

POCSO(T) 05(01)2025

Present : Aparna Chaudhury
Judge, Special Court (POCSO), Haldia,
Purba Medinipur.
In-charge

Ref : Nayachar Coastal PS Case No. 01/24 dated 26.09.2024.

Order No. 12 dated 07.03.2026

Today is fixed for production of the accused and recording evidence.

Accused Paritosh Halder is produced from J/C through VC. He is taken into custody and remanded to J/C till next date.

Learned Advocate appearing for the accused and the ld. Spl. P.P., both are present.

Learned Special Public Prosecutor submits that no witness is present today for examination. He further prays that, since today is the last day of the present schedule, a fresh schedule for examination of witnesses may be prepared.

Regular P.O. is engage in SIR work vide Hon'ble Court's Notification No. 956-R(JS) dt. 21.02.2026 and also Judicial Department, Govt. of West Bengal Notification No. 616/1-J/JD/4P-01/09 dt. 21.02.2026.

One bail application supported by affidavit has been filed on behalf of the accused. Copy served.

The bail application filed on behalf of the accused is taken up for hearing in presence of both sides.

From the averment made on affidavit, it appears that no similar bail application has been filed before the Hon'ble High Court, Calcutta or before any superior Court on behalf of this accused/petitioner and/or pending and/or rejected by the Hon'ble Court or by any superior Court.

Ld. Advocate appearing on behalf of the accused submits that this accused is in custody since 27.09.2024. He also submits that since after framing of charge against this accused/petitioner, the evidence of the victim girl, her mother and grandfather have been adduced on behalf of the prosecution and the last witness examined in this case in the month of August, 2025 and as such, the accused is unnecessarily languishing behind the bar. He further submits that if this accused/petitioner is released on bail, there is no chance of tampering any evidence. Ld. Advocate prays for bail also on the ground of long detention.

Ld. Special P.P. produces the C.D. for the consideration of this Court and submits that the allegation against this accused is serious in nature and the age of the victim of only eight years. Ld. Special P.P submits that the witnesses corroborates the prosecution case and prays for rejection of the bail application.

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Heard both sides.

Perused the FIR, CD and other materials on record including the statement of the victim girl recorded under Section of 183 BNSS.

Charge under Section 65(2) of the Bharatiya Nyaya Sanhita and under Section 6 of the Protection of Children from Sexual Offences Act has already been framed against the accused. The victim girl appears to be about eight years of age. From the statement of the victim recorded under Section 183 of the Bharatiya Nagarik Suraksha Sanhita, it transpires that she has specifically attributed allegations against the present accused/petitioner. Prima facie, it further appears from the evidence of the witnesses examined so far that their testimonies substantially corroborate the prosecution case. Having regard to the tender age of the victim, the nature and gravity of the allegations, and the materials available on record, this Court does not find any ground to enlarge the accused/petitioner on bail, at this stage.

Accordingly, prayer for bail of the accused is **rejected**.

On the prayer of the prosecution the following schedule is framed for examination of prosecution witnesses.

Fix 22.04.2026 for recording evidence of CSW Nos. 4 & 5 and also fix 23.04.2026 for recording evidence of CSW Nos. 6 & 7.

To date (i.e. 22.04.2026) for production of the accused.

Issue Summons accordingly.

Dict. & corrected by me.

Judge, Special Court (POCSO),
Haldia, Purba Medinipur.

Judge,
Special Court (POCSO),
Haldia, Purba Medinipur.
In-charge