

Present: Basant Sharma
JO Code- WB00874
POCSO case no-58 of 2023(Reg no.58 of 2023)
CNR- WBND010027042023

Order no. 27, dated-28-01-2025

The case record is put up today as per the petition filed by the Ld. Defence Counsel.

Regular PO is on leave on duty.

I am incharge of this Court.

One bail application for the sole accused Prosenjit Ghosh has been filed by the Ld. Defence Counsel on the ground as stated therein.

Copy served upon the State.

Since the punishment prescribed under the alleged offence against the accused in this case is 7 years and more in the cases of sexual offences, as such in view of the judgement of the Hon,ble Apex Court reported in Jagsit Singh and others Vs Ashis Mishra @ Monu and another reported in (2022) 9 SCC 321 and another judgement of the Hon'ble Apex Court wherein the same view was endorsed in the case of Ms. X Vs State of Maharastra and another reported in 2023(3) AICLR 476(SC) that the Apex Court has directed to give notice to the victim or her gurdian about the bail application or any criminal proceeding against the accd, I direct to issue notice upon the victim of this case or upon her legal gurdian in the event the victim is minor calling upon him/her to appear on the day of bail application with a view to enable him/her to raise objection.

Notice to be issued to him through the concerned Police Station under whose jurisdiction the victim or his/her gurdian resides.

Fix 13-02-2025 for hearing of bail application and WO if any by the defacto complainant.

Dictated & Corrected by me,

Sd/- Basant Sharma
Judge, Special Court,
Under POCSO Act
Krishnagar, Nadia(In-charge)