

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

Special Case No. 71/2024

CNR: WBSPO1-002586-2024

Ref.: Jadavpur PS Case no: 28/2024 Dated :21.02.2024

U/s 366A/370/372/373/120B of I.P.C read with Sec 04/17 of the Protection of Children from Sexual Offence Act and section 3/4/5/6/7 of Immoral Traffic (Prohibition) Act.

Present :Sudipta Bhattacharjee (JO Code - WB00794)

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

Alipore, South 24-Parganas.

State Vs. Bablu Ghosh and two others.

Order No.01

Dt. 22-02-2024

The accused Bablu Ghosh, Rinku Roy and Mohua Singh alias Mohua Mallick alias Rina are produced before this Court.

A bail petition has been filed on behalf of the accused persons by the Id. Advocate appointed through LADCS.

I.O of this case has made prayer for P.C of this accused till 05-03-2024 for the purpose of custodial interrogation of the accused for further seizure and investigation in this case.

He has also made prayer for recording statement of the three V.G under section 164 of Cr.P.C. He also made prayer for medico-legal examination of the three V.Gs. and retention of the seizure list.

Heard learned Special P.P as well as the I.O. Perused the prayers.

It is a case 366A/370/372/373/120B of I.P.C read with Sec 04/17 of the Protection of Children from Sexual Offence Act and section 3/4/5/6/7 of Immoral Traffic (Prohibition) Act. It appears from the PC prayer of the I.O that prayer of I.O for PC of the accused has been forwarded by AC, AHTU, DD, Kolkata Police, Lalbazar. From the submission of prosecution it reveals that I.O requires a PC of these accused for reconstruction of the crime for the purpose of unearthing the motive behind the offence. So, for the purpose of investigation the prayer of PC requires to be allowed and other prayers of the I.O are also considered and allowed.

Accused Bablu Ghosh, Rinku Roy and Mother of the victim Girl is remanded to police custody till **02.03.2024**. I.O is further directed to observe the guidelines of the Human Right Commission and direction of the Hon'ble Supreme Court regarding police custody of the said accused persons. I.O is also directed to take all necessary steps for medical check-up of the accused at the regular intervals and not to make any kind of torture during P.C period.

Since PC prayer is allowed, the bail petition of these accused is considered and rejected.

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Contd. Order No.01 dt. 22-02-2024

The Professor of Forensic and State Medicine, Medical College and Hospital, Kolkata is requested to conduct the medico-legal examination upon the victim girls and send the report as early as possible.

The I.O is also directed to produce victim girls to the concerned hospital on the scheduled date.

Learned A.C.J.M, Alipore is requested to record the statement of the three **victim girls** u/s 164 Cr.P.C either personally or by deputing any other Magistrate within 48 hours and send the same before this Court as early as possible.

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

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

The C.I. of Alipore Sessions Court (Kolkata Lock Up) is directed to hand over the accused persons to the I.O. of this case observing all legal formalities.

To 02-03-2024 for production of the accused persons from police custody and I.O's report.

D/c by me.
Sd/-

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

Sd/-

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