

Special Case No. 159/2023
CNR – WBSP01-008086-2023

Ref.: Lake PS Case no: 143/2023 Dated : 06.06.2023
U/s 04/06 of the Protection of Children from Sexual Offence Act
Present :Manas Ranjan Sanyal (JO Code - WB00666)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.
State Vs. Jhantu Halder

Order No.03
Dt.26.06.2023

Received the part record along with statement of victim girl along with witness recorded u/s 164 of Cr.P.C in four sealed envelopes from the Court of learned Addl. Chief Judicial Magistrate. Let the same be kept with the case record.

Accused **Jhantu Halder** (46 years) is produced from J.C through VCS.

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

Heard both sides.

Learned advocate for accused submits that he is innocent and has been falsely implicated in this case. He is in custody since 06.06.2023. learned advocate further submitted that the accused is seriously ill and he is still vomiting blood though in his medical report jail authority submitted that he is not suffering from tuberculosis but as he is vomiting blood there must be some problem in his lung and it appears from the report that there is a eroubronchyaecesfasis and bronchitis at right lung. No bail prayer is either pending or rejected before any higher forum. So accused may be granted bail on any condition.

Learned Special P.P raises objection.

Perused the materials on record espically statement of victim girl recorded u/s 164 of Cr.P.C.

I find that the age of victim girl is only 5 years and there is very serious allegation against the accused in the satement rof he victim girl. So, considering the nature and gravity of offence and considering the early stage of investigation I am not inclined to grant bail to this accused. However, **the Superintendent of Baruiplur Central Correctional Home** is directed to make necessary arrangement for the proper treatment of the accused and to submit report on the next date. Accordingly, bail petition of this accused is rejected.

Let a copy of statements of witnesses recorded u/s 164 of Cr.P.C be supplied to the I.O as prayed for.

To **10.07.2023** for production of the accused 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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