

In the Court of Judge, Special Court & 2nd Addl. Sessions
Judge, Alipore

Special Case No. 04/2025

CNR WBSP01-000033-2025

Ref.: Nadial PS Case no: 208 of 2024 dated 31.12.2024
U/s 74/351(2)BNS read with sec. 10/17 of the Protection of
Children from Sexual Offence Act, 2012.

Present : Rimpa Roy (JO Code - WB00822)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.

Order No.15

Dt.19.09.2025

Record is taken up for hearing the Narazi petition .

In this case defacto complainant filed a Narazi petition against the Final report submitted by Nadial P.S . It is stated by the defacto complainant that on the day of Annapurna Puja he visited the paternal house of his wife with his mother and saw that Tarun Naskar mistreated the child, forcibly hugged her and touched her inappropriately . It is stated that the defacto complainant while making videos and photographs captured the untoward action of Tarun Naskar . He stated Police authorities were not accepting his complaint as such he sent complaint through the Commissioner of Police . He stated that the Police did not seize the photographs and video footage taken by the defacto complainant . He stated that minor child of the complainant was sexually harassed but the I.O of Nadial P.S submitted FRT without proper investigation , without recording the statement of defacto complainant and his mother u/s 183 BNSS and without seizure of photographs and video footage. He has prayed for further investigation.

Ld. Advocate for the defacto complainant submitted that he requested the IO for recording his statement judicially and also requested to seize the photographs and video footage of the incident which were in his custody. But the IO refused to accept the same and did not record the statement of the defacto complainant judicially. He further submitted that without

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holding proper investigation IO submitted FRT in this case. As such he moved the Hon'ble High Court for necessary order. He has prayed for allowing the prayer for further investigation. In support of his contention he filed a number of document including the photographs.

Ld. special P.P has prayed for passing necessary order after perusing the materials available in CD.

Ld. Advocate for the accused submitted that the victim girl did not state anything about any such incident as such the prayer for further investigation is liable to be rejected.

Heard the Ld. Advocate for the defacto complainant, Ld. Special PP and the Ld. Advocate for the accused.

I have perused the petition along with the documents filed by the defacto complainant.

The defacto complainant moved the Hon'ble High Court in connection with WPA 10708 of 2025. On meticulous perusal of the Order of Hon'ble High Court I find that the Hon'ble Court had been pleased to direct the petitioner to approach this Court with an application for further investigation and also directed this Court to consider the agony, anxiety and contentions of the petitioner as well as the material which are in his possession and disposed of in accordance with law.

Having considered the direction of the Hon'ble High Court and considering the materials in CD and the documents filed by the defacto complainant including the photographs, I am of firm view that a further investigation is required to be done for the interest of justice..

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Accordingly Investigating Officer is directed to hold further investigation in the light of the materials lying in possession of the defacto complainant.

Defacto complainant is directed to co-operate the Investigating Officer in this regard.

IO is directed to submit report in this regard on **21.11.2025.**

Return CD.

D/c by me.
Sd/-

Judge, Special Court &
2nd A.S.J., Alipore

Sd/-
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2nd A.S.J., Alipore.