

**Present:- Smt Leena Goldar,
J.O Code : WB 00894
Judge,Spl.(POCSO) Court , Basirhat**

03/17.01.2023

Accused Saifuddin Molla is brought under arrest along with forwarding report and arrest cum inspection memo.

He is taken into custody and is remanded to J.C till next date.

One application for bail supported by vokatnama has been filed by the accused Saifuddin Molla 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 439 Cr.P.C is either pending and/or disposed of in the negative by the Hon'ble High Court or Supreme Court but application u/s 438 Cr.P.C was rejected by this Court.

Ld Advocate appearing for the present accused submits that this the petitioner is innocent and the FIR has been lodged falsely against the petitioner on 15.11.2022 and this accused is in J.C since 03.01.2023 and FIR has been instituted 1-1 ½ months after the incident. He further submits that actually it is a case u/s 354 IPC and FIR is false. He, therefore submits the accused may be released on bail on any terms and conditions .

Ld. Spl . P.P opposes the prayer for bail of the accused.

De facto complainant raises objection to the bail prayer.

Perused the materials available in the LCR and the CD. Considered.

This is a case u/s 354B/506 IPC & sec. 8/10/12 POCSO Act. Investigation of the case is still in progress. Considering the FIR and the materials in C.D at this stage , I am not inclined to release the accused on bail. Hence, the prayer for bail. stands rejected.

To 31.01.2023 for production/C.D/I.O's report .

Dictated & corrected by me

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

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Basirhat, North 24 Parganas

