

J.O Code : WB 00894

POCSO(Spl) 11/2023

02/ 14.02.2023

Accuseds Subho Kahar, Monidipa Kahar @ Puja Kahar , Sanjoy Kahar and Nayan Kahar are produced from J.C and is remanded to J.C till date.

One application for bail has been filed by the accuseds Monidipa Kahar @ Puja Kahar and Nayan Kahar praying for bail on the ground stated therein.

At the very outset, Learned Advocate for the accuseds 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 accuseds submit that the accuseds are not involved with the alleged offence and the FIR has been lodged falsely on 02.01.2023 and these accuseds are in J.C since 03.01.2023 and 04.01.2023 and have no chance of absconion, if be released on bail . So he prays for bail in respect of this accuseds on any terms and conditions on the ground of detention .

Ld. Spl. P.P referring to the dying declaration of the V.G does not oppose the prayer for bail of the accuseds.

Perused the materials on record and C.D .

This a case u/s 498A/326/307/34 IPC adding sec.302/304B IPC & sec. 4 of POCSO Act & sec.9/10 of Child marriage Act .Considering the materials in C.D and the dying declaration of the deceased and the fact that the accuseds are women , I find that these accuseds Monidipa Kahar @ Puja Kahar and Nayan Kahar may be released on bail on finding bail bond of Rs.10,000/- each with two sureties of like amount , subject to the satisfaction of Ld. ACJM, Basirhat, with condition to meet with the I.O once in a week till submission of C.S.

To 28.02.2023 for production/C.D/I.O's report/appearance .

I.O to remain present in court along with C.D on the date fixed.

Issue notice to the defacto complaint by the date fixed.

dictated & corrected by me

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

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

