

**In the Court of Learned Judge, Under POCSO Act
Gangarampur at Buniadpur, Dakshin Dinajpur.**

Spl. Case No. 01 of 2024

CNR No. WBDD05-000004-2024

JO CODE No. WB-842

**Present- Smt. Melissa Gurung
Judge under POCSO Act
Gangarampur at Buniadpur,
Dakshin Dinajpur.**

**Reference:- Gangarampur P.S Case No. 597 of 2023 dated 26-12-2023, U/S
341/376AB/506 of the IPC Read With Section 06(1) of the POCSO Act.**

Order No. 08 dated 09-02-2024

Accused **Bablu Mia** is produced from the J.C.

Compliance Report regarding service of bail application upon the victim through defacto complainant is received. Let the same be kept in the record.

Defacto complainant and the guardians of the victims are present.

Ld. Special P.P. in-Charge is present.

The application is taken up for hearing.

Heard all sides. Considered.

Apparently, from the previous orders and the statements of the victims u/s 164 of the CrpC it appears that there is no direct allegation of sexual assault against the accused. Statements of victims given at different places are also contradictory with regards to the acts of the accused.

The defact-complainant and the guardians of the victims in open Court submit that there was misunderstanding at the time of the incident due to mob psychology that had arisen at the time of the incident and when the accused had been accosted by the villagers. They state that they have no objection if bail is granted and to this effect they also filed a declaration in the form of an affidavit.

In such circumstances, I see no reason to keep the accused in further custody since he has already been in custody for 45 days and C.S in this case is not yet submitted.

Hence, the accused may find bail of Rs.10,000/- with two sureties of Rs. 5000/- each of which one must be registered lawyer I/D to J/C. The accused is to be present on every date fixed I/D bail will be canceled. The accused is also to visit the I.O of the case once in a fortnight till further order.

If on bail (**12-07-2024**) for appearance and Report in Final Form.

Dictated & Corrected by

**Judge, under POCSO Act
Gangarampur at Buniadpur
Dist.- Dakshin Dinajpur.**

**(Melissa Gurung)
(WB-00842)
Judge, under POCSO Act
Gangarampur at Buniadpur
Dist.- Dakshin Dinajpur.**