

**Special (C) 16 of 2025 (Reg. No. 17/2025)**  
**CNR: WBDJ010004112025**  
**State Vs Wang Tshering Sherpa**  
**(Darjeeling Sadar P.S Case No. 63/2025 dated 21.06.2025 u/s 4 of POCSO Act)**

**Order No. 09 Dated: 06.04.2026**

Record is put up today on the prayer of accused Wang Tshering Sherpa who by filing a separate petition prays for bail on the ground stated therein.

Vokalatnama filed for the accused be kept with the record.

Copy for the bail petition has been served upon the Ld. Special P.P.

The aforesaid accused is taken into custody and remanded to J/C till 13.04.2026.

Ld. Special P.P is present.

One affidavit purportedly sworn in by the victim girl along with vokalatnama have been filed. Let these be kept with the record.

Ld. Advocate appearing for accused is present.

The victim girl (name not disclosed to maintain privacy of the victim girl) is identified to this Court by her Ld. Advocate Mr. Subhankar Burmay.

The bail petition is taken up for hearing.

Perused the bail petition, materials on record including the said affidavit and heard Ld. Advocate of accused, Ld. Special P.P and Ld. Advocate of Defacto complainant.

Ld. Advocate appearing for the accused and the defacto complainant submit that the victim girl has married the present accused and they have a child who is presently aged about 10 months.

Ld. Advocates further submit that if the bail prayer of the accused be rejected, at this stage, the matrimonial relation between the defacto complainant and the accused would surely breakdown causing necessary hardship to the 10 months old baby.

Ld. Advocates submit that taking a lenient view, the accused may kindly be enlarged on bail.

Ld. Special P.P does not oppose the bail prayer of the accused person in view of the submission made by the Ld. Advocate for the defacto complainant.

In response to a question of this Court, the victim girl submits that she resides with the accused person and the accused person is the sole bread earner of her family.

Having regard to the facts and circumstances stated above and stand of prosecution, I am inclined to enlarge accused Wang Tshering Sherpa on bail and accordingly he may find bail of Rs. 4,000/- with two registered sureties of Rs. 2,000/- each subject to satisfaction of Ld. CJM, Darjeeling.

**In the event of bail bond being furnished and accepted, fix 14.05.2026 for appearance of accused and supply of copy.**

If bond not furnished, 13.04.2026 for production of accused.

Let a copy of this order be at once sent to Ld. CJM, Darjeeling for information and necessary action.

Dictated and Corrected by me:

Sd/-  
Judge, Special Court  
Under POCSO Act, Darjeeling.  
JO Code: WB00815

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Judge, Special Court  
Under POCSO Act, 2012, Darjeeling.  
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