

POCSO(Spl) 9/2024

04/ 29.01.2024

Accused person namely Akash Shaw is produced from J.C and remanded to J.C till next date.

An application has been filed on behalf of the accused Akash Shaw praying for bail on the grounds stated therein.

At the very outset, Learned Advocate for the accused submits before this Court that no such application u/s 438/ 439 Cr.P.C is either pending and/or disposed of in the negative before any higher forum

Ld Advocate for the present accused submits that the accused has been falsely implicated in this case and he is in J.C since 09.01.2024. He submits that two co-accused persons are on bail and the accused and the V.G are married. He further submits that he will never abscond, if be released on bail and thereby face trial and therefore the accused may be released on bail.

Ld. Spl. P.P opposes the prayer for bail.

Perused the materials on record and C.D .

It is a case u/s 363/365/34 IPC adding sec. 376 IPC & sec. 6 of POCSO Act. The V.G is above 16 years of age. Considering the statement of the V.G recorded u/s 164 Cr.P.C and the fact that the V.G denied her medical examination, prayer for bail is considered and allowed.

Hence, it is

-Ordered-

that the accused namely Akash Shaw may find bail of Rs. 10,000/- with two sureties of Rs.5000/- each, out of which one should be cash surety, subject to the satisfaction of Learned ACJM, Basirhat .

If on bail, to 13.12.2024 for appearance /I.O's report .

dictated & corrected by me

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

Judge,Spl. Court (POCSO Act)
Basirhat, North 24 Parganas
J.O Code : WB 00894

Heard ld. advocate for accused as well as ld. Spl. P.P.
Perused C.D & materials on record.

The accused Israfil Laskar has been produced before the court on 27.6.2019 on the basis of Production Warrant and there is sufficient materials in C.D against this accused. Investigation of this case is still on progress and enlargement of the accused on bail at this stage may hamper the investigation of the case.

Considering the same and the nature and gravity of the offence prayer for bail of the accused is considered and rejected.

dictated & corrected by me

Judge,Spl. Court (POCSO Act) Judge,Spl. Court (POCSO Act)

