

Order No. 12, dated 03.06.2025.

The sole accused Md. Sakim is produced on virtual mode.

The survivor as well as the de facto complainant are present before this court.

Ld. Special PP in-charge and Ld. Lawyer for the accused are also present before this court.

The case record is taken up for evidence of the survivor as well as the de facto complainant.

Survivor and her mother of this case are present before this court and are examined as PW1 and PW2 respectively.

In course of evidence of PW1, signature of PW1 on certificate issued by Judicial Magistrate, birth certificate are marked as Exbt. P1/PW1, Exbt. P2/PW1 respectively.

Signature of PW2 on carbon copy of seizure list, signature of PW2 on medical report, complaint lodged by PW2, signature of complainant on complaint are marked as Exbt. P3/PW2, Exbt. P4/PW2, Exbt. P5/PW2, Exbt. P5/1/ PW2 respectively in course of evidence of PW2.

Both the witnesses are discharged after being examined.

No more witness is present.

The case is adjourned.

A bail petition is filed on behalf of accused Md. Sakim.

Copy served.

Objection raised.

Initially Ld. Lawyer for the accused prayed for hearing of bail petition after evidence of PW1 and PW2. Accordingly, the case record is taken up for hearing of the bail petition.

Ld. PP in-charge raises objection against the bail petition. However, the de facto complainant as well the victim raises no objection against the bail petition.

Heard.

Perused the bail petition of the case record.

Prima facie the survivor is still minor, less than 16 years of age and has given birth to a baby boy. This is not denied by the defence side.

As per submission of Ld. Special PP in-charge, DNA report of the accused and the baby boy of the survivor is awaiting.

Considering these, gravity of the offence alleged and entire facts and circumstances of the case the bail petition stands rejected.

However, O/C, Lalgola PS is directed to endeavour to collect DNA report at the earliest and submit the same before this court without any delay.

The case is adjourned.

Fix 02-07-2025 for production of the accused *further evidence, submitting of DNA report* order.

Let a copy of this order be sent to the O/C, Lalgola PS for information and necessary compliance.

Dictd. & Cortd. by me.

Judge, Special Court,
Lalbagh, Msd.

Judge, Special Court,
Lalbagh, Murshidabad

Memo No.____/

Dated :03.06.2025

Copy forwarded to the O/C, Lalgola PS for information and necessary compliance.

Judge, Special Court,
Lalbagh, Murshidabad.