

Spl. POCSO Case No. 24 of 2017

Order No. 73

Date : 05.01.2022 :-

Today is fixed for production and hearing of the bail petition dated 04.01.2022 filed on behalf of accused Rajkumar Singh.

Accused persons namely, Ratna Bibi @ Kohinoor Bibi Mollah, Bristi Bibi @ Nashima, Russel Sk., Sagar Mollah and Rajkumar Singh are produced from J/C through video conference.

Ld. Spl. P.P. is present.

Ld. Defence Counsels are also present.

C.D. is produced.

The bail petition is taken up for hearing.

Ld. Defence Counsel for accused/petitioner Rajkumar Singh submits before this court that this accused person was arrested on 17.01.2018 and since then he is in custody. He also submits that this petitioner has no direct involvement in the said offence. Ld. Defence counsel also submits that the petitioner moved before the Hon'ble High Court, Calcutta on 13.09.2018 praying for bail and the same was rejected, but now the circumstances have been changed. He also submits that the evidence of the v.g. has already been completed and as such there is no chance of tampering the evidence and he is a permanent resident of Kolkata and considering the present pandemic situation he prays for his enlargement on bail under any terms and condition.

Ld. Spl. P.P. raises vehement objection categorically stating that the petitioner moved before the Hon'ble High Court, Calcutta on 13.09.2018 praying for bail and the same was rejected and the bail prayer of this accused was also rejected by this court number of times. He further submits that there is chance of his absconsion if the accused person is enlarged on bail.

Heard both sides.

Perused the case record and the materials available thereon and on perusal of the same I find that the petitioner moved before the Hon'ble High Court, Calcutta praying for bail and the same was rejected and the bail prayer of this accused was also rejected by this court number of times. I also find that the trial of this case has already been started and evidence of the victim girl has already been completed. Furthermore,

I find there are sufficient materials against the accused person and considering the same, I am not inclined to allow the prayer for bail.

Hence, the prayer for bail on behalf of accused Rajkumar Singh stands **rejected**.

Fix **06.09.2021** for production of the accused persons and further evidence.

D/C by me :

Addl. Dist. & Sessions Judge,
Bench – II
JO Code No. - WB01248