

Present :- Akhilesh Kumar Pandey, Judge Special Court (Under POCSO Act), Darjeeling I/C.

Spl No. 01/2026 (CIS 01 of 2026)

CNR No. WBDJ01-000007-2026

State Vs Bhusan Chettri and Suresh Praiyar

(Pulbazar PS case No. 05/2026 dated 19.01.2026 u/s 8/12 POCSO Act)

Order No. 09 Dated 12.03.2026

Both the accused persons are produced from J/C.

Today is the date fixed for hearing of the bail application filed on behalf of accused persons.

Ld. Advocate for the accused persons as well as Ld. Special P.P for the prosecution are present.

Petition filed on behalf of accused persons is taken up for hearing.

I have heard the Ld. Advocate for the accused persons as well as the Ld. Special P.P for the prosecution and have gone through the case record and the case diary produced.

CD has been collected by the I.O in respect of the obscene video of the incident taken on the mobile of the accused and circulated in the locality.

On the previous date the prosecution was directed to arrange for playing the CD in Court and as per the previous order the said CD collected by the I.O of the video captured of the incident by the accused on his mobile phone is played in Court room in presence of the Ld. Special P.P for the prosecution and from the said video playing on Laptop arranged by the I.O clearly shows how the obscene act was recorded in the mobile of the scene of incident of the victim which clearly correlates with the allegation made against the accused persons by the complainant.

In such a situation and considering the circumstances I do not think that the accused persons deserve to be released on bail at this stage.

Prayer for bail of the accused persons is accordingly rejected.

CD be accordingly placed with the record.

Seen the further prayer of the I.O.

Investigating Officer is allowed to meet the accused in Central Correctional Home at Darjeeling to recover the correct password of the phone to unlock it.

Superintendent, District Correctional Home, Darjeeling be informed accordingly.

To **27.03.2026** for production of accused persons and I.O's report in final form.

Dictated & corrected by me

Sd/-

Judge, Special Court

Under POCSO Act, Darjeeling (I/C)

WB00784

Sd/-

Judge, Special Court

Under POCSO Act, Darjeeling (I/C)

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