

S.C (Spl) Case No.40 of 2025

Or. No.1,

Dt.29.11.25.

Accused **Shashi Kumar** has been produced from JC. He is taken into custody and remanded further to JC till next date.

Ld. Defence lawyer and Ld. Spl. P.P is are present.

The record is taken up for consideration of charge.

It appears that C.S has been submitted against the accused person after conclusion of investigation that accused on 9.02.2025 at about 13.00 hrs or thereafter in any time **kidnapped** the child survivor, from the lawful guardianship of the defacto complainant from a place under P.S Balarampur, District Purulia and he **wrongfully confined** said minor victim girl in a secret place **and forcefully raped the** child survivor **several times being aggravated penetrative sexual act** and he has illegally and against the will of the child survivor have **married** her.

Accordingly the charge is framed against accused U/s.363/365 IPC and U/s.6 of the POCSO Act r/w S.376 IPC and 9 of the Prohibition of Child Marriage Act.

The charge so framed is read over and explained to the accused person to which he pleaded not guilty and claimed to be tried.

Strictly comply U/s.207 Cr. P.C/230 BNSS and R.91A of Cr. R.O.

Issue summons upon the witnesses accordingly.

Prosecution is also directed to produce the witnesses and alamats, if any, on the dates fixed.

Now the pending bail petition for the accused is taken up for hearing.

Ld. Spl. P.P is present. Ld. Defence lawyer is present.

The defacto complainant is also present.

Perused the materials of the case record as well as the case diary and C.S.

Ld. Advocate for the accused person submitted that in this case C.S has already been submitted. So, for the purpose of investigation there is no need to detain the accused behind the bar further. Ld. Advocate also added that the accused has been falsely implicated in this case and he is in custody since long. So on any ground he prays for bail.

Ld. Spl. P.P submitted that it is a case U/s.6 of the POCSO ACT including other sections of POCSO Act. There are sufficient materials against the accused person. So, ld. Spl. P.P opposed the prayer for bail.

The defacto complainant is present and he raised strong objection against the prayer for bail of the accused.

After hearing submissions of all sides and having minutely scrutinize the materials of the case record as well as case diary & Charge sheet and considering the nature and gravity of the offence, this court is not inclined to grant bail to the accused at this stage. Hence the prayer for bail is rejected.

C.D be returned.

Fix **18.03.2026, 19.03.2026 and 20.03.2026** for recording evidence of prosecution witnesses.

OC/IC of Balarampur is directed to produce the witnesses and alamats, if any on the dates fixed positively. Accused as before.

Dictated & Corrected by me

Addl. Sessions Judge
2nd Court, Purulia cum
Spl. Judge under POCSO Act.
(J.O Code No.WB00729)

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2nd Court, Purulia cum
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