

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

Special Case No. 71/2024

CNR: WBSP01-002586-2024

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

U/s- 366A/370/372/373/120B I.P.C & U/s- 4/17 of the Protection of Children from Sexual Offence Act, 2012 read with sec 3/4/5/6/7 of I.T (P) Act.

Present: Mir Rashid Ali, Judge-in-charge,
(JO code: WB00701), Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.

StateVs.....Bablu Ghosh and ors.

Order No.05

Dt. 16.03.2024

Accused **Hemanta Patwa (47 years)** is brought under arrest along with arrest memo, inspection memo, check list, forwarding and medical report of accused. He is taken into judicial custody.

None moves for this accused person.

The I.O of this case has made prayer for P.C of this accused till 27.03.2023 for custodial interrogation and verification of his statement accorded to unearth all aspect of crime. He has also made prayer for interrogation of accused persons namely Rinku Roy and Mohua Singh @Mohua Mallick @Rina in J.C.

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

It is a case u/s- 366A/370/372/373/120B I.P.C and u/s- 4/17 of the Protection of Children from Sexual Offence Act, 2012 read with sec 3/4/5/6/7 of I.T (P) Act. It appears from the PC prayer of the I.O that prayer for PC of this accused has been forwarded by the A.C, AHTU, DD, Kolkata Police, Lalbazar. From the submission of prosecution it reveals that I.O requires PC of this accused for the purpose of custodial interrogation, reconstruction of the crime and verification of his statement accorded to unearth all aspect of crime. So, for the sake of investigation the prayer of PC requires to be allowed and another prayer of the I.O for interrogation of other two female accused in judicial custody is also considered and allowed.

Accused **Hemanta Patwa** is remanded to police custody till **22.03.2024**.

The 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 person. 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.

The Superintendent, Alipore Women Central Correctional Home is directed to facilitate and co-operate with the I.O to interrogate the

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accused persons namely Rinku Roy and Mohua Singh @Mohua Mallick
@Rina in judicial custody in accordance with law.

To **19.03.2024** for production of accused persons namely Bablu Ghosh,
Rinku Roy and Mohua Singh @Rina and I.O's report.

To **22.03.2024** for production of accused Hemanta Patwa from P.C.

Return C.D.

D/c by me.

Sd/- Mir Rashid Ali
Judge-in-charge, Special Court &
2nd A.S.J., Alipore.

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Judge-in-charge, Special Court &
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