

Sessions Case (POCSO) No.44/2023

J.O Code- WB00732

Order no. 07 dt. 16.06.2023:-

Accused Sajan Khan is produced.

A bail petition is filed on behalf of the aforesaid accused.

Ld. Lawyer for the accused submitted that the accused/petitioner and the victim girl had love relationship for last few years and allegation of kidnapping the victim girl by the accused is false and the accused is languishing in custody for a considerable period of time.

Ld. Counsel for the accused/petitioner also submitted that no such application is either rejected or pending before any higher forum including Hon'ble High Court, Calcutta in connection with this case.

Hd. Ld. PP.

Perused the record and the materials lying therein.

It appears from the judicial statement of the victim girl that she had left her house at her own volition and she had declined to undergo medical examination. It also appears that the victim girl is in between the age group of 16-18 years and she had love relationship with the accused. That apart, investigation is concluded in form of charge-sheet.

Considering the aforesaid facts and having regard to the fact of love relationship between the victim girl and the accused as well as the fact of conclusion of investigation, I am of the opinion that further detention of the accused is not required.

Accordingly, the accused/petitioner namely Sajan Khan may find bail of Rs. 3,000/-, with two registered sureties of Rs.1,500/- each, subject to the satisfaction of the Ld. CJM, Jalpaiguri.

Let a copy of this order be send to the Ld. CJM, Jalpaiguri for information and taking necessary action.

Fix _____ for appearance of the accused and I/O's report.

D/C by me

Judge, Special Court,
(Under POCSO Act)
2ndCourt, Jalpaiguri

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