

POCSO case No. 62 of 2023
S.T. No. ii(ix)2023
CNR No.– WBND010028712023
CIS Registration No. – 62/2023
JO Code – WB00731

Order No. 01, dated 12.09.2023 :

Accused Biswajit Bairagya @ Bairagi is produced from the J/C.

Today is fixed for production and consideration of charge.

One bail application has been filed on behalf of the accused person.

Perused the bail petition. Heard both sides.

On perusal of the case record it appears that on previous occasions also bail prayer were rejected and there is no new ground to consider his bail. Moreover, the gravity of the offense is very much serious in nature, if the accused be released on bail there is every possibility of tampering of evidence. Considering seriousness of offence as alleged, I am not inclined to enlarge the accused person on bail. So, prayer for bail stands **rejected**.

As per submission of Ld. Advocate for the accused the case is taken up for consideration of charge.

Perused the F.I.R., charge sheet and other relevant documents on record.

Heard both sides.

Considering the materials on record and on perusal of the C.D. and other materials on record, it appears to me that there is strong prima facie materials which is depicted against the accused person namely **Biswajit Bairagya @ Bairagi under Section 326 of the IPC and 4/18 of the POCSO Act**.

Therefore, the contents of charge **under Section 326 of the IPC and 4/18 of the POCSO Act against accused Biswajit Bairagya @ Bairagi** is read over and explained in Bengali language to which he pleaded not guilty and claimed to be tried.

Fix **11.10.2023** for evidence of V.G.

Issue summon accordingly.

Accused be remanded back to the J/C.

Todate for production.

Ld. Spl. P.P. directed to take necessary steps and endeavour for production of 'alamat' and production of witnesses on each day of proceeding without fail.

I/C Nakashipara P.S, is directed to produce the witnesses before this court on each day of proceeding without any delay and if it is not possible in that case, I/C Nakashipara P.S, is directed to depute I.O. S.I Bidhan Das for production of the witnesses before this court for expedite disposal of the case as per solemn judgement of Hon'ble Apex Court of India.

Let a copy of the order be sent to S.P., Krishnagar P.D, Nadia, with direction to I/C Nakashipara P.S, and I.O. S.I Bidhan Das for strict Compliance.

Dictated & Corrected by me.

Sd/- S.K.Jha
Judge, Special Court
Under P.O.C.S.O Act
Krishnagar at Nadia.

Sd/- S.K.Jha
Judge, Special Court
Under P.O.C.S.O Act
Nadia at Krishnagar.