

In the Court of the Additional District & Sessions Judge, 2nd Court,
Balurghat, Dakshin Dinajpur.
Special (POCSO) Case No.70 of 2023 (CIS No.97/2023)
CNR NO : WBDD01-002905-2023
Present :- Sharanya Sen Prasad (J.O Code No.WB 00690).

03
18.11.2023

Accused Ukil Tudu is produced before the court on the strength of Production Warrant.

Production Warrant be kept with the record.

Ld. P.P and Ld. Advocate on behalf of the accused are present.

I.O of the case prayed for five (05) days Police Custody of the accused Ukil Tudu on the ground stated in the petition. The prayer of PC is duly recommended by Superior Officer of the I.O. i.e., the I/C Kumarganj P.S and Deputy S.P. (D&T), Dakshin Dinajpur.

The prayer of the IO for police custody of accused Ukil Tudu is taken up for hearing in presence of I.O, prosecution, accused.

Heard. Perused. Considered.

It appears that this is a case U/s-448 of IPC and Section 8/4/18 of POCSO Act and IO prayed for PC for reconstruction of the crime.

Considering the nature of offence and the CD materials, it appears that the prayer of IO for PC of the accused for five days is not justifiable and maintainable.

Hence, prayer of IO for five days PC is hereby rejected.

IO by filing another petition prayed to receive the copy of statement of victim U/s-164 of Cr.P.C.

Prayer is hereby allowed.

BC-II is directed to comply and to supply the copy of statement of VG U/s-164 of Cr.P.C.

One bail application is filed by Ld. Advocate for accused Ukil Tudu.

Said petition is taken up for hearing.

Issue notice upon the defacto complainant.

DA to comply.

Call for CD.

To 30.11.2023 for production, hearing of bail petition dated 18.11.2023 and final report of IO.

Dictated & corrected by me

Judge

Spl. Judge (under POCSO Act)-cum-ADJ,
2nd Court, Balurghat, Dakshin Dinajpur.
(J.O Code No.WB 00690).

In the Court of the Additional District & Sessions Judge, 2nd Court,
Balurghat, Dakshin Dinajpur.
Special (POCSO) Case No.57 of 2023 (CIS No.77/2023)
CNR NO : WBDD01-002322-2023
Present :- Santosh Kumar Pathak (J.O Code No.WB 00830).

07
18.10.2023

Accused Rakhal Barman is produced before this court from J.C on the strength of Production Warrant along with intermediate custody.

Ld. P.P and Ld. Advocate on behalf of the accused are present.

From the materials on record it reveals that on the last date a petition has been filed by the I.O with a prayer for 06 days police remand of the accused Rakhal Barman.

At this stage the prayer for police remand of the I.O is taken up for hearing. Heard both sides. Perused the instant application, materials on record and C.D.

Ld. P.P has submitted that to apprehend the co-accused persons of this case and to unearth the truth behind such crime as well as for the purposes relating to the investigation, the police custody of the said accused person is required.

Heard the accused. Heard the I.O. Heard Ld. Advocate on behalf of the accused.

It appears that the prayer of I.O for police remand of the accused person is forwarded and recommended by the Deputy Supdt. of police, Balurghat, Dakshin Dinajpur.

Accused person does not bring any complaint against the police regarding torture.

It appears from the materials on record and C.D that there is sufficient materials against the present accused. Accordingly, I am inclined to allow the prayer of the I.O regarding police remand of the present accused person for one (01) days

Accused person namely, Rakhal Barman be remanded to the custody of the I.O till 19.10.2023.

The I.O is directed to produce the accused before this Court on 19.10.2023 at 10.30 a.m.

I.O is also directed not to inflict any sort of torture upon the accused person during police custody and he is further directed to follow the guidelines of the Hon'ble Supreme Court regarding police remand of the accused person.

To date i.e. 19.10.2023 for production of the accused person from P.C sharp at 10.30 a.m and for production of C.D.

Production Warrant & intermediate custody be kept with the record.

Let a copy of this order be handed over to the I.O for his information and necessary action.

Let another copy of the order be sent to the Superintendent, Central Correctional Home, Balurghat, Dakshin Dinajpur for information & necessary action.

Dictated & corrected by me

Sd/-
Judge

Sd/-
Spl. Judge (under POCSO Act)-cum-ADJ,
2nd Court, Balurghat, Dakshin Dinajpur.
(J.O Code No.WB 00830).
In-charge

=0=0=0=0=0=0=0=

Memo No.: _____(02)/ADJ-II

Dated : 18.10.2023

Copy forwarded for information and taking necessary action to :-

1. The I.O. Nikhil Ch. Mondal of Hili PS.
2. The Superintendent, Central Correctional Home, Balurghat, Dakshin Dinajpur

Spl. Judge (under POCSO Act)-cum-ADJ,
2nd Court, Balurghat, Dakshin Dinajpur.
(J.O Code No.WB 00830).
In-charge