

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore
Special Case No. 236/2026

Ref.: Garfa PS Case no: 73 Dated : 16.05.2026
U/s 137(2)/65(1) BNS and Sec. 4 of POCSO Act.

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

Order No.01

Dt. 02.06.2026

Received the original case record from the Court of the Addl. Chief Judicial Magistrate, Alipore along with relevant documents.

Accused Ganesh Sardar (18 years) is brought under arrest and produced before this Court.

Let the case be registered under POCSO Act.

One bail application has been filed by the Ld. Advocate for accused. Defacto complainant is not present in Court. Ld. Advocate prays for time to move the application for bail. As such the bail prayer is kept in abeyance.

I.O of this case has made prayer for P.C of this accused till 07.06.2026 for the purpose of investigation. I.O. is present with C.D.

I have heard the IO as well as the Ld. Special PP. I have perused the materials as available in CD.

On careful perusal of the materials available in CD I find no justified ground to allow PC of this accused. Accordingly prayer for PC is rejected.

Other prayers filed by the IO are considered and allowed.

Learned A.C.J.M, Alipore is requested to record the statement of the **victim girl** and the **complainant** u/s 183 BNSS either personally or by deputing any other Magistrate within 48 hours following the procedure as laid down in section 25 and 26 of the POCSO Act, 2012 and to forward the same to this Court without undue delay. In view of the direction of the Hon'ble High Court, Calcutta vide Judgment dated 16.12.2021 delivered by the Hon'ble Justice Bibek Chawdhuri in **CRA 517 of 2017 (Prabir Bhuian Alias Prabir Bhuinyan Vs The State of West Bengal)** the learned Magistrate is also requested to take care and to take necessary steps so that the identity of the victim girl is not disclosed during recording of the statement of the victim girl and the complainant.

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The I.O. of this case is directed to produce the victim girl and the complainant before the Ld. Magistrate for recording their statements.

The A.C.M.O.H (Medico-legal), Alipore is requested to conduct the medico-legal examination upon the accused and send the report as early as possible.

The Professor & Head of Department, Forensic Science and State Medicine, IPGME & R - SSKM Hospital is requested to conduct the medico-legal examination upon the victim girl and send the report as early as possible

The IO of this case is also directed to produce the accused and the victim girl to the concerned hospitals on the scheduled date.

The Superintendent of Baruipur Central Correctional Home is directed to co-operate with the IO for medico-legal examination of the accused on the scheduled date.

Fix **16.06.2026** for production of the accused person from JC, hearing of bail application and I.O's report.

IO is directed to produce the CD and secure the presence of the defacto complainant in Court positively on the next date fixed for hearing of the bail application.

Return CD.

D/c by me.

Sd/-

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

Sd/-

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