

Special Case No.01/2024
CNR – WBSP01-000039-2024

Ref.: Parnasree PS Case no: 545/2023 Dated : 2812.2023
U/s 376 of I.P.C read with Sec 6 of the Protection of Children from Sexual Offence
Act, 2012.

Present :Sudipta Bhattacharjee (JO Code - WB00794)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.
State Vs.Father of the complainant

Order No.01
Dt.02.01.2024

Received the case record alongwith F.I.R being Parnasree PS Case no: 545/2023 Dated : 2812.2023 and other documents from learned Additional Chief Judicial Magistrate, Alipore.

Register the same as Special Case No.01/2024 u/s 376 of I.P.C read with Sec 6 of the Protection of Children from Sexual Offence Act, 2012.

Accused (father of the complainant) is produced from P.C after fulfillment of legal formality. Accordingly, he is taken into judicial custody.

A bail has been filed on behalf of the accused along with fresh vokalatnama.

Heard both sides.

Learned advocate for the accused submitted that this accused has been implicated in this case and he has no any criminal background. Thus he prayed for bail.

Learned Special P.P-in-Charge opposed the bail prayer.

Heard both sides.

Perused the materials on record and CD.

Considering the initial stage of investigation I am not inclined to release this accused on bail. Hence, bail petition of this accused is considered and rejected.

At this stage I.O has made prayer for recording statement of the victim girl u/s 164 of Cr.P.C.

Heard learned Special P.P. Perused the prayer.

Prayer of the I.O for recording statement of the victim girl is considered and allowed.

Learned A.C.J.M, Alipore is requested to record further statement of **victim girl** u/s 164 Cr.P.C either personally or by deputing any other Magistrate within 48 hours following the procedure as laid down in section 25 and 26 of the POCSO Act, 2012 and to forward the same to this Court without undue delay.

The I.O. of this case is directed to take further instruction from the learned Magistrate regarding the production of the victim girl for recording her statement.

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Supply a copy of the statements to the I.O as and when the same is received.

Inform all concerned accordingly.

To **16.01.2024** for production of accused and I.O's report.

I.O is directed to inform the defacto complainant on the date fixed positively.

D/c by me.

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

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