

SPL 47/2026

Present: SUTIRTHA BANERJEE [J.O. Code WB-00980]
Additional District & Sessions Judge , Basirhat
North 24 Pgns

Order no. 2 dated 5/5/2026

Accused Bhanu Mondal produced from judicial custody through audio video linkage.

Case diary produced and I.O. has prayed for another date for personal appearance.

Prayer is allowed.

Bail application filed for accused person by Ld. Advocate.

Ld. Special P.P. files hazira and is present.

Ld. advocate for de-facto complainant also present.

At the very outset, Learned Advocates for the accused person submits before this Court that no such application u/s 482/483 BNSS is either pending and/or disposed of in the negative by any higher forum.

Ld. Advocate for accused prays for bail on ground of false implication which he says is evident from the grossly delayed F.I.R.

Ld. Special Public Prosecutor raises objection citing nature and gravity of alleged offences and materials in case diary.

Heard both sides. Considered.

Perused the record.

Alleged offences are serious. Mere delayed F.I.R. is no reason to disbelieve the prosecution story.

Statement of V.G. under section 183 BNSS yet to be recorded; investigation at very nascent stage.

IN view of the nature and gravity of alleged offences, nascent stage of investigation it will not be proper to release the accused persons on bail at this stage.

Bail prayer of accused stands rejected.

Accused be remanded to judicial custody till 16/5/2026.

To 16/05/2026 for production.

Call for case diary on date fixed.

Pages in case diary not numbered leaving open chances of alteration/manipulation.

This is not an isolated incident that has come to notice of the Court and needless to say is a dangerous process being adopted by the I.O.s of this police district which makes fair adjudication difficult and the Court is inclined to draw adverse inference for such malicious and mischievous acts of the I.O.s which could put the Courts adjudicating cases in false position as pages in case diary could be tampered with at will.

The I.O. concerned is directed to appear before the Court on next date i.e. 16/5/2026 and explain why matter shall not be referred to the Superintendent of Police, Basirhat Police District recommending appropriate action against him.

Let a copy of this order be sent to the I.O. concerned for his information.

Dictated & corrected by me

Judge,Spl. Court (POCSO Act)
Basirhat, North 24 Parganas

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