

IN THE 2nd COURT OF THE ADDITIONAL SESSIONS JUDGE, ALIPORE

**Special ST - 05(06) 21**

**Special Case No.122/20**

CNR -WBSP01-006861-2020

Present : Umesh Singh (JO Code - WB00783)  
Judge, Special Court & 2nd A.S.J.,  
Alipore, South 24-Parganas.

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21.06.2021

Accused Kantulal Sarder is produced from J.C through V.C.S.

Today is fixed for consideration of charge.

A petition has been filed on behalf of the accused praying for call for the D.N.A Test report.

Learned Special P.P-in-Charge is present.

Learned Defence Counsel is also present.

Learned Special P.P-in-charge opens the case by describing the charges to be framed against the accused person.

Heard both sides. Perused the materials on record and C.D.

On perusal of the same, I find sufficient materials against accused Kantulal Sarder under section 376 (3)/201/506 of I.P.C and Sec 6 of the Protection of Children from Sexual Offences (POCSO) Act, 2012.

Charge is framed accordingly against accused Kantulal Sarder under section 376 (3)/201/506 of I.P.C and Sec 6 of the Protection of Children from Sexual Offences (POCSO) Act, 2012 on separate sheet of paper and the same is kept with the case record.

The identity of the victim girl is required to be kept confidential as per provisions of **Sec 33 (07) of POCSO Act, 2012** as well as **under the direction of the Hon'ble Supreme Court in Nipun Saxena Vs Union of India and the direction of the Hon'ble High Court, Calcutta in Bijoy @ Guddu Das Vs The State of West Bengal**. So to prevent the disclosure of the identification of the said victim girl, her name and address are not disclosed in the above said charge form.

The content of the charge is read over and explained to the accused person in Bengali to which he pleads not guilty and claimed to be tried.

Fix 24.08.2021 for production of accused and evidence of victim girl.

Issue summons accordingly.

Heard both sides on prayer of learned advocate for accused regarding call for DNA Test Report.

Learned Special P.P submitted that I.O be directed to take steps for collecting the DNA Test Report.

Accordingly I.O is directed to take necessary steps for collection of D.N.A Test Report concerning this case and producing the same before this Court at earliest.

Let a copy of this order be sent to the I.O for information and necessary compliance.

D/C by me  
Sd/-Umesh Singh  
A.S.J 2<sup>nd</sup> Court, Alipore  
South 24 Pgs

Sd/-Umesh Singh  
Addl. Session Judge  
2<sup>nd</sup> Court Alipore  
South 24 Pgs