

Special Case No.87/2022

Present :Smt. Papiya Das (J.O.No. WB00736)
Judge, Special Court,
Alipurduar.

Order no.10
dt.13.03.23.

Record is put today by a petition filed on behalf of the accused Nikil Ram @ Nikhil Das @ Abhijit Ram.

Accused Nikil Ram @ Nikhil Das @ Abhijit Ram is in J/C.

Another petition together with the certified copies of the orders passed by the Hon'ble High Court, Circuit Bench at Jalpaiguri in C.R.M.(DB) No.58 of 2023 dated 07.02.2023 and modified order dated 01.03.2023, u/s 439 of the Code of Criminal Procedure is filed by the Ld. Advocate on behalf of the accused and prays for regular bail.

Perused the orders passed by the Hon'ble Court.

Considered.

It appears from the said order that the Hon'ble High Court (Circuit Bench at Jalpaiguri) has been pleased to pass order by granting bail to the petitioner, namely, Nikil Ram @ Nikhil Das @ Abhijit Ram on condition that the petitioner shall furnish bond of Rs.10,000/- (Rupees Ten Thousand), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Special Judge (under POCSO Act), Alipurduar, subject to condition that the petitioner shall not make any inducement, threat or promise to any person acquainted with the facts and circumstances of the case so as to dissuade such person from disclosing such facts to the Court or to any police officer or tamper with evidence in any manner whatsoever. The petitioner shall not enter into the territorial jurisdiction of the police station where the victim boy is residing (subsequently modified the words 'where the victim boy is residing' be read as 'where the victim girl is residing') during the entire period of trial except for the purpose of attending the trial, if necessary. The petitioner shall attend the trial court when the trial commences on each and every date. The petitioner shall report at the local Police Station as and when required.

In view of the order of the Hon'ble Court, the accused Nikil Ram @ Nikhil Das @ Abhijit Ram may find bail bond of Rs.10,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of Ld. ACJM-II, Alipurduar, on condition that the petitioner shall not enter into the territorial jurisdiction of the police station where the victim girl is residing during the entire period of trial and shall attend the trial on each and every date and shall not make any inducement, threat or promise to any person acquainted with the facts and circumstances of the case so as to dissuade such person from disclosing such facts to any police officer or the court and/or tamper with evidence in any manner whatsoever, i.d. to J/C.

As this Court of Additional Sessions Judge has no register of sureties for furnishing bail bond, let the order sheet be sent to Ld. ACJM-II, Alipurduar for furnishing bail bond and taking necessary action.

To date (06.05.23) for appearance.

Dict.& corr. by me

Sd/-

Judge, Special Court,
Alipurduar.

Sd/-

Judge, Special Court,
Alipurduar.

