

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

Special Case No. 135/2025

CNR: WBSP01-003674-2025

Ref.: Sundarban Coastal PS Case no: 02/2025 Dated: 03.01.2025
U/s- 137(2)/140(3)/64(2)(m)/65(1) B.N.S & U/s- 6 of the Protection of
Children from Sexual Offence Act, 2012.

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

StateVs..... Harekrishna @Biplab Mondal

Order No. 01

Dt. 17.03.2025

Received the FIR, formal FIR, Arrest Memo, Inspection Memo and other documents through the Court of learned A.C.J.M, Alipore, South 24 Parganas.

Register the same as Special Case No. 135 of 2025 under section 137(2)/140(3)/64(2)(m)/65(1) B.N.S and under section 6 of the Protection of Children from Sexual Offence Act, 2012.

Accused **Harekrishna @Biplab Mondal (28 years)** is produced from J.C in person.

A fresh vakalatnama has been filed on behalf of the accused.

Let the same be filed with the case record.

Learned counsel of both sides are present before this Court.

None moved for the accused.

At this stage, I.O of this case has made prayer for recording statement of victim girl under section 183 B.N.S.S.

Heard the learned Special P.P-in-charge.

The prayer of the I.O is considered and allowed for interest of investigation.

Learned A.C.J.M., Alipore is requested to record the statement of victim girl under section 183 B.N.S.S 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. In view of the direction of the Hon'ble High Court, Calcutta vide Judgment dated 16.12.2021 delivered by the Hon'ble Justice Bibek Chawdhuri in **CRA 517**

of 2017 (Prabir Bhuian Alias Prabir Bhuinyan Vs The State of West Bengal) the learned Magistrate is also requested to take care and to take necessary steps so that the identity of the victim girl is not disclosed during recording of the statement of the victim girl.

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

Inform the learned Additional Chief Judicial Magistrate by sending a copy of this Order along with photocopy of F.I.R and formal F.I.R.

Fix **31.03.2025** for production of accused from J.C and I.O's report.

Accused be remanded to J.C till next date.

Call for C.D on the date fixed.

D/c by me.

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

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