

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore
Special ST No. 01(11)2023
Spl Case - 159/2023
CNR-WBSP01-008086-2023

Present : Sudipta Bhattacharjee Addl Sessions Judge, 2nd Court, Alipore
J.O. Code : WB00794

Order No. 05
Dt. 10.06.2024

Accused Jhantu Halder is produced from J.C. through V.C.S.

Today is fixed for evidence.

Ld Spl P.P appeared with one witness (VG)

None appeared on behalf of Ld Defence counsel.

It is now 10.50 a.m.

However for end of justice , Fix 11.30 a.m for evidence.

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

Later
Dt. 10.06.2024

It is now 11.30 a.m.

Ld Defence counsel is not present.

Witness is present.

Ld Defence Counsel has not appeared before this court.

It often appears that due to nonavailability of Ld Defence Counsel , the witness is not examined and the court has failed to utilized valuable judicial hours due to nonavailability of Ld Defence Counsel.

However for end of justice , Fix 12.15 a.m for evidence.

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

Later
10.06.2024

It is now 12.15 a.m.

Ld Spl P.P is appeared before this court.

Ld Defance Counsel not appeared and found absent on repeated calls.

Witness is examined as PW1 in part.

Ld Prosecution files an adjournment petition today , on the ground that the Ld Defence Counsel is not present today.

Case is adjourned.

Fix 22.07.2024 for production and further evidence of PW1.

Ld Prosecution is directed to produce the witness at once.

Sd/- Sudipta Bhattacharjee
Judge, Special Court &
2nd A.S.J., Alipore

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At this stage , on behalf of the victim girl files a petition , praying for allowing adequate interim compensation from the Victim Compensation Fund.

Heard . Perused the same and considered.

It appears from case record that the accused person of this case is committed aggravated penetrative sexual assault upon the Victim Girl. The V.G is already been examined as PW1 in this case. Considering the testimony of PW 1 (V. G) and other facts and circumstances of this case and the future needs of the victim girl, I think that she needs some interim monetary compensation for their rehabilitation , studies as well as repatriation in mainstream of the society.

In view of order passed by the Hon'ble Supreme Court of India 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** and also in view of provision contained under Clause 9 & 12 of NALSA'S Compensation Scheme for Women Victims / Survivors of Saxual Assault / Other Crimes , 2018 it is hereby directed that an amount Rs. 1,00,000/- (Rupees one lakh only) shall be paid to the victim girl , from the Women Victim Compensation Fund / Victim Compensation Fund of the Government of West Bengal as interim relief for her rehabilitation and maintenance.

The Secretary , District Legal Services Authority , Alipore shall take necessary steps for payment on interim compensation to the victim girl from Women Victim Compensation Fund / Victim Compensation Fund of the Government of West Bengal at earliest.

Let a copy of order be sent to the Secretary , District Legal Services Authority, Alipore by name in a close envelope with name and address of the victim girl for payment of interim compensation and necessary compliance.

D/c by me

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

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