

West Bengal Form No.3891.
H.C. criminal Form No.(M)21

ORDER SHEET FOR SESSIONS RECORD

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE, 2ND COURT,
BALURGHAT, DAKSHIN DINAJPUR**

**Special case No.34 of 2020
Special Trial No.61(07) of 2022**

CIS Registration No.34/2020

CNR NO : WBDD01-000838-2020 J.O Code No.WB 00602.

Committing Officer,

CHARGES

**Under Sections 341/323/354/379/506 of Indian Penal Code &
Sec.8/12 of POCSO Act.**

The charge is read over and explained to the accused who pleaded not guilty and claimed to be tried.

Shankar @ Pritam @ Ashik Laha

The following Juror/Assessors were chosen-

Foreman

Juror/Assessors

For the State----- Ritobrota Chakraborty

For the Accused----- Bibekananda Guha

Special case No.34 of 2020
Special Trial No.61(07) of 2022

01

20.07.2022

The accused person namely, Shankar @ Pritam @ Ashik Laha on C.B is present today.

Today is fixed for appearance and consideration of charge.

Copy is ready and the same be served to all accused persons on proper receipt.

Ld. P.P. and Ld. Defence Counsel – both are present.

Draft charge filed by Ld. P. P. Perused the same.

Record is taken up for consideration of charge.

Heard Ld. P.P. Heard Ld. Defence counsel. Perused the materials on record and C.D.

Prima facie, it appears that the accused Shankar @ Pritam @ Ashik Laha committed the offence punishable under sections 341/323/354/379/506 of I.P.C & under section 8/12 of POCSO Act.

Accordingly charge is framed.

The contents of charge, as stated, was read over and explained to the accused person to which the accused person pleaded not guilty.

Heard. Considered and the prayer is allowed.

Formal charge is written in a separate sheet and attached herewith.

Fixed **01.12.2022** for examination of C/S witnesses No.1 & victim.

02.12.2022 for examination of C/S witnesses No.2 & 3.

03.12.2022 for examination of C/S witnesses No.5 & 6.

Issue summons accordingly.

Prosecution shall produce the witnesses and the alamat, if any, so that schedule does not fail.

Dictated & corrected by me

Judge

**Spl. Judge (under POCSO Act)-cum-ADJ,
2nd Court, Balurghat, Dakshin Dinajpur.**

CHARGE WITH SEVEN HEADS

[No. XXVIII(II), Schedule V, ACT V, 1898.]

{Sections 221, 222, 223, Code of Criminal Procedure}

Special case No.34 of 2020

Special Trial No.61(07) of 2022

(CIS Registration No.34/2020)

CNR NO : WBDD01-00838-2020 J.O Code No.WB 00602.

Name and office of
Magistrate, &c.

I, Smt. Sujata Kharga, Special Judge (under POCSO Act)-cum-ADJ, 2nd
Court, Balurghat, Dakshin Dinajpur hereby charge you, as follows :-

Name of accused
persons

Shankar @ Pritam @ Ashik Laha

State the
offence

Firstly :- That you on 21.07.202 at about 18.00 hours in front of Malancha Himghar, under PS Balurghat, Dist. Dakshin Dinajpur, wrongfully restrained the VG aged 14 years and you have thereby committed an offence punishable **under Section 341 of the Indian Penal Code**, and within the **cognizance of this court**.

Secondly :- That you on 21.07.202 at about 18.00 hours in front of Malancha Himghar, under PS Balurghat, Dist. Dakshin Dinajpur, voluntarily caused to the VG aged 14 years and you have thereby committed an offence punishable **under Section 323 of the Indian Penal Code**, and within the **cognizance of this court**.

Thirdly :- That you on 21.07.202 at about 18.00 hours in front of Malancha Himghar, under PS Balurghat, Dist. Dakshin Dinajpur, committed criminal force upon the VG aged 14 years with intent to outrage her modesty and in such commission of the said offence on the VG and you thereby committed an offence punishable **under Section 354 of the Indian Penal Code**, and within the **cognizance of this court**.

My cognizance
or the
cognizance of the
Court of Session

Fourthly :- That you on 21.07.202 at about 18.00 hours in front of Malancha Himghar, under PS Balurghat, Dist. Dakshin Dinajpur committed theft a mobile phone and money bag of the VG and you thereby committed an offence punishable **under Section 379 of the Indian Penal Code**, and within the **cognizance of this court**.

Fifthly :- That you on 21.07.202 at about 18.00 hours in front of Malancha Himghar, under PS Balurghat, Dist. Dakshin Dinajpur by sending anonymous communication by treating the victim girl aged 14 years with injury on her person and you thereby committed an offence punishable **under Section 506 of the Indian Penal Code**, and within the **cognizance of this court**.

Sixthly :- That you on 21.07.202 at about 18.00 hours in front of Malancha Himghar, under PS Balurghat, Dist. Dakshin Dinajpur, committed sexual assault on the victim girl aged 14 years and you thereby committed an offence punishable **under Section 8 of POCSO Act**, and within the **cognizance of this court**.

Seventhly :- That you on 21.07.202 at about 18.00 hours in front of Malancha Himghar, under PS Balurghat, Dist. Dakshin Dinajpur, committed sexual harassment on the victim girl aged 14 years and you thereby committed an offence punishable **under Section 12 of POCSO Act**, and within the **cognizance of this court**.

In cases tried by
Magistrate omit
"by the said
Court."

And I, hereby direct that you be tried by the said Court on the said charge.

The above mentioned charge is read over and explained to the accused person to which he pleaded not guilty by saying "Ami Nirdos" and claimed to be tried.

Dated : the 20th day of July, 2022.

**Spl. Judge (under POCSO Act)-cum-ADJ,
2nd Court, Balurghat, Dakshin Dinajpur.**