

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore

Special Case No. 637/2025

CNR: WBSP01-016934-2025

Ref.: Nodakhali PS Case no: 497/2025 Dated : 29.11.2025

U/s 65(1) BNS r/w 06 of the Protection of Children from Sexual Offence Act, 2012

Present : Mahua Roy Basu (JO Code - WB01001)

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

Alipore, South 24-Parganas. (In-charge)

Order No.11

Dt. 10.03.2026

The accused Morsalim Sk (39 years) is produced before this Court from J/C through VCS.

Today is fixed for hearing of the bail petition. The same is taken up for hearing in presence of all sides.

Ld. Advocate for the accused person has submitted that the accused is innocent and has been falsely implicated in this case. Ld. Advocate has further submitted that his client is in custody for a considerable period and charge sheet has already been submitted after completion of investigation. Ld. Counsel further submits that the statement of the VG before the Doctor and the medical examination report does not at all support the version of the FIR as well as the statement of the VG before the Ld. Magistrate. Thus, he prayed for bail of the accused person in any condition.

Ld. Special P.P. raised objection against the prayer for bail.

Defacto complainant has raised objection against the prayer for bail.

IO of this case is also present.

Heard all sides. Perused the CD, statement of the victim girl recorded u/Sec.164 Cr.P.C. / 183 BNSS and other materials in the case record.

It was specifically pointed out by the Ld. Defence Counsel that the type of injury as noted in the medical report does not commensurate with the allegation made in FIR. However, without going into the depth of the materials present in the CD at this stage I am of the opinion that the version of the VG on her statement before the Magistrate itself is sufficient to attract ingredients of offence under Section 6 of POCSO Act. Thus having considered the nature and gravity of the offence, I am not inclined to enlarge the accused person on bail.

Hence, the prayer for bail is rejected. Let the accused be remanded to J/C till the next date.

IO has submitted report which shows that copy of charge sheet has already been handed over to the accused in J/C.

To **02.04.2026** for production of the accused from J/C and consideration of charge.

Return CD.

D/c by me.

Sd/-

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

Sd/-

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