

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

Spl. Case No. 11/2023

CNR No. WBDD05-000375-2023

**Reference:- Gangarampur P.S Case No. 207 of 2023 dated 14-05-2023 u/s Section 06 (1) of the
POCSO Act**

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

State of West Bengal

VS

Jaidul @ Jahidul Mia and Khursid Mia @ Khurshid

Order no. 01 dated 21-08-2023

Both the accused **Jaidul @ Jahidul Mia and Khursid Mia @ Khurshid** are produced from the J.C.

Today is fixed for production and consideration of charge.

The record is taken up for consideration of charge.

The Ld. P.P.-in-Charge for the State is also present.

Heard. Considered. Perused the record and the documents contained therein.

There appears substantial grounds on the basis of the materials on record to frame charge against the accused persons namely **Jaidul @ Jahidul Mia and Khursid Mia @ Khurshid** punishable under section 06 of the POCSO Act.

The charges so framed in a separate proforma is kept with the record.

The contents of the said charges are read over and explained to the accused person to which they plead not guilty by saying '*Ami Nirdoshi*' and claimed to be tried.

After the charge is framed, the Ld. Defence Counsel is directed to consult with the accused to understand if there are documents in the record(supplied to them in compliance of provisions of section 207 Cr.P.C.) on which the prosecution will rely upon in the evidence which will be admitted to by the accused/ defence.

After consultation the Ld. Advocate submits that he will not be admitting to any of the documents on which the prosecution seeks to rely on (as supplied to him in compliance of provisions of section 207 Cr.P.C). A declaration to that effect is also filed which is duly signed by the accused and the Ld. Defence Counsel.

On discussion with both the prosecution and the defence it is agreed that only CSW-1 be called on the first date as there is no guarantee that the evidence of CSW-1 will be completed in a single day. It is submitted that after the evidence of CSW-1 is completed a schedule of dates may be fixed.

Considering the reasonableness of the submission of the Ld. Counsel only a single date for evidence of CSW-1 is fixed.

One application praying for bail of accused **Jaidul @ Jahidul Mia and Khursid Mia @ Khurshid** is filed. Copy served.

Let the bail application filed on behalf of accused be heard on (05-09-2023) subject to service of copy to the Victim Girl through Defacto Complainant.

Contd.....

Spl. Case No. 11/2023

Contd. **Order no. 01 dated 21-08-2023**

The Court Inspector to transmit the copy of the bail application to the I.C Gangarampur P.S for causing its service upon the victim girl through defacto complainant as may be in this case.

Fixing **25-09-2023** for production and evidence of CSW-1.

Prosecution to issue summons upon CSW-1.

Dictated & Corrected by

sd/-
**Judge, under POCSO Act
Gangarampur at Buniapur
Dist.- Dakshin Dinajpur.**

sd/-

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

Memo No:-

dated:-21-08-2023

1. Copy of this order along with copy of bail application be forwarded for information and taking necessary action to the Court Inspector, Gangarampur at Buniadpur.

sd/-

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