

POCSO (SPL) 104/2025

Present: SUTIRTHA BANERJEE [J.O. Code WB-00980]
Additional District & Sessions Judge , Basirhat
North 24 Pdns

Order no. 11 dated 18/09/2025

Accused Dipankar Munda produced from judicial custody physically.

Copies ready and served to accused.

Ld. Special Public Prosecutor files hazira and submits that though he has been appointed Special Public Prosecutor he has not yet received the case diary.

So charge cannot be framed today.

Bail application filed for accused person.

De-facto complainant is present and represented.

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

At the very outset, Learned Advocates for the accused person 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. It is submitted that charge-sheet has been submitted and accused will not abscond and face trial and may be granted bail on any condition.

Ld. Special Public Prosecutor raises objection citing nature and gravity of alleged offences and fact that charge-sheet has been submitted.

Heard both sides. Considered.

Case diary not available today. Perused the record, charge-sheet and copies lying therewith including statement of the V.G. under section 183 BNSS and the report of Medico legal examination. Charge-sheet submitted in prima facie support of alleged offence under section 6 POCSO Act.

Considering materials therein, the tender age of the V.G. who is aged 6 years and nature and gravity of alleged offences and prima facie incriminating materials it will not be proper to release the accused persons on bail till at least examination of vulnerable witnesses are completed.

Bail prayer of accused stands rejected.

Accused be remanded to judicial custody till 24/10/2025.

To 24/10/2025 for production and consideration of charge.

Dictated & corrected by me

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

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Basirhat, North 24 Parganas