

POCSO Case No. 27 of 2025
[Ref : Lalgola PS Case No. 231/2025 dt.18.03.2025]
JO Code-WB00617

Order No. 10, dated 13.05.2025.

Accused **Md. Sakim** is produced from J/C.

Today is fixed for bail hearing of accused Md. Sakim.

Ld. Advocate for the accused and Ld. Special PP on behalf of the State are present.

It appears that in this case charge sheet has been submitted u/S. 64(2)(m)/ 65(1) BNS and 6 POCSO Act against the sole accused Md. Sakim.

Cognizance is taken .

Bail petition filed on behalf of the accused is taken up for hearing and order.

Heard both sides.

Ld. Advocate on behalf of the accused submits that the accused is innocent who is in custody since 18.03.25. He also submits that there was a love affairs between the VG and accused person and the case has been falsely instituted. He also submits that C/S has already been submitted and no bail application of the accused is pending or rejected before any higher forum, and therefore, the accused may be released on bail on any condition.

Ld. Special PP on behalf of the State opposes the prayer of bail.

Defacto complainant and VG are present and they have raised no objection against the bail prayer of the accused person. But the VG told that she does not know the present whereabouts of her new born male child nor she is allowed to meet her baby by the CWC authority.

Perused the materials on record and CD along with statement of VG recorded u/S. 183 BNSS.

It appears that the VG aged about 15 years made serious allegations against the accused person in her statement recorded u/S. 183 BNSS to the effect that there was love affairs between the accused and the VG and they have visited different places and made physical relation and when the VG became pregnant the accused refused the paternity of the unborn child and left the VG. The VG gave birth to a male child. CS has been submitted u/S. 64(2)(m)/ 65(1) BNS and 6 POCSO Act against the accused person.

Having heard both sides and considering the materials on record and CD and nature and gravity of offence, the prayer for bail of accused **Md. Sakim** is rejected.

Copy of prosecution documents is supplied to the defence side.

To 22.05.2025 for production and consideration of charge.

Superintendent, Lalgola Sub-Correctional Home is directed to produce the accused **Md. Sakim** physically on 22.05.2025.

As regards , submission of the VG that she does not know the present whereabouts of her new born male child and that she is not allowed to meet her child, CWC, Berhampore, Murshidabad is directed to submit a detailed report by the date fixed regarding the allegation made by the VG and also the physical condition of the new born baby.

To-date i.e. 22.05.2025 for report from CWC, Berhampore, Murshidabad.

Let a copy of this order be sent to the Superintendent, Lalgola Sub-Correctional Home and CWC, Berhampore, Murshidabad respectively for information and necessary action.

Dictd. & Cortd. by me.

Judge, Special Court,
Lalgola, Msd.

Judge, Special Court,
Lalgola, Murshidabad

Memo No.____/

Dated : 13.05.2025

Copy forwarded for information and necessary compliance to :

- 1) Superintendent, Lalbagh Sub-Correctional Home;
- 2) CWC, Berhampore, Murshidabad.

Judge, Special Court,
Lalbagh, Murshidabad.