

SC No. 19 of 2022 (POCSO)
Matelli P.S Case No. 105/22; Dated- 01.05.2022
u/s 6 of POCSO Act
CNR NO. WBJP090000712022
JO CODE: WB00701

Order dated 02.07.2022

Today is fixed for hearing of bail application.

Accused Sarku Sonar @ Sarkoo is produced from CCH, Jalpaiguri.

The Ld. Lawyer on behalf of the accused Sarku Sonar @ Sarkoo is present.

The Ld. Addl PP is present

The complainant is present on call.

The bail petition is taken up for consideration.

Perused the petition duly supported by an affidavit which indicates that no bail application u/s 439 of the CrPC is pending before the superior court nor rejected.

The Ld. Lawyer for the accused submits that his client is in custody since 01.05.2022

It is also submitted that charge sheet has been submitted and the accused is not required for the sake of investigation.

It is also submitted that the family members of the accused is facing hardship and bail may be granted on any terms and condition.

Ld. Addl PP raises objection and draws the attention of this Court to the medical report, 164 CrPC Statement and other materials on the CD.

Considered.

Keeping in mind the period of detention and the matured stage of investigation, the accused may be released on interim bail subject to suitable condition to ensure his appearance and free and fair trial.

In the circumstances, accused Sarku Sonar @ Sarkoo may be granted interim bail by furnishing a bond of Rs. 5000/- with two registered sureties of Rs.2500/- each o, subject to the satisfaction of the Ld. CJM, Jalpaiguri, in default to J/C till 19.07.2022 with further condition that:

- (I) The accused shall not enter the village wherein the private witnesses reside
- (ii) The accused shall submit his new address before this Court on the next date
- (iii) He shall not hamper or tamper the evidence in this case.
- (v) He shall appear on each and every date before this Court.

The violation of any of the above condition shall be the ipso facto reason for cancellation of bail.

Fix: 19.07.2022 for production/appearance if on bail.

Dic & Cortd by me

Sd/-

Sd/-
Additional District & Sessions Judge,
Mal, Jalpaiguri.

Additional District & Sessions Judge,
Mal, Jalpaiguri.

No. /ADJ/Mal/Jalpaiguri Dated

Copy forwarded to :-
1. The Ld. CJM, Jalpaiguri for information and necessary action.

Addl. Sessions Judge
Mal, Jalpaiguri