

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore
Special Case No. 156/2024
CNR: WBSPO1-006233-2024
Ref.: Jibantala PS Case no: 244/2024 Dated : 09.05.2024
U/s 376(2)(n)/376(3)/313 of I.P.C read with 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.
State Vs. Amu Kha.

Order No.02
Dt. 16-05-2024

The accused Amu Kha is produced before this Court from police remand along with relevant documents.

The accused is taken into custody and remanded to J/C till next date.

I.O has submitted a prayer for remanding the accused in judicial custody after rejecting the bail prayer of the accused.

A bail petition along with a vokalatnama has been filed on behalf of the accused.

Heard both sides.

Ld. Advocate for the accused person has submitted that the accused is innocent and has been falsely implicated in this case. Ld. Advocate further submitted that the accused will not abscond if he be enlarged on bail. Thus, he prayed for bail of the accused person imposing any condition.

Ld. Special P.P. in-charge raised objection against the prayer for bail.

Peused the CD and other materials on record.

This is a case under sections 376(2)(n)/376(3)/313 of I.P.C read with Sec 06 of the Protection of Children from Sexual Offence Act, 2012. It appears that the statement of the victim girl has not yet been recorded under section 164 of Cr.P.C. The bail prayer of the accused cannot be considered without perusal of the statement of the VG recorded under section 164 of Cr.P.C.

Accordingly, the prayer for bail of the accused is considered and rejected.

To 07-06-2024 for production of the accused from J/C through VCS and I.O's report since summer vacation intervenes.

The I.O. is directed to bring the defacto complainant on the next date fixed.

Inform the I.O.

Return CD.

D/c by me.
Sd/-

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

Sd/-

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

