

Sessions (POCSO) Case no. 104/2023

J.O Code- WB00732

Order no. 11 dt. 05.4.2024:-

Accused Bidyut Roy is produced.

Today is fixed for hearing of bail petition of the aforesaid accused.

Victim girl and the de-facto complainant are also present before the court in pursuance of the notice issued upon them.

Ld. Counsel for the accused submitted that the accused/petitioner has been falsely implicated in this case and languishing in custody for a considerable period of time.

Hd. Ld. Spl. PP.

Also heard victim girl and the informant.

Perused the record.

It is alleged in the FIR that the victim girl came acquaintance with the accused on facebook and thereafter, the accused met with her and taken her to his house and did sexual intercourse with her. However, victim girl stated in her judicial statement that she had love affairs and had gone to the house of the accused, where she came to know that the accused is already married and she returned home. There is no aspersion of sexual activities done by the accused with her. The victim girl also declined to undergo medical examination.

Considering the aforesaid materials and having been regard to the fact of long detention of accused and also considering the fact of conclusion of investigation, I am inclined to allow the bail application.

Accordingly, the accused namely **Bidyut Roy** may find bail of Rs. 4,000/-, with two registered sureties of Rs.2000/- each, subject to the satisfaction of the Ld. CJM, Jalpaiguri and also subject to condition that the accused shall not enter within the jurisdiction of Maynaguri PS where the victim girl reside and not to threat upon the victim girl or any other witnesses directly or indirectly and shall appear before the court on each and every date. In case of violation of the aforesaid condition the bail order shall liable to be canceled.

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

Fix 15.06.2024 for appearance of all the accused/persons and supply of copy.

D/C by me

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

Judge, Special Court,
(Under POCSO Act)
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