

POCSO(Spl) 11/2023

07/ 28.02.2023

Accuseds Subho Kahar, Monidipa Kahar @ Puja Kahar and Nayan Kahar are present by filing hazira.

Accuseds Subho Kahar & Sanjoy Kahar are produced from J.C and is remanded to J.C till date.

One application for bail has been filed by the accused Sanjoy Kahar praying for bail on the ground 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 is not involved with the alleged offence and he is in J.C since 04.01.2023 and co-accuseds are on bail and he has no chance of absconsion, if be released on bail . So he prays for bail in respect of this accused on any terms and conditions on the ground of detention .

Ld. Spl. P.P does not oppose the prayer for bail of the accused .

Perused the materials on record and C.D .

In this case Charge Sheet has been submitted u/s 498A/326/304B/34 IPC & sec. 4 of POCSO Act & sec.9/10 of Child marriage Act indicating investigation of the case is complete. Considering this fact, dying declaration of the deceased and other materials on C.D I find custodial trial of this accused is not necessary. Hence, I find that this accused Sanjoy Kahar may be released on bail on finding bail bond of Rs.5,000/- each with two sureties of Rs.2500/- each , subject to the satisfaction of Ld. ACJM, Basirhat .

If on bail date (23.03.2023) for appearance .

To 23.03.2023 for production of accused Subho Kahar, appearance and copy supply.

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

