

In the Court of Special Judge Under POCSO Act(Additional District &
Sessions Judge,1st Court), Sealdah, South 24-Parganas
Special Case no 10 of 2025

Order No. 1 dated 06.01.2025

Received the Record from Ld. ACJM , Sealdah including the FIR, written complaint, denotation sheet, two seizure lists(Kept in closed envelope), memo of arrest & Inspection Memo and prayers of IO in respect of Phoolbagan P.S. case no 04 dt 05.01.2025 u/s 70 (2) of BNS R/W u/s 4/17 of POCSO Act.

Accused Rupam Basu Roy Chowdhury and Bappa @ Rudra Naskar are produced before the Court.

I.O. of the case has filed an application praying for recording the statement of Victim Girl under section 183 of BNSS on the ground assigned thereon. I have examined the said victim girl and she is willing to make her statement judicially under section 183 of BNSS . Accordingly the prayer of the I.O. in respect of recording of the statement of victim girl under section 183 of BNSS is allowed in the interest of the investigation.

Ld. Additional Judicial Magistrate, 3rd Court Sealdah is requested to record of the statement of victim girl under section 183 of BNSS with necessary compliance under section 26(4) of POCSO Act.

I.O. of the case has also filed applications praying for Medico Legal examination of the accused person namely Rupam Basu Roy Chowdhury and Bappa @ Rudra Naskar and the Victim Girl. The prayer as submitted by the I.O. is justified and cogent in the interest of investigation; So prayer is allowed. The H.O.D. of Forensic Science & State Medicine of N.R.S. Medical College & Hospital is directed to cause the Medico Legal Examination of the the accused persons and Victim Girl in accordance with law.

Let a copy of this order be sent to The H.O.D. of Forensic Science & State Medicine of N.R.S. Medical College & Hospital.

An application is filed by the I.O. of the case with a prayer for police custody remand till 19.01.2025 for the purpose of reconstruction of crime and pending investigation into this case. Ld. Special P.P. Tapan Roy is present and moved the said application filed by the IO of this case. It is submitted by the Ld. Special P.P that for the sake of reconstruction of crime and pending investigation into this case, police custody as prayed for by the I.O be allowed till 19.01.2025 for the interest of justice.

Heard. Considered.

Perused the materials on record.

Considering the submission made by Ld. Special P.P. and nature of the offence as alleged, I am inclined to allow three days' (i.e. from 06.01.2025 to 08.01.2025) Police Custody of the accused namely Rupam Basu Roy Chowdhury

and Bappa @ Rudra Naskar as prayed for by the I.O.

Accused be sent to the police custody for 3 days and the accused be produced before this Court on 09.01.2025 . While taking in police custody of the accused the IO must observe all legal formalities and guidelines of the Hon'ble Court and shall cause medical test of the accused at the interval of every 24 hours during period of the said police remand and before production of the accused person from the police remand before the Court.

Let a copy of this order be given to the I.O.

On behalf of both the accused persons Ld. Lawyer appears by filing fresh vakalatnama and also files a bail petition.

Bail petition will be heard on the next date.

Fix 09.01.2025 for production of the accused from P.C. & IO's report and hearing of bail petition.

Anirban Das (WB0691)
Special Court under POCSO Act
Additional District & Sessions Judge,
1st Court, Sealdah