

ORDER SHEET FOR SESSIONS RECORD

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

Special (POCSO) Case No.70 of 2023

Special Trial No.21(04) of 2024

CIS Registration No.97/2023

CNR NO : WBDD01-002905-2023

Committing Officer,

CHARGES

**Under Sections 458/376(3)/511 of Indian Penal Code & Section
10/12 & 4/18 of POCSO Act**

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

Ukil Tudu

The following Juror/Assessors were chosen-

Foreman

Juror/Assessors

For the State-----Ritobrota Chakraborty/Anjan Kumar Chakraborty

For the Accused---Pritam Sarkar

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01

04.04.2024

Accused persons namely, Ukil Tudu on C.B is present before this court.

Today is fixed for appearance and consideration of charge

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

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

Record is taken up for charge hearing.

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

Prima facie, it appears that there are sufficient materials to frame charge against the accused Ukil Tudu for offence punishable under sections 458/376(3)/511 of I.P.C and section 1012 & 4/18 of POCSO Act.

Accordingly charge is framed against the accused Ukil Tudu for offence punishable under sections 458/376(3)/511 of I.P.C and section 1012 & 4/18 of POCSO Act.

The substances of accusation is read over and explained to the accused persons to which the accused person pleaded not guilty of offence by saying "nirdosh" and claimed to be tried.

Charge is framed in a separate sheet and kept in the record.

Considered. Prayer is allowed.

To **06.08.2024** for examination of C/S witnesses No.1 & 3.

To **07.08.2024** for examination of C/S witnesses No.2 & 4.

To **08.08.2024** for examination of C/S witnesses No.5 & 6.

To **09.08.2024** for examination of C/S witnesses No.7 & 9.

To **12.08.2024** for examination of C/S witnesses No.11.

Issue summons accordingly.

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

Accused as before.

Dictated & corrected by me

Judge

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

CHARGES WITH FIVE HEADS
[No. XXVIII(II), Schedule V, ACT V, 1898.]
{Sections 221, 222, 223, Code of Criminal Procedure}
Special (POCSO) Case No.70 of 2023
Special Trial No.21(04) of 2024
CNR NO : WBDD01-002905-2023

Name and office of Magistrate, &c. I, Smt. Sharanya Sen Prasad, Additional Sessions Judge, 2nd Court, Balurghat, Dakshin Dinajpur hereby charge you, as follows :-

Name of accused persons **Ukil Tudu**

State the offence **Firstly :-** That you on 09.11.2023 at about 00:35 hours in the house of victim girl at village Tajpur, under PS Kumarganj, District Dakshin Dinajpur committed lurking house trespass at night by entering into the house in possession of victim girl used as a human dwelling with intend to commit rape the victim girl 'X' aged about 14 years took or enticed out of keeping of the lawful guardian without their consent and that you there by committed an offence punishable **under Section 458 of the Indian Penal Code**, and within the **cognizance of this court**.

Secondly :- That you on 09.11.2023 at about 00:35 hours in the house of victim girl at village Tajpur, under PS Kumarganj, District Dakshin Dinajpur tried to commit rape upon the victim girl 'X' aged about 13 years and that you there by committed an offence punishable **under Section 376(3)/511 of the Indian Penal Code**, and within the **cognizance of this court**.

Thirdly :- That you on 09.11.2023 at about 00:35 hours in the house of victim girl at village Tajpur, under PS Kumarganj, District Dakshin Dinajpur committed aggravated sexual assault upon the victim girl 'X' aged about 13 years and that you there by committed an offence punishable **under Section 10 of the POCSO Act**, and within the **cognizance of this court**.

Fourthly :- That you on 09.11.2023 at about 00:35 hours in the house of victim girl at village Tajpur, under PS Kumarganj, District Dakshin Dinajpur committed sexual harassment on the victim girl 'X' aged about 13 years and that you there by committed an offence punishable **under Section 12 of the POCSO Act**, and within the **cognizance of this court**.

Fifthly :- That you on 09.11.2023 at about 00:35 hours in the house of victim girl at village Tajpur, under PS Kumarganj, District Dakshin Dinajpur attempt to commit penetrative sexual assault upon the victim girl 'X' aged about 13 years and that you there by committed an offence punishable **under Section 4/18 of the 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 of offence and claimed to be tried.

Dated : the 4th day of April, 2024.

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