

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore
Special Case No. 608/2025
CNR WBSP01-016007-2025

Ref.: Bishnupur PS Case no: 1010/2025 Dated : 12.11.2025
U/s 65(1) BNS read with Section 4 of POCSO Act.

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

Order No.01
Dt. 13.11.2025

The accused Debasis Bhattacharya (50 years) is brought under arrest and produced before this Court along with relevant documents. He is taken into custody and remanded to J/C.

Let the case be registered under POCSO Act.

A vokalatnama has been filed on behalf of the accused person. Let it be accepted and kept with record. One bail application has also been filed. Defacto complainant is not present in Court. As such the bail prayer is kept in abeyance.

I.O of this case has made prayer for P.C of this accused for 14 (fourteen) days for the purpose of effective investigation. I.O. is present with C.D.

I have heard the IO as well as the Ld. Special PP. I have perused the materials as available in CD.

It is a case under section 65(1) BNS read with Section 4 of POCSO Act. It appears from the PC prayer of the I.O that prayer of I.O for PC of the accused has been forwarded by superior officer. From the submission of prosecution it reveals that I.O requires PC of this accused for the purpose of verifying the statement of the accused and conducting his medico-legal examination for the purpose of investigation of the case. So, for the purpose of investigation the prayer of PC requires to be allowed and the other prayers of the I.O are also considered and allowed.

Accused Debasis Bhattacharya is remanded to police custody till **18.11.2025**. I.O is further directed to observe the guidelines of the Human Right Commission and direction of the Hon'ble Supreme Court regarding police custody of the said accused person. I.O is also directed to take all necessary steps for medical check-up of the accused at the regular intervals and not to make any kind of torture during P.C period.

Other prayers filed by the IO are considered and allowed.

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

Contd...

Special Case No. 608/2025
CNR WBSP01-016007-2025

Order No.01 Dt. 13.11.2025

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 and the complainant.

The I.O. of this case is directed to produce the victim girl and the complainant before the Ld. Magistrate for recording their statements.

The Superintendent of Baruipur SD, Hospital, South 24 Parganas is requested to conduct the medico-legal examination upon the accused and send the report as early as possible.

The I.O is also directed to produce the accused person to the concerned hospital on the scheduled date.

Fix **18.11.2025** for production of the accused from PC, hearing of bail application and I.O's report.

IO is directed to produce the CD and serve notice to the defacto complainant securing his / her presence in Court 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.