

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

Order No: 05

Date: 02.09.2023

Date is fixed for production of the CCL, Counselling report from the CCI, Situation Report from DCPO, Cooch Behar, CD from DCPO, Cooch Behar.

CCL is produce before this Board from Observation Home with proper escort. Received Counselling Report from Korok Home, Jalpaiguri.

Received one time prayer from DCPO, Cooch Behar for non filling of situation report. Perused the same. Let it be kept with the record.

CD is received from the I.O.

Ld. P.P. is present. Member of this Board is also present.

Paternal Uncle of CCL namely Helal Miah is present before this Board today.

Ld. Advocate files a bail petition along with fresh vokalathnama by his guardian on behalf of the CCL and prays for bail on any terms and condition.

CCL also complained that he does not like staying at Observation Home at Jalpaiguri and wanted to return back to the house as soon as possible.

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

Ld. PP opposed the bail prayer.

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

Perused the CD.

Perused the Situation Report submitted by the DCPO, Cooch Behar on earlier occassion on 21.08.2023 and 28.08.2023.

We find that the situation was normal and there was no risk involve if the CCL be return back to his home.

Paternal Uncle / guardian namely Helal Miah, S/o-Lt. Chhattar Miah 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 Paternal Uncle stated that he resides at Singimari, Madankura, Cooch Behar which is far from the house of the CCL, house of the victime as well as the P.O.

We have scrutinized the record and considered all submissions.

Considering all aspects as well as 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 Paternal Uncle who resides far away from the P.O.

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

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

Paternal Uncle namely Helal Miah 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 29-09-2023 for appearance of CCL who is on A.I. bail and hearing on the ground of P.A. report subject to submission of I.O.'s Report/final report.

Call for further SIR from DCPO, Cooch Behar.

CD be returned.

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

Later:

Paternal uncle / Guardian of CCL namely Helal Miah 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.Peden Dukpa)
Principal Magistrate
Juvenile Justice Board
Cooch Behar