

Special POCSO Case No. 14/2024

Order No. 5

Dated 15.02.2025

Accused Sarup Tamang has been produced from J/C. Ld. Counsel of the said accused and the Ld. Special P.P. (POCSO), Mr. Rajiv Parajuli, advocate both are present.

The regular P.O. of this court had proceeded to her hometown in the afternoon of 13.12.2024 and thereafter, she has not yet joined. Today is fixed for evidence of CSW-2 i.e. the victim girl, however, she is not present in the court today and summons had also not been sent to her. Consequently, the case is adjourned today.

A prayer has been received from the I.O. of this case which has been duly forwarded by the O/C, Lava P.S., District Kalimpong praying for passing order for collecting biological sample/blood of new born baby girl (two months old), her mother i.e. the victim girl and the accused namely Sarup Tamang who is in judicial custody. Ld. Special P.P. (POCSO), Mr. Rajiv Parajuli, advocate has put his signature on the said prayer of the I.O. and has verbally prayed for allowing the collection of biological sample/blood of new born baby, the victim girl and the accused who is in Correctional Home, Kalimpong at the District hospital, Kalimpong.

Ld. Counsel of the accused Sarup Tamang is present who has not raised any objection.

Considering the facts and circumstances, the prayer of the prosecution is allowed and consequently the biological sample/blood of new born baby girl (two months old) along with her mother i.e. the victim girl and the accused Sarup Tamang is permitted to be collected at District Hospital, Kalimpong. The Superintendent, District Correctional Home, Kalimpong is directed to ensure the production of the said accused at District hospital, Kalimpong on the fixed date for collection of his blood sample there.

The petition filed today is thus disposed of.

To 02.04.2025 for evidence of CSW No.2 i.e. the victim girl.

Issue summons accordingly. Accused in J/C is to be produced on that date.

Let a copy of this order be sent to the Superintendent, District Correctional Home, Kalimpong, Superintendent, District Hospital, Kalimpong and the I.O. of this case for information and necessary action.

D&C by me

Sd/-

Judge, Special Court (POCSO)

Kalimpong in-charge

Sd/-

Judge, Special Court (POCSO)

Kalimpong in-charge