Special ST -11(07)2024
Special Case No. 357/2023
CNR –WBSP01-016787-2023
Present :Sudipta Bhattacharjee (JO Code - WB00794)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas

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25.07.2024

Both the accused **Jabesh Dutta** and **Kaberi Das** are produced from J.C through V.C.S.

Today is fixed for consideration of charge.

Learned Special P.P-in-charge is present.

Learned Defence Counsel is also present.

Learned Special P.P-in-charge opened the case by describing the charges to be framed against these accused persons.

Perused the materials on record and C.D.

On perusal of the same and considering all these this court is of the opinion that there is sufficient ground for presuming that the accused person namely Jabesh Dutta had committed the offence u/s 376(2)(d)(l)(k)(n)/120B/506 of IPC., u/s 6 of POCSO Act, u/s 85 of Juvenile Justice Act, 2015 and 92(d) of Disability Act. 2016 and that the accused person namely Kaberi Das had committed the offence u/s 376(2)(d)(l)(k)(n)/109 & 120B of IPC., u/s 6 read with section 17 of POCSO Act, u/s 85 of Juvenile Justice Act, 2015 and 92(d) of Disability Act. 2016 Accordingly, charge is framed against the accused person namely Jabesh Dutta u/s 376(2)(d)(l)(k)(n)/120B/506 of IPC., u/s 6 of POCSO Act, u/s 85 of Juvenile Justice Act, 2015 and 92(d) of Disability Act. 2016 and against the accused person namely Kaberi Das u/s 376(2)(d)(l)(k)(n)/109 & 120B of IPC., u/s 6 read with section 17 of POCSO Act, u/s 85 of Juvenile Justice Act, 2015 and 92(d) of Disability Act. 2016 on separate sheet of paper and the same is kept with the case record.

The contents of the charges is read over and explained to the accused persons in vernacular languages to which each of them pleaded not guilty by saying **"Ami Nirdosh"** and claimed to be tried.

The ld. Advocate for the accused Jabesh Dutta has submitted that the accused has been suffering from illness and so he has prayed for providing medical treatment to the accused person.

The prayer is considered and allowed.

The Superintendent, Baruipur Central Correctional Home is directed to arrange for medical treatment of the accused Jabesh Dutta, if necessary.

Fix **20.09.2024** for production of both accused persons and evidence of victim girl.

I.O is directed to bring the victim girl on the date fixed positively.

He is also directed to inform the defacto complainant on the date fixed positively.

Let a copy of this order be sent to the Superintendent, Baruipur Central Correctional Home for information and compliance.

D/C by me
Sd/-
A.S.J 2nd Court, Alipore
South 24 Pgs

Sd/-
Addl. Session Judge
2nd Court Alipore
South 24 Pgs