Special Case No.348/2023
CNR – WBSP01-016340-2023
Ref.: Bishnupur PS Case no: 943/2023 Dated : 21.11.2023
U/s 448.325/354D, 376/511 of I.P.C and section 10 of the Protection of Children from Sexual Offence Act.
Present :Mir Rashid Ali (JO Code - WB00701)
Judge-in-Charge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.
State Vs.Imaidul Pailan @ Ebadul

Order No.01
Dt.22.11.2023

Received the written FIR, formal FIR, Inspection Memo, Memo of arrest, medical report of accused, check list alongwith forwarding report and other documents.

Register the same as Special Case No.348/2023 u/s 448.325/354D, 376/511 of I.P.C and section 10 of the Protection of Children from Sexual Offence Act.

Accused **Ebadul Pailan @ Imaidul Pailan (33 years)** is brought under arrest. He is taken into judicial custody.

Learned advocate from LADCS filed a bail petition on behalf of accused and prayed for bail of this accused.

I.O is present and precisely pressed for securing police custody of the accused till 30.11.2023 for sake of investigation and for reconstruction of crime. He has also made prayer for recording statement of the victim girl and complainant.

Learned Special P.P opposed bail prayer of the accused and prayed for passing necessary for custodial interrogation of the accused.

Heard both sides as well as the I.O. Perused the statement recorded made by the accused person before the I.O. Considered.

It appears that the statement made by the accused before the I.O to assist the I.O for reconstruction of crime. So, for the sake of investigation the prayer of PC requires to be allowed and other prayers of the I.O are also considered and allowed.

Accused **Ebadul Pailan @ Imaidul Pailan** is remanded to police custody till **28.11.2023**. 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.

Since PC prayer is allowed the bail petition of accused is considered and rejected.

Learned A.C.J.M, Alipore is requested to record the statements of ***victim girl and complainant*** *u/s 164 Cr.P.C* either personally or by deputing any other Magistrate within 48 hours and send the same before this Court as early as possible.

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The I.O. of this case is directed to take further instruction from the learned Magistrate regarding the production of victim girl and complainant for recording their statements.

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

To **28.11.2023** for production of accused from PC and I.O's report.

D/c by me.
Sd/- Mir Rashid Ali
Judge-in-Charge, Special Court &
2nd A.S.J., Alipore.

Sd/- Mir Rashid Ali
Judge-in-Charge, Special Court &
2nd A.S.J., Alipore.