

**In the Court of the Additional District & Sessions Judge, 2<sup>nd</sup> Court,  
Krishnagar, Nadia**

Present : Sri Nirvan Khesong  
J.O. Code No. WB00662  
Judge, Special Court Under POCSO Act,  
Nadia at Krishnagar

**POCSO Case No. 45/2025**

**Later/Dated 24.11.2025 :**

Today is fixed for hearing of bail application.

One bail petition had been filed by the Ld. Advocate on behalf of the accused **Kabil Sk @ Chhottu**.

Ld. Special P.P. (POCSO) is appeared for the State.

Copy served.

Heard the Ld. Advocate of both sides.

Ld. Advocate for the accused submitted that the accused was brought under arrest before this Court on 24.03.2025 and since then, he has been languishing in custody. He further submitted that practically this is not a case U/Sec. 6 of POCSO Act, it should be Sec. 4 of POCSO Act. He further submitted that already three dates passed for evidence of this case, but the witness did not turn up and the present accused is in custody almost eight months and. He further submitted that the accused is very poor and, thus, he prays for bail on any terms and conditions.

On the other hand, Ld. Special PP (POCSO) raised strong objection on the ground that there are sufficient materials in the case record against this accused showing his involvement in the commission of offence U/Sec. 4 of POCSO Act and, moreover, the victim is aged about 5 years. Ld. Advocate also drew my attention to the statement of the VG U/Sec. 183 BNSS and, as such, it is a fit case for custody trial.

De-facto complainant is absent in spite of receiving the notice.

Perused the case record and the CD.

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It appears from the case record as well as the CD that there are sufficient materials against this accused for commission of offence U/Sec. 4 of POCSO Act and charge-sheet of this case has already been submitted after completion of investigation U/Sec. 4 of POCSO Act and during TI parade the accused was identified by the VG who was aged about 5 years on the date of occurrence.

Considering the materials in the case record as well as the CD including the medical papers, the statement of the VG recorded U/Sec. 183 BNSS, submission of charge-sheet U/Sec. 4 of POCSO Act and gravity of the offence, I am not inclined to allow the bail petition. Accordingly, his bail prayer is **rejected**.

To 22.12.2025 for production.

Dictated and corrected by me

**[Sd/- N. Khesong]**  
Judge, Special Court,  
Under P.O.C.S.O. Act.  
Krishnagar, Nadia

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Krishnagar, Nadia