

Special Case No. 216/18

Order No.10

Dt.14.11.2018

Accused Uddalak Maitra and Monojit Das are produced from J.C through V.C.S.

Accused Pinki Rajak, Mithu Ghosh and Krishna Singh are produced from J.C in person.

Received Regent Park P.S charge sheet no.182 of 2018 dated 12.11.2018 for offences punishable under section 120-B/366A/370/373 of I.P.C read with section 3/4/5/6/7 of Immoral Trafficking (Prevention) Act and read with section 4/17/21 of Protection of Children from Sexual Offences Act, 2012. filed against accused six accused persons namely Mithu Ghosh, Uddalak Maitra, Krishna Singh, Pinki Rajak, Monojit Das and Taposi Mondal along with copies of documents showing Taposi Mondal as absconder.

Perused copies of documents filed u/s 173 Cr.P.C. Considered.

Cognizance is taken.

The bail petitions have been filed on behalf of the accused persons namely Monojit Das and Krishna Singh, Pinki Rajak and Mithu Ghosh. Copy served to ld. Special P.P. Objection noted.

None moved the bail application for accused Pinki Rajak and hence it is rejected.

Heard both sides. Perused the materials on record. Considered.

Fix 15.11.2018 for order.

At this stage, Ld. Lawyer of the Defacto-complainant files a petition along with xerox copy of school leaving certificate of De-facto complainant showing the original before the Court.

It appears from the record that I.O has submitted one report regarding age of the victim girl with the photocopy of her Aadhar Card.

I.O is directed to do the needful for verification of the said documents in accordance with law and to submit a report.

Let a copy of this order be sent to the I.O for her information and taking necessary action.

To 10.12.2018 for report from the I.O.

D/c by me.

Sd/-
Sonia Majumdar
Judge, Special Court &
2nd A.S.J., Alipore.

Sd/-
Sonia Majumdar
Judge, Special Court &
2nd A.S.J., Alipore.

Special Case No. 216/18

Order No.11

Dt.15.11.2018

Today is fixed for passing order in respect of bail petitions filed on behalf of the accused persons namely Monojit Das and Krishna Singh, Pinki Rajak and Mithu Ghosh dated 14.11.2018 .

During hearing, Ld. Advocate for the accused Manojit Das and Krishna Singh has submitted that the accused persons are innocent and have been falsely implicated in this case and are in no way connected with this case and that no bail prayer is rejected or pending before the higher forum in connection with this case on any occasion. So they prayed for grant of bail.

Ld. Advocate for accused Mithu Ghosh has submitted that the accused is innocent and has no connection with the case matter and no bail prayer is rejected or pending before the higher forum in connection with this case on any occasion. So he prayed for grant of bail.

Ld. Special P.P raised strong objection by submitting that it is a case of Immoral Trafficking and all the accused persons are connected. So she prays for rejection of the bail applications.

On consideration of the same, I find that charge sheet has been submitted against all the six accused persons under section 366A/370/373/120B of I.P.C read with section 3/4/5/6/7/18 of the Immoral Trafficking (Prevention) Act read with section 4/17/21 of the Protection of Children from Sexual Offences Act, 2012. So prima facie case has been established against all the accused persons. Considering the gravity of offence and materials in record, I am not inclined to allow bail prayer of these accused persons.

Hence, the bail applications of the accused persons namely Monojit Das, Krishna Singh and Mithu Ghosh stand rejected.

I.O has prayed for issuing W/A against absconder accused person namely Taposi Mondal.

Heard I.O as well as Ld. Special P.P. Considered.

Prayer of the I.O is allowed.

Hence issue W/A against the absconder accused Taposi Mondal.

To 10.12.2018 for production and E/R of W/A.

D/c by me.

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

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