

Present: Smt. Ratna Roy (J.O. Code – WB00914)
Judge, Special Court-cum-Additional Sessions Judge, 1st Court,
Serampore, Hooghly
Special (P.O.C.S.O) No. 25/2026
(C.N.R. - WBHG05-000739-2026)

Order No. 08 Dated 09.07.2026

Today is fixed for production of the accused, I.O' report and hearing of bail application.

The accused Saikat Bhandari is produced from Correctional Home.

I.O's report not yet received.

The bail application of the accused namely, Saikat Bhandari, which is fixed for hearing today is taken up.

Ld. Defence Counsel and Ld. Special PP-in-Chare are present. Ld. De-facto complainant appeared by vakalatnama on receipt of notice and filed an affidavit and a petition that he has no objection to the bail prayer of the accused.

Heard the bail petition.

Ld. Defence Counsel submitted that the accused is in custody since 14.05.2026. The accused is only 18 years old. He is a student of I.T.I. His examination schedule is fixed from 17th July, 2026. Whatever incident happened between the accused and the victim girl was out of mistake. Presently an out of Court settlement has been arrived with the de-facto complainant. That considering the detention of the accused, he be granted bail under any condition.

Ld. Prosecution submitted that the materials in the C.D are not that the accused can be granted bail. Whatever the accused did with the victim girl was by force.

Ld. Advocate for the de-facto complainant submitted that a compromise have been entered between the family of the accused and the de-facto complainant, as such the de-facto complainant has no objection to the bail prayer of the accused.

Considered submissions of Ld. Advocates of both the sides. Perused the materials in the case record and C.D.

On perusal of the materials in the C.D I find that the victim girl had during her statement under section 180 of BNSS corroborated the F.I.R in the regard that the accused had taken some compromising photograph of the victim girl with him and thereafter blackmailing the victim girl with those photographs had forcibly raped her. It is also found that the victim girl tried to commit suicide because of the incident occurred by the accused. The case is still under investigation. POCSO Cases, specially case under section 4 of the POCSO Act is uncompromisable.

Considering the facts of the case and the fact that the case is still under investigation, I do not find it to be a fit case to grant bail to the accused at this stage. Hence, the bail prayer of the accused namely, Saikat Bhandari stands rejected.

To 23.07.2026 for production of the accused and I.O's report.

Dictated & corrected by me.

SD/-
(Ratna Roy)
Judge, Special Court-cum-
Additional Sessions Judge
1st Court, Serampore.

SD/-
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1st Court, Serampore.