

Order No.05 dated 04.12.2023

The accused Santosh Roy is produced.

A bail petition is filed on behalf of the accused.

Ld. Lawyer for the accused submitted that the accused is innocent and has been falsely implicated in this case out of some property dispute.

Ld. Special P.P. raised objection against the bail application.

Perused the case record including the F.I.R.

I found that there is an allegation in the F.I.R. that the accused had taken the victim girl aged about 14 years on the pretext of meeting his to be wife and on the way, at a secluded place, he threw her on the ground with a view to commit rape upon her and touched her inappropriately on various parts of her body.

The investigation is at the initial stage.

The C.D. is not available today.

However, considering the nature of offence and having regard the stage of investigation, I am not inclined to allow the bail application at this stage.

Hence, the bail application is rejected.

To 18.12.2023 for production and I/O's report.

Call for C.D.

Dict. & Corrected by me

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

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