

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore  
**Special Case No. 294/2024**

**CNR: WBSP01-011896-2024**

Ref.: Nodakhali PS Case no: 346/2024 Dated: 07.09.2024  
U/s- 351(2) B.N.S & U/s- 12 of the Protection of Children from Sexual Offence Act.

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

State .....Vs..... Birendra Nath Das

Order No.04  
Dt. 01.10.2024

Record is put up today on the prayer of the I.O.

The I.O of this case has made further prayer for recording statement of victim girl under section 183 B.N.S.S as the same could not be recorded on the previous occasion.

Heard the learned Special P.P.

The prayer of the I.O is considered and allowed for interest of investigation.

**Learned A.C.J.M., Alipore** is requested to record the statement of victim girl under section 183 B.N.S.S 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.

**The I.O. of this case** is directed to take further instruction from the learned Magistrate regarding the production of the victim girl for recording her statement.

Supply a copy of the statement to the I.O as and when the same is received.

Inform the learned Additional Chief Judicial Magistrate by sending a copy of this Order along with photocopy of F.I.R and formal F.I.R.

To date i.e. 04.12.2024 for I.O's report.

Sd/- Rimpa Roy  
Judge, Special Court &  
2nd A.S.J., Alipore.