

In the Court of A.D.J, 2nd Court [Spl. Court under POCSO Act], Purulia.

Sessions (Spl.) Case No.39 of 2022

Sessions Trial No.97 of 2022

[Barabazar P.S. Case No.105, dt.30.06.2022, U/s.325/307/506 IPC & S.6, POCSO Act]

Or. No.15
Dt.16.09.23

**Today is fixed for hearing of the bail petition dt.30.08.2023
of accused Subhash @ Subhas Karmakar.**

Ld. Spl. P.P Mr. R. S. Tripathy is present with C.D.

Ld. Advocate for said accused person is present.

The defacto complainant of this case is present.

The bail petition dt.30.08.2023 for accused **Subhash @
Subhas Karmakar** is taken up for hearing.

Perused the materials on record as well as in the C.D.
Heard both sides. Considered.

At the time of hearing, Ld. Advocate for said accused person has prayed for bail for said accused and has submitted that the accused is in custody since 02.07.2022 and that during the previous schedule for evidence from prosecution side, no witness had turned up and that the accused may be released on any terms and conditions.

Ld. Spl. P.P has raised objection to the instant prayer for bail and has submitted that there are sufficient incriminating materials in the C.D against this accused person and that the defacto complainant has objection to the prayer for bail of the accused. Ld. Spl. P.P has further submitted that in this case the schedule for evidence from prosecution side has already been fixed.

On perusal of the materials in the C.D, it appears that the charge has been framed against this accused is framed U/s.325/307 IPC & U/s.6 of the POCSO Act & alternatively U/s.376 IPC and that the statement of the victim girl has been recorded u/s.164 Cr.P.C. Perused the same. Also perused other materials in the C.D. The schedule for evidence from prosecution side has already been fixed.

Considered.

Contd.

CNR No.WBPU01-001520-2022.

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Considering the nature of the alleged offence, the statement of the victim girl made U/s.164 Cr.P.C and other incriminating materials in the C.D against the present accused person, I am not inclined to enlarge the accused on bail at this stage.

Accordingly, prayer for bail for the accused person namely Subhash @ Subhas Karmakar is hereby rejected at this stage.

The bail petition dt.30.08.2023 for accused Subhash @ Subhas Karmakar is accordingly disposed of.

Return the C.D.

To date (16.11.2023).

D/c. by me

Judge

**ADJ, 2nd Court, Purulia.
[Spl. Court under POCSO Act]
J.O. Code : WB00673.**

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