

S. T. (P.O.C.S.O.) 30 (09) / 2022

Order No. 03 dated 13.12.2022

Accused Tapan Das @ Tulu is produced from correctional home. He is remanded to correctional home till 18.01.2023.

To date for production.

Ld. Special P.P.-in-charge is present and files hazirah. A return of summons has been received showing service of summons in respect of victim girl upon her father. Mother of victim girl appears and submits that victim girl is unable to attend the court today. Ld. Special P.P.-in-charge prays for time.

Heard. Considered.

Prayer is allowed.

A bail petition is filed on behalf of accused praying for his bail on the ground stated therein, which is taken up for hearing.

Heard. Perused the bail application, record and C.D. Considered.

Ld. Lawyer for the accused submits that the allegation as made out in F.I.R. is not believable. Accused has permanent residence and he shall not abscond if he is enlarged on bail. He prays for bail of the accused on any condition.

Ld. Special P.P.-in-charge vehemently opposes the prayer for bail relying on the materials on C.D.

It appears from record that charge sheet has been submitted against the accused under section 376AB of I.P.C. and under section 6 of P.O.C.S.O. Act. It is apparent from materials in C.D. that the accused is directly involved in the alleged offence. Considering the nature and gravity of offence, I am not inclined to enlarge the accused on bail. Hence, prayer for bail of the accused is rejected.

Return C.D.

Dictated & corrected by me.

Sd/- (Sri M. K. Rai)
Judge, Special Court

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Judge, Special Court
-cum- Additional Sessions Judge
1st Court, Serampore