

Spl (POCSO) 98/2022

CHARGE WITH FOUR HEAD

[No. XXXII, Schedule II, Act. 2, 1974]

(Sections 211,212, 213, Code of Criminal Procedure.)

- 1) Name and office of Magistrate, &c I ⁽¹⁾, Smt. L.Golder , Judge,Spl Court (POCSO Act) Basirhat, North 24 Parganas , hereby charge you ⁽²⁾,
- 2) Name of accd persons 1) Banokumar Sardar
- 3) State the offence. Firstly,that you, on 26.10.2022 at 10.00 P.M at night at Gazikhali, , P.S Nazat , Dist: North 24-Parganas , kidnapped the victim girl from lawful guardianship of de facto complainant and that you thereby committed an offence punishable under **Section 363** of Indian Penal Code and within⁽⁴⁾ the cognizance of this Court.
- 4) My cognizance/ cognizance of this court of Sessions **Secondly**, that you, 26.10.2022 at 10.00 P.M at night at Gazikhali, , P.S Nazat , Dist: North 24-Parganas , kidnapped the victim girl with the intent that she may be forced or seduced to illicit intercourse and that you thereby committed an offence punishable under **Section 365** of Indian Penal Code, and within⁽⁴⁾ the cognizance of this Court.
- Thirdly**, That you, 26.10.2022 at 10.00 P.M at night at Gazikhali, , P.S Nazat , Dist: North 24-Parganas , committed rape upon the V.G, and that you thereby committed an offence punishable under section 376(3) of the Indian Penal Code, and within⁽⁴⁾ the cognizance of this Court.
- Fourthly, that you, on 26.10.2022 at 10.00 P.M took away the victim Girl to Samanthan village of Tamilnadu and therein committed penetrative sexual assault upon the minor victim girl and that you thereby committed an offence punishable under **Section 4 of Protection of Children From Sexual Offences Act (POCSO)**, and within⁽⁴⁾ the cognizance of this Special Court.
- 5) In case tried by Magistrates omit "by the said Court" And I do hereby direct that you be tried ⁽⁵⁾ by this Court on the said Charge.
- The contents of charge is read over and explained to the accused in Bengali to which he pleads not guilty and claims to be tried.

Dated this 19th day of June , 2023

Judge, Spl Court (POCSO Act)
Basirhat,North 24 -Parganas
J.O Code : WB 00894

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13/ 19.06.2023

Accused Banokumar Sardar is produced from J.C and remanded to J.C till next date.

Ld. Adv. for the accused and Ld. Spl P.P is also present.

Today is fixed for framing of charge.

Heard both sides. Perused C.D and other materials on record.

Prima facie it appears that the accused Banokumar Sardar has committed offence u/s 363/365/376(3) IPC and u/s 4 of POCSO Act .

Hence, charge under the above sections are framed against the respective accused person.

The contents of charge is read over and explained to the accused to which he pleads not guilty and claimed to be tried.

Fix 14.08.2023 for production and evidence of C.S.W -1(De facto complainant)

Issue summons accordingly .

D/C by me

Judge, Spl Court (POCSO Act)

Judge, Spl Court (POCSO Act)

Basirhat, North 24 -Parganas

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