

SPL 95/2025

Present: SUTIRTHA BANERJEE [J.O. Code WB-00980]

Additional District & Sessions Judge , Basirhat

North 24 Pgnos

Order no. 7 dated 8/08/2025

Accused Apurba Paik@ Raja is produced from judicial custody by audio video linkage.

One bail application of the accused person is filed.

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

I.O. is present and submits that de-facto complainant was served with notice but could not turn up due to illness.

At the very outset, Learned Advocate for the accused 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 and the story of kidnapping and offence under section 6 POCSO Act is cooked up and result of afterthought as de-facto complainant lodged the F.I.R. after 3 months of his daughter having gone missing. It is submitted that it is a case of love affair having gone wrong and accused is innocent.

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

Heard both sides. Considered. Perused the written complaint and record. Also perused the case diary.

Materials quite incriminating qua the accused person. Statement of the V.G. under section 183 BNSS and report of medico legal examination and fact that V.G. was recovered from possession of the accused are relevant factors.

Bail prayer is hence rejected.

Accused be remanded to judicial custody till 22/8/2025.

To 22/08/2025 for production.

Call for case diary on date fixed.

I.O. directed to produce the case diary and ensure presence of de-facto complainant on date fixed.

Dictated & corrected by me

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

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