

Special Case No.136/2024

S.T. No.13/2025

Present : Shri P C Karmakar (WB00651)
Judge, Special Court,
Alipurduar.

Order No. 10

dt.01.02.2025.

Accused person, namely, **Bhakta@ Manoranjan Roy** is produced from JC through VC.

Today is fixed for production and consideration of charge.

Learned Advocate for the accused person is present.

Ld. Special P.P is also present.

Heard both sides.

Now, the case record is taken up for consideration of charge.

Perused the materials on record as well as on C.D.

Considered.

It reveals to me that there is every reason to believe that the accused person, namely, **Bhakta@ Manoranjan Roy** has committed offence punishable under Section **137(2)/65(2)/70(2)/103(1)/238/3(5) BNS** and u/S. **6** of **POCSO Act** which this Court is competent to try and punish adequately by this Court and within cognizance of this Special Court.

Hence, charge under Section **137(2)/65(2)/70(2)/103(1)/238/3(5) BNS** and u/S. **6** of **POCSO Act** against the above named **accused person** is framed.

The charge so framed is read over and explained to the accused person in Vernacular to which he pleaded not guilty by saying "Ami nirdosh" and claimed to be tried. The charge so framed is written in a separate sheet be kept in the record.

Fix **19.02.2025** for evidence of the victim girl.

Issue summons accordingly.

At this stage one bail petition has been filed on behalf of accused, **Bhakta@ Manoranjan Roy** and moved.

The bail petition is taken up for hearing.

It is the contention of the defence lawyer that the accused is in custody since 01.11.2024. It is further submitted that the accused/petitioner is falsely implicated in this case. He thus prays for bail of the accused on the ground of detention.

Ld Special P P raises strong objection regarding the bail of the accused person as it is a case u/s 6 of POCSO Act and there are sufficient incriminating materials against this accused/petitioner in the CD.

I have perused all the materials on record including the statement of the VG recorded u/s. 164 Cr P C. In my considered view, there are sufficient incriminating materials in the CD against this accused person.

Hence, considering the **gravity** of the offence alleged, the prayer for bail of the accused person is **rejected**.

To-date (**19.02.2025**) for production.

Dictated & corrected
by me ;

Judge, Special Court,
Alipurduar.

Judge, Special Court,
Alipurduar.