

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

Special Case No. 222/2025

CNR WBSP01-005887-2025

Ref.: Rabindranagar PS Case no: 137 of 2025

U/s 137(2)/140(3) BNS read with sec. 6 of the Protection of Children from Sexual Offence Act, 2012.

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

Order No.11

Dt. 31.10.2025

Today is fixed for hearing of the application for confirming the earlier bail granted by the Ld. ACJM Alipore on 24.03.2025 and for recalling the WA.

Ld. Advocate for the accused Gobinda Yadav submitted that the Hon'ble High Court, Calcutta passed an Order on 25.09.2025 in C.R.R. 4244 of 2025 in which the Hon'ble Court had been pleased to give liberty to the accused / petitioner to file fresh application before this Court for recalling the Warrant or for confirmation of the earlier bail status in view of the legal position cited by the Hon'ble High Court.

Ld. Advocate for the defacto complainant raised strong objection against the prayer of the accused / petitioner and has prayed for rejection of the petition.

Ld. Special PP for the prosecution has prayed for passing necessary order in view of the direction of the Hon'ble High Court passed in connection with C.R.R. 4244 of 2025.

Heard learned advocate for the accused / petitioner, Ld. Advocate for the defacto complainant and the learned Special P.P-in-charge. Perused the Server Copy of the Order passed by the Hon'ble Court in connection with C.R.R. 4244 of 2025, CD and materials on record..

On meticulous perusal of the Order passed by the Hon'ble Court on 25.09.2025, I find that the Hon'ble High Court had been pleased to pass an order staying the operation of the Warrant of Arrest issued against accused Gobinda Yadav until 4th November, 2025. The Hon'ble High Court had been pleased to direct **“the petitioner is granted liberty to make a fresh application before the learned Trial Judge, 2nd Additional Sessions Judge, Alipore, South 24-Parganas, for recalling the warrant or for confirmation of the earlier bail status in view of the legal position cited”.**

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In view of the said direction the accused / petitioner has prayed for recalling the warrant and permitting him to continue the same bail.

Thus having regards to the direction of the Hon'ble High Court, Calcutta I am inclined to allow the prayer of the accused petitioner.

Accordingly the application filed by the accused / petitioner is allowed.

Let the W/A in respect of accused Gobinda Yadav be recalled. The accused be permitted to remain in the same bail granted to him by the Ld. ACJM, Alipore.

To **23.03.2026** for appearance of the accused persons and IO's report.

D/c by me.
Sd/-

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

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2nd A.S.J., Alipore.