

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.

StateVs..... Surajit Bhattacharjee

Order No.10

Dt.22.12.2022

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 find that the medical examination report also supports the sexual abuse upon the victim girl. Investigation is at very early stage. So bail application of accused stands rejected.

Accordingly **the Superintendent, Presidency Correctional Home** is directed to provide proper 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 06.01.2023 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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