

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

Special Case No.144/20

CNR - WBSP01-007031-2020

Ref.:Basanti PS Case no: 877/19 Dated : 20.12.2019

U/s 376(2)(n) of I.P.C read with section 6 of the Protection of Children from Sexual
Offence Act, 2012 and section 5/6/7 I.T (P) Act.

Present :Manas Ranjan Sanyal (JO Code - WB00666)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.

StateVs. Kiran Kumar & ors

Order No.31

Dt.13.04.2022

Out of three accused persons one accused person namely Kiran Kumar is produced from J.C through VCS.

Accused person namely Nisha Rani @ Gomathi Eshwari is produced from Alipore Women Correctional Home in person.

Accused Abed Ali Molla on bail is absent by petition.

A bail petition has been filed on behalf of both the accused persons.

Heard both sides.

Learned advocate for accused persons submitted that the principal accused has already been granted bail. These accused person is not named in the F.I.R. There is direct allegation of trafficking against these accused persons. So, accused persons may be enlarged on bail imposing any terms and conditions.

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

Perused the materials on record and in CD.

It appears from the materials in CD specially from statement u/s 164 of Cr.P.C I find that victim girl was trafficked from Bangalore and sold in a brothel and he was compelled to do prostitution. These two accused person were also arrested from Bangalore and they were also running a brothel there. From the materials in CD I find that there are serious allegation u/s 370/372 of I.P.C and section 6/17 of POCSO Act, has been prima facie seen. Investigation is still going on. So if at this stage accused person be granted bail there is every chance of tampering of evidence. Therefore, I am not inclined to grant bail to both the accused persons namely Kiran Kumar and Nisha Rani @ Gomathi Eshwari. Accordingly bail petition of both the accused persons is rejected.

Accused persons are remanded to J.C.

To 26.04.2022 for production of accused persons and I.O's report.

D/c by me.

Sd/-Manas Ranjan Sanyal
Judge, Special Court &
2nd A.S.J., Alipore.

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