

IN THE 2nd COURT OF THE ADDITIONAL SESSIONS JUDGE, ALIPORE
Special ST - 02(01)2023
Special Case No.162/21
CNR –WBSP01-009810-2021

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

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06.01.2023

Four accused persons namely Rabi Banik, Putul Banik, Susmita Banik and Madhumita Banik on bail are present by filing hazira.

Today is fixed for consideration of charge.

Learned Special P.P-in-charge and learned Defence Counsel are present.

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

Learned Special P.P-in-charge opens the case by describing the charges to be framed against the accused persons.

Heard both sides. Perused the materials on record and in C.D.

On perusal of the same, I find sufficient materials against accused person namely Rabi Banik under section 498A/427/506 of I.P.C and Sec 12 of the Protection of Children from Sexual Offences (POCSO) Act, 2012. I also find sufficient materials against rest accused persons namely Putul Banik, Susmita Banik and Madhumita Banik under section 498A/427/506 of I.P.C.

Charge is framed accordingly against accused person namely Rabi Banik under section 498A/427/506 of I.P.C and Sec 12 of the Protection of Children from Sexual Offences (POCSO) Act, 2012 on separate sheet of paper and the same is kept with the case record.

Charge is framed accordingly against rest accused persons namely Putul Banik, Susmita Banik and Madhumita Banik under section 498A/427/506 of I.P.C on separate sheet of paper and the same is kept with the case record.

The contents of the charges are read over and explained to the accused persons in Bengali to which each of them pleads not guilty and claims to be tried.

The identity of the victim girl is required to be kept confidential as per provisions of **Sec 33 (07) of POCSO Act, 2012** as well as **under the direction of the Hon'ble Supreme Court 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 **Prabir Bhuian Alias Prabir Bhuinyan Vs The State of West Bengal**. So to prevent the disclosure of the identification of the said victim girl, her name and address is not mentioned in the above said charge form.

Fix 03.04.2023 for appearance of accused persons and evidence of victim girl.

I.O is directed to produce the witness on the date fixed positively.

D/C by me
Sd/-Manas Ranjan Sanyal
A.S.J 2nd Court, Alipore
South 24 Pgs

Sd/-Manas Ranjan Sanyal
Addl. Session Judge
2nd Court Alipore
South 24 Pgs