

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore  
**Special Case No. 70/2023**  
CNR: WBSP01-003672-2023  
Ref.: Canning PS Case no: 147/23 Dated : 12.03.2023  
U/s 376AB of I.P.C & under sec 06 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.

Order No.12  
Dt. 27.09.2024

Accused Mostakin Dhali is produced from J.C. through VCS.

Today is fixed for hearing of bail petition.

Both the Ld. Counsels are present.

Heard both sides.

Ld. Advocate for the accused has submitted that the accused is in custody for about 1 month. Ld. Advocate further submitted that his client was surrendered before the Court. Thus he prayed for bail.

Ld. Special PP-in-Charge raised strong objection against the prayer for bail. Ld. Special PP-in-Charge also submitted that the defacto complainant is absent today. Ld. Special PP-in-Charge presses the CD and submitted that there are serious allegation against the accused and the accused was abscond for about one and half years before surrender. Thus she raised objection.

I have perused the statement recorded u/Sec.164 Cr.P.C.

It appears that victim girl is around four and half years and allegations against the accused is very serious. The child suffered pain in her private parts. Considering all these and also considering the nature of allegation as labeled against the accused, I am not inclined to allow the prayer for bail. The same stands rejected.

Due to the ensuing Puja Vacation fix **04.11.2024** for production and framing of charge.

CD be returned.

D/c by me.  
Sd/-

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

Sd/-

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