

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

**Special Case No. 68/2021**

**CNR – WBSP01-004028-2021**

Ref.: Bishnupur PS Case no:231/21 Dated : 11.04.2021

U/s 376(3) of I.P.C and Sec 6 of the Protection of Children from Sexual Offence Act, 2012.

**Present : Smt. Sudeshna De (Chatterjee) (JO Code-WB580)**

**Judge-in-charge, Special Court**

**2nd A.S.J, Alipore, South 24-Parganas**

**State .....Vs. Saifuddin Mallick @ Munna**

Order No.12

Dt.12.08.2021

Today is fixed for hearing bail petition of accused Saifuddin Mallick @ Munna.

Learned Special P.P as well as learned Defence lawyer are present.

Learned advocate for De-facto complainant is also present.

Heard all of them in respect of the bail prayer of the accused.

Learned advocate for accused moves his bail petition and submits that this accused is totally innocent and has been falsely implicated in this case. No bail prayer is pending or rejected before any higher forum. Charge sheet has already been submitted. This accused is the permanent resident within the jurisdiction of this Court and there is no chance of his abscondance. Hence he prays for his bail imposing any terms and conditions.

Learned Special P.P as well as learned lawyer for Defacto complainant raise objection.

Perused the materials on record and CD and the medical report which does not support the prosecution case u/s 6 of POCSO Act, 2012. Considering the nature of offence as alleged as charge sheet has been submitted I am of opinion that no fruitful result be yielded by detaining the accused in custody. Accordingly bail prayer of accused Saifuddin Mallick @ Munna stands allowed..

Accused Saifuddin Mallick @ Munna may find interim bail of Rs.10,000/-(Rupees ten thousand only) with two registered sureties of Rs.5,000/- (Rupees five thousand only) each subject to satisfaction of learned C.J.M Alipore till date with condition that he shall not influence or threaten the victim girl or any of the witnesses of this case and shall not enter into locality where the victim and her family used to reside till completion of trial in default to J.C failing which the bail order shall automatically be cancelled.

If on bail, to 10.09.2021 for appearance and supply of copy.

D/c by me.

Sd/-Smt. Sudeshna De (Chatterjee)

Judge-in-Charge, Special Court &

2nd A.S.J., Alipore.

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