

Sahebganj PS-204/2024 (Reg. No. GR-93/2024)

CNR No: WBCB09-000131-2024

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: 04

Date: 21-12-2024

Today is fixed for appearance of CCL, SIR, SBR and I.O's Report.

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

CCL on bail is present by filing hazira through his Ld. Advocate.

Ld. Advocate for the CCL has filed one petition for confirmation of A.I bail.

Heard and considered. No adverse report is found.

A/I bail of the CCL stands confirmed.

Received SBR in c/w this case.

Perused the same. Let it be kept with the record.

On perusal of the record it appears that no Preliminary Assessment Report of the CCL namely Rubel Hossain is received from M.J.N Medical College and Hospital till today.

Sec 15 of the said Act mandates Preliminary Assessment with regard to the mental and physical capacity of a child who is above 16 years but below 18 years and is to committee heinous offense and ability to understand the consequences of the offense and circumstances in which he committed the offense.

Therefore, considering all aspects, the CCL be produced further before the Expert Panel constituted vide Government of West Bengal, Dept of Health and Family Welfare bearing Memo no: HFW-27020/1/2019 SFWB SEC(DHS) (HFW)-Dept of H&FW/714 dated 06-06-2019 to assess the capacity of the child to commit and understand the consequences of the alleged offence.

This assessment parameters shall include the mental and physical capability of the child to commit such alleged offence, ability of the child to understand the consequences of the offence and the circumstances in which he allegedly committed the offence.

The Superintendent of M.J.N Medical College and Hospital is requested to arrange expert panel (consist of Superintendent of District Hospital as Chairperson, Medical Officer as Member, Psychiatrist as Member, Clinical Psychologist as Member) for the purpose of Preliminary Assessment of the CCL by **09-01-2025**.

This assessment parameters shall includes the mental & physical capability of the Child to committee the alleged offence u/s- 306/34 of IPC.

Accordingly, The C.W.P.O of Sahebganj P.S is directed to produce CCL namely Rubel Hossain (17+ years) before the Expert Panel of M.J.N Medical College and Hospital for Preliminary Assessment with maintaining the Covid-19 protocol by 09-01-2025 and to submit the report by the next date fixed along with Counselling Report.

Let a copy of this order be sent to the C.W.P.O of Sahebganj P.S through O/C of Sahebganj PS, Cooch Behar for his information.

D.A to comply.

Fix 15-01-2025 for Appearance of the CCL and P.A Report.

D/C

Sd/-

(Smt. Peden Dukpa)
Ld.Principal Magistrate
Juvenile Justice Board
Cooch Behar

Sd/-

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

Sd/-

(Sri. Kamallesh Ch. Biswas)
Member
Juvenile Justice Board
Cooch Behar

Sd/-

(Smt. Peden Dukpa)
Ld.Principal Magistrate
Juvenile Justice Board
Cooch Behar