

Present: Smt. Unnita Pant, Ld. J.M, 1st Court, Sadar Court, Cooch Behar and I/C of Ld. Principal Magistrate, JJB, CBR

Order No-06

Dt: 25.02.2026

Today the case is fixed for appearance of CCL who is on A.I. bail and P.A Report.

Ld. PP is present. No members are present due to dissolution of earlier Board on 19.10.2025.

Ld. Regular P.O of this Board has deployed in SIR duty. I'm in charge of this Board today.

CCL on A.I bail is absent by filing a time petition through his Ld. Advocate on the ground stated therein.

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

Heard and considered. A.I bail of CCL is extended till next date fixed.

No P.A Report is received till today.

On perusal of the record it appears that the CCL is aged about 16+ years on the date of alleged incident. It further appears that the offence alleged against the CCL is under section 137(2)/140(3)/3(5) of BNS Adding Section 04 of POCSO Act which is heinous in nature as per Juvenile Justice (Care & Protection of Children) Act 2015.

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 committe heinous offense and ability to understand the consequences of the offense and circumstances in which he committed the offense.

Accordingly, considering all aspects, the CCL be produced 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 M.S.V.P of M.J.N Medical College and Hospital, Cooch Behar 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 **07-03-2026.**

This assessment parameters shall includes the mental & physical capability of the Child to committe the alleged offence u/s- 2137(2)/140(3)/3(5) of BNS Adding Section 04 of POCSO Act.

Accordingly, The C.W.P.O of Pundibari PS is directed to produce CCL namely Prabir Shil (16+ years) before the Expert Panel of M.J.N Medical College and Hospital, Cooch Behar for Preliminary Assessment and submit the report by next date fixed positively.

Let a copy of this order be sent to C.W.P.O of Mekhliganj PS through O/C of Mekhliganj PS for his information and taking necessary action.

Let another copy of this order be sent to M.S.V.P of M.J.N Medical College and Hospital, Cooch Behar for his information and taking necessary action in this regard.

D.A to comply.

Fix **20-03-2026** for appearance of CCL who is on A.I. bail and P.A Report.

D/C

Sd/-
Ld. Principal Magistrate(I/C)
Juvenile Justice Board
Cooch Behar

Sd/-
Ld. Principal Magistrate(I/C)
Juvenile Justice Board
Cooch Behar