

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore  
**Special Case No. 313/2022**

**CNR: WBSP01-017814-2022**

Ref.: Thakurpukur PS Case no: 318/2022 Dated: 27.11.2022  
U/s 506 I.P.C & U/s- 4/6/8/12 of the Protection of Children from Sexual Offence  
Act, 2012.

Present: Manas Ranjan Sanyal, Judge(JO code: WB666),  
Special Court & 2nd A.S.J.,  
Alipore, South 24-Parganas.  
State .....Vs..... Surajit Bhattacharjee

Order No.09

Dt.13.12.2022

Accused Surajit Bhattacharjee is produced from J.C through VCS.

A bail petition has been filed on behalf of the accused.

Heard both sides.

Learned advocate for the accused submits that he is innocent and has been implicated in this case falsely. Learned advocate submits further that the accused is running a coaching centre namely Success Academy where many students are taking private tuition. So, it is very much improbable that anything happened in the coaching centre as alleged by the prosecution. Moreover, it appears from medical report of the victim girl that she is suffering from Occasional Disassociate Episode Disorder and this type of disorder happened if prolong sexual abuse suffered by a person. But in the present case only one day incident is alleged. So, it is very much doubtful whether actually anything happened in the coaching centre or any offence committed by the accused person or not. So, considering the above fact accused may be granted bail on any condition.

Ld. Special P.P opposes the bail prayer and learned advocate appearing on behalf of defacto complainant also opposes the bail prayer.

Perused the materials on record especially the statement of the victim girl recorded u/s 164 of Cr.P.C as well as the medical examination report of the victim girl. I have also gone through the medical examination report submitted by the defacto complainant.

On going through the statement of the VG I find that allegation against the accused, who is a teacher of Success Academy, is serious in nature. It appears from the medical document that the victim girl is suffering from some traumatic disorder and which may happen due to some sexual abuse and stress. The medical examination report of the victim also supports the sexual assault upon the victim. So, considering the material in CD and considering the early

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stage of investigation I am not inclined to grant bail to this accused. Learned advocate for accused submitted that the accused is suffering from various ailments.

Accordingly **the Superintendent, Presidency Correctional Home** is directed to provide necessary medical aid to this accused and submit report to this Court regarding the health condition of this accused.

Let a copy of this order be sent to Superintendent of Presidency Correctional for information and taking necessary action.

Accused is remanded to J.C.

Fix 22.12.2022 for production of accused and I.O's report.

D/c by me.

Sd/-Manas Ranjan Sanyal  
Judge, Special Court &  
2nd A.S.J., Alipore.

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