

Special (P.O.C.S.O.) 55 / 2025
(C.N.R. - WBHG05-001694-2025)

Present: Smt. Ratna Roy
(J.O. Code : WB00914)

Order no. 03 dated 26.09.2025

Today is fixed for hearing of the bail application, filed on behalf of the accused Deep Mondal.

The bail petition filed on behalf of the accused dated 19.09.2025 which is fixed for hearing today is taken up for hearing.

Ld. Special P.P.-in-charge is present. Ld. Lawyer for the accused is also present.

The de-facto complainant is present.

Heard Ld. Lawyer for the accused who has submitted that the accused is in custody since 19.09.2025. The victim girl and the accused were in a love relationship. As the victim girl got pregnant through the accused, parents of both the sides got them married. The victim girl had gone to Medical College for delivery of her child, as she is a minor. A complaint was lodged by the doctor of the said hospital and on the basis of the said complaint a zero F.I.R was started. The accused and the victim girl and their parents, being ignorant of the fact that a minor girl cannot be given in marriage, got the victim girl married with the accused, as she had become pregnant. The victim girl has given birth to a female child. The victim girl is staying at her matrimonial house along with the child. Considering the fact that the case has been started upon a zero F.I.R and the future of the new born baby of the victim girl, the accused be granted bail under any condition.

Ld. Special P.P.-in-charge opposed the bail prayer stating that the case is in very initial stage of investigation. Ld. Special PP-in-Charge also submitted that presently awareness camps are held in every schools and villages regarding under age marriages. So, it cannot be that the victim girl and the accused and their parents were ignorant of the fact that a girl below 18 years cannot be given in marriage.

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

I find that the victim girl is aged only 14 years. It cannot be that the accused, his parents and the parents of the victim girl were unaware of the fact that a 14 year old girl cannot be given in marriage. The admitted fact remains that the victim girl got pregnant through the accused. The case is in initial stage of investigation. I thus, do not find it to be fit and proper to grant bail to the accused at this stage.

Hence, the bail prayer of the accused namely, Deep Mondal stands rejected.

To date (24.10.2025) for production of the accused and I.O's report.

D/C by me.

SD/-

(Ratna Roy)

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

SD/-

(Ratna Roy)

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