

Sessions POCSO case 119/2022

J.O Code- WB00732

Order No. 06 dt. 29.09.2022:

Accused Anil Roy is produced.

A bail petition is filed on behalf of the accused Anil Roy.

Ld. Lawyer for the accused/petitioner submitted that the accused/petitioner is falsely implicated in this case due to previous enmity. He also added in his submission that the accused/petitioner is languishing in custody for a considerable period of time.

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

Heard Ld. Spl. PP.

Perused the C.D.

It appears that there is an accusation in the FIR for attempting to commit penetrative sexual harassment upon the victim girl. The victim girl declined to undergo medical examination. Statement of victim girl does not inspire the confidence of the court in support of the accusation. That apart, the accused/petitioner is languishing in custody since 06.09.2022 and the investigation is almost at matured stage.

Considering the above facts and circumstances, I am of the opinion that further detention of the accused/petitioner would not yield any fruitful purpose.

Hence, the bail application of the accused/petitioner namely Anil Roy is allowed.

Accordingly, the accused/petitioner namely Anil Roy may find bail of Rs.4,000/-, with two sureties of Rs.2,000/- each, subject to the satisfaction of the Ld. CJM, Jalpaiguri and also with condition that he shall meet the I/O once in a fortnight from the date of the order and he shall not threaten the victim girl and other family members and not tamper with the evidence and shall extend full co-operation to the I/O in investigation as well as with condition that he shall attend the court on each and every date as fixed.

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

To 14.11.2022 (intervening Puja vacation) for production or appearance of the accused as the case may be and I/O's report.

C.D returned. Inform I/O.

D/C by me

sd/-

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

sd/-

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

