

In the Board of Principal Magistrate  
Juvenile Justice Board  
Cooch Behar

JVTR- 41/2024  
Dt.07/05/2024

JJB GR No-41/2024  
Sadar Women PS Case No:77/2024 dt:07-05-2024  
U/S.- 376/506 of IPC R/W Sec 6/17 of POCSO Act

CCL Rahul Das (12+ yrs)  
[MOB:7679519539]

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-01**

**Dt: 07.05.2024**

Received one case in c/w Sadar Women PS case no-77/2024 dt: 07.05.2024 U/S-376/506 of IPC R/W Sec 6/17 of POCSO Act from above mentioned PS along with CCL forwarding letter, C/C of Formal FIR, C/C of Written Complaint, Apprehension-cum-inspection memo, Medical slip, Social Background report and other relevant documents of the CCL from concerned PS.

The case is received and registered in the trial register.

Ld. PP-in-charge is present.

The C.W.P.O. of Sadar Women PS, Cooch Behar is also present before this Board.

Perused the case record, it appears that the date of birth of the CCL is on 28-06-2011 and the date of offense is on 07-05-2024 which means he was 12+ years old on the date of incident.

As such he was a child on the date of alleged incident.

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

The Ld. Advocate for the CCL files a bail petition through his mother along with filing fresh vokalatnama.

Heard both sides Ld Counsel and the Ld. PP-in-charge raised strong objection.

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

Moreover the record reflects that the victim girl resides near the house of the CCL and no situation report of the area is available before this Board to ascertain whether there is any danger associated with the life of the CCL, if the CCL is enlarged on bail today.

No CD is produced before this Board today.

Considering all aspects and keeping in mind the welfare and security of the child, release of the CCL at this moment can render him psychological and physical danger and the release of the CCL will defeat the ends of justice.

Hence, the CCL is remanded to protective custody at Observation Home, Korok Home, Jalpaiguri for safety, security and welfare of the child and for rendering proper psychological counseling.

As such prayer for bail is rejected at this stage.

CCL is remanded to protective custody in Observation Home, Korok home, Jalpaiguri.

GRO, JJB is directed to make necessary arrangement to produce the CCL 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 CCL 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 CCL 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.

Cont...(P/2)

(2)

Let a copy of this order be served upon the I.O. through the O/C of Sadar Women 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 through e-mail.

D.A. to comply.

Fix **20-05-2024** for production of the CCL, Counselling report from the CCI, SIR from D.C.P.O, Cooch Behar, CD along with Situation Report from I.O. of concerned P.S.

D/C

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