

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

**Special Case No. 373/2025**

CNR: WBSP01-010035-2025

Ref.: Basanti PS Case no: 312/2025 Dated : 10.06.2025

U/s 137(2)/140(3)/64(2)(m) of BNS and Sec.6 of the Protection of Children from Sexual Offence Act, 2012 and Sec. 09 of Prohibition of Child Marriage Act.

Present : Rimpa Roy (JO Code - WB00822)

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

Alipore, South 24-Parganas.

Order No.01

Dt. 15-07-2025

Received original case record from the Court of Ld. ACJM, Alipore along with relevant documents.

Accused Prasenjit Sardar (21 years) is produced before this Court from J/C.

Let the case be registered under POCSO Act.

A bail petition has been filed on behalf of the accused by the Ld. Advocate appearing from LADCS. Ld. Advocate prays for time to move the bail application. Defacto complainant is also not present. Bail prayer is kept in abeyance.

I.O of this case has made prayer for P.C of this accused for 5 days to unearth the actual motive behind the crime for the purpose of investigation of the case.

He has also made prayer for recording statement of the V.G. under section 183 of BNSS.

Heard learned Special P.P as well as the I.O. Perused the prayer.

I find no justified ground to allow the prayer for PC. Accordingly prayer for PC stands rejected.

Other prayers of the IO are considered and allowed.

**Learned A.C.J.M, Alipore** is requested to record the statement of the **victim girl** 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.

Contd....

**Special Case No. 373/2025**  
CNR: WBSP01-010035-2025

Contd... Order No.01 dt. 15.07.2025

The I.O. of this case is directed to produce the victim girl before the Ld. Magistrate for recording her statement.

**IO's** prayer for masking and denoting the name and other particulars of the complainant as well as the victim girl is considered and allowed.

**IO** is directed to keep the original documents in sealed envelop and replace the same with redacted copy.

Accused be remanded to J/C.

To **29.07.2025** for production of the accused from J/C, hearing of bail application and I.O's report.

***The IO of this case is directed to produce the CD and secure the presence of the defacto complainant 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.