

Sadar Women PS-77/2024 (Reg. No. POCSO 07/2024)
CNR NO:WBCB09-000047-2024
J.O. Code - WB01362

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: 02

Date: 20.05.2023

Today is fixed for production of the CCL, Counselling Report from the CCI, SIR from D.C.P.O, Cooch Behar, CD and Situation Report from I.O.

No SIR is received today.

Issue strong reminder.

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

He is taken into safe custody.

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.

Let the same be kept with the record.

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

Brother-in-law of the CCL is also present before this Board today.

CD along with situation report is produced 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 submits that he is a student of class VII and prays for bail on any terms and condition.

Ld. PP raised formal objection.

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

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.

Brother-in-law/ guardian namely Mithun Mandal 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 brother-in-law stated that he resides at Shibpur, Kotwali which is far from the house of the CCL, house of the victim girl.

We have scrutinized the record and considered all submissions.

Perused the CD and the material available in CD.

Considering all aspects, situation report and education of the CCL, 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 brother-in-law who resides far away from the house of the victim girl and the CCL.

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

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

Cont...(P/2)

(2)

Brother-in-law 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.

Fix **26-07-2024** for appearance of CCL who is on A.I. bail and I.O's Report.

CD be returned through GRO of this Board at once.

D/C

Later:

Brother-in-law / Guardian of CCL namely Mithun Mandal 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

Later:

Now the record is taken up for passing necessary order regarding capability test of the CCL.

Perused the case record.

Heard. Prayer is considered and Allowed.

I.O. to make arrangement for the same.

He is further directed to conduct capability test of the CCL from M.J.N. Govt. Medical College & Hospital, Cooch Behar as per his convenience keeping in mind the safety & security of the CCL.

The M.S.V.P. of M.J.N. Govt. Medical College & Hospital, Cooch Behar hall assist the I.O., if need be and strictly maintaining the COVID-19 protocol.

Copy of this order be served upon the I.O. through Inspector-in-Charge, Sadar Women P,S for compliance.

Todate

D/C

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