

POCSO(Spl) 37/2021

03/25.08.2021

Accused persons namely Mannan Mollick, Rouf Mollick and Razzak Mollick are not produced .

Two separate applications for bail , one for namely Mannan Mollick and another for accused Roup Mollick and Razzak Mollick have been filed praying for bail on the ground stated therein.

Heard both sides.

Perused C.D & materials on record .

Nothing is brought to the notice of this Court by the Prosecution about any previous rejection or filing of application u/s 438/439 Cr.P.C by the accused, before the Hon'ble High Court at Calcutta.

Accused Roup Mollick appears to be uncle of V.G and Razzak Mollick is his son and the allegation against them as per FIR is that they assaulted the V.G in spite of knowing of the fact of rape upon the V.G by her father. Both the accused are in custody since 11.08.2021.

Considering the nature of allegation and the materials in C.D against these two accused persons including the statement of the V.G recorded u/s 164 Cr.P.C , as well as considering the fact that no such application is pending or rejected before the Hon'ble High Court at Calcutta , as mentioned in the bail petition, I am inclined to grant bail to these two accused persons namely Rouf Mollick and Rajjak Mollick .

Accordingly, accused persons namely Rouf Mollick and Rajjak Mollick may each find a bail of Rs.5000/- with two regd. sureties of Rs.2500/- each, subject to the satisfaction of Ld. ACJM, Basirhat .

However, considering the materials in C.D against the accused Mannan Mullick who is the principal accused of this case and against whom the allegation of rape has been made , I am not inclined to grant bail to this accused.

Hence, prayer for bail of accused Mannan Mullick is considered and rejected.

If on bail to 07.09 .2021 for appearance

/production/C.D /I.O's report .

dictated & corrected by me

POCSO(Spl) 62/19(R.62/19)

2/21.8.2019

Accused Purna Chandra Sarkar is produced from J.C and remanded to J.C till.....

A bail petition filed on behalf of the accused praying for bail on the ground stated therein.

Heard both sides.

Perused C.D & materials on record .

It appears that the accused is in custody since 11.8.2019 and the main allegation is regarding the assaulting of V.G with one finger knuckles and then pressing her mouth by hand. From the medical papers produced by the jail authority , it appears that the accused is being treated at the psychiatric department .

Considering the same and the nature of allegation as well as considering the materials in C.D including the medical examination report of the V.G and statement of the V.G u/s 164 of Cr.P.C and the fact that no bail application for bail has been preferred before Hon'ble High Court at Calcutta, I am of the view that further detention of the accused is not required for the purpose of investigation of this case.

Hence, the prayer for bail is considered and allowed .

Accordingly, accused Purna Chandra Sarkar may find a bail of Rs.5000/- with two regd. sureties of Rs.2500/- each, subject to the satisfaction of Ld. ACJM, Basirhat .

Return C.D. The medical papers be returned to jail authority.

If on bail to 12.12.2019 for appearance.
dictated & corrected by me

Judge,Spl. Court (POCSO Act)

Judge,Spl. Court (POCSO Act)