokesh Barman (15 yrs+)
2. CCL Rabi Barman @ Sayan Barman (10 yrs+)
3. CCL Rajesh Barman @ Gutlu Barman (13 yrs+)

Present: Smt. Runa Ganguly, Board Member, JJB, CBR

Order No-01

Dt: 25.02.2024

Received one case from Mathabhanga P.S being Mathabhanga P.S case no 101/2024 dated 24.02.2024 u/s 461/379 of IPC along with CCLs, Formal FIR, Written Complaint, Forwarding Report, Apprehension Memos and other relevant documents.

The case is received and registered in the trial register.

The C.W.P.O of Mathabhanga P.S is also present. He also files SBRs.

Let the same be kept with the record.

Ld. PP-in-charge is present.

Ld. Advocate from DLSA files a bail petition on behalf of the CCLs through their guardians.

Now the record is taken up for hearing of bail petition.

Heard both sides Ld Counsel. Ld. PP raised strong objection.

I am interacted with the CCLs at length and scrutinized the record and considered all submissions.

On counseling to the CCLs it appears that the CCLs are habitual in stealing and they are not repented for their activities. I also interacted with their guardians, they clearly stated that CCLs are arrogant in nature and they are not listen to them. The guardians are also not interested to take custody of the CCLs at this moment.

Thus, I have no other alternative but to send the CCLs to protective custody at Observation Home for safety, security and welfare and also rendered psychological counseling.

No situation report of the area is available before this Board to ascertain whether there is any danger associated with the life of the CCLs, if the CCLs are enlarged on bail today.

CD is also not available before this Board today.

Considering all aspects and keeping in mind the welfare of the children, release of the CCLs at the moment can render their psychological and physical danger and the release of the CCLs will defeat the ends of justice.

Hence, the CCLs are remanded to protective custody at Observation Home for safety, security and welfare and also rendered psychological counseling.

As such prayer for bail is rejected at this stage.

CCLs are remanded to protective custody in Observation Home, Kokok home, Jalpaiguri.

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GRO, JJB is directed to make necessary arrangement to produce the CCLs before Superintendent, Korok Home, Jalpaiguri with proper escort, safety & security.

The escort team is directed to take care regarding the safety & security of the CCL during transit to Korok Home, Jalpaiguri.

The Superintendent, Korok Home Jalpaiguri is directed to make necessary arrangement for regular counselling of the CCLs while in protective custody and forward all reports on the next date fixed positively.

The Superintendent, Korok Home Jalpaiguri is further directed to ensure safety, security of the CCLs during his stay at the Korok Home, Jalpaiguri.

Let a copy of this order be served upon the Superintendent, Korok Home Jalpaiguri at once.

Call for CD along with Situation Report by the I.O. on next date fixed positively.

Let a copy of this order be served upon the I.O. through the I/C of Mathabhanqa PS, Cooch Behar at once.

Call for Social Investigation Report from D.C.P.O, Cooch Behar by next date fixed positively.

Issue Form-5.

Fix **07-03-2024** for production of the CCLs, Counselling report from the CCI, SIR from DCPO, Cooch Behar, CD and Situation Report from I.O.

D/C

Sd/-	Sd/-	Sd/-	Sd/-
(Smt.Peden Dukpa) Principal Magistrate Juvenile Justice Board Cooch Behar	(Smt.Runa Ganguly) Board Member Juvenile Justice Board Cooch Behar	(Shi.Kamalesh Ch. Biswas) Board Member Juvenile Justice Board Cooch Behar	(Smt.Peden Dukpa) Principal Magistrate Juvenile Justice Board Cooch Behar