

Special ST - 25(02)2023
Special Case No.144/2020
CNR -WBSP01-007031-2020

Present :Sudipta Bhattacharjee (JO Code - WB00794)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.

06
15.07.2023

Out of four accused persons one accused person namely **Kiran Kumar, Nisha Rani @ Gomathi Eshwari** and **Jasmin Salim Mollah @ Sathi @ Lovely** are produced from Alipore Women Correctional Home in person.

Accused **Abed Ali Molla @ Abed Ali** on bail is present by filing hazira.

Today is fixed for evidence of complainant.

Learned Special P.P is present with witness.

Learned Defence Counsels are also present.

Witness namely Amzad Laskar is examined-in-chief and cross examined in full as PW-2 and discharged. Signatures and documents are marked as Ext. P-5 and Ext.P-6.

At this stage separate bail petitions have been filed on behalf of all the accused persons.

Heard both sides.

Learned advocate for accused Kiran Kumar submitted that he is innocent and has been implicated in this case falsely. The vulnerable witness has been examined in his case. He is in custody for a long time. Thus he prayed for bail of this accused.

Learned Special P.P-in-Charge as well as learned Defecto complainant raised objection.

Perused materials on record and evidence adduced by witnesses.

Considering materials on record including evidence of the victim girl and defacto complainant I am not inclined to release this accused on bail. Accordingly, bail petition of this accused is rejected.

Learned advocate for accused Nisha Rani @ Gomathi Eshwari submitted that no one implicated accused Nisha Rani in their evidence. She is in custody for a long time. Thus he prayed for bail of this accused.

Defacto complainant pointed out the bail petition of this accused which was rejected by the Hon'ble High Court.

Learned Special P.P-in-Charge raised objection.

Perused materials on record and evidence adduced by witnesses.

Considering all I am not inclined to release this accused on bail. Accordingly, bail petition of this accused is rejected. Contd....

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Contd...Order No.06
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Learned advocate for accused Jasmin Salim Mollah @ Sathi @ Lovely submitted that she gave birth child and she is in custody for a long time. There is hardly any ingredient of offence against this accused person as it appears from the evidence of victim girl and defacto complainant. Thus he prayed for bail of this accused.

Learned Special P.P-in Charge as well as learned advocate for Defacto complainant raised objection against the bail prayer of the accused.

I have perused the entire materials on record.

On perusal of the same it appears that it is a case of human trafficking and sexual assault and exploitation of minor girls and there are materials against the accused person. Trial is going on. In such circumstances I am not inclined to release this accused on bail. Accordingly bail petition of accused Jasmin Salim Mollah @ Sathi @ Lovely stands rejected.

Fix **02.09.2023** for production of custody accused, appearance of C/B accused and evidence.

Prosecution is directed to produce the witness on the date fixed positively.

D/C by me
Sd/- Sudipta Bhattacharjee
A.S.J 2nd Court, Alipore
South 24 Pgs

Sd/- Sudipta Bhattacharjee
Addl. Session Judge
2nd Court Alipore