

Special case No. 06 of 2026

Order no. 04 dated 10.02.2026.

The accused **Avinash Kumar** is produced from PC.

He is taken into custody and remanded to JC.

Ld. Special PP is present.

Ld. Advocate for the accused is also present.

Bail petition filed for the said accused.

Heard Ld. Advocate for the accused and Ld. Special PP.

Ld. Special PP raises objection on the ground that if the accused will be released on bail, it will be an example of promoting of child marriage and the social structure will be ruined.

The parents of the victim turned up by filing vokalatnama.

The parents of the victim submits that her daughter had married the accused and one child was born from the said wedlock.

The accused also admitted that he is the biological father of the child of the victim and that the victim is his wife.

It is fact that the said victim is a child as per the provision of POCSO Act but at the same time it is also fact that she was married with the accused and a child was born from the said wedlock.

The parents of the victim and the accused himself admitted the said factum of marriage and birth of the child.

It appears that the IO did not collect any document from the hospital authority till now whereas the Ld. Advocate for the accused filed the original discharge certificate of the victim.

The IO is directed to verify the same immediately.

From the submission of the victim it appears that she had studied up to class VIII at Kolkata and as such, the IO can collect the documents from the school to get a statement about the date of birth of the victim.

Considering all, I think that for the future of the victim girl as well as the new born baby, the accused should be enlarged on bail.

Accused namely **Avinash Kumar** may be released on his furnishing bond of Rs. 4,000/- with two registered sureties of Rs. 2,000/- each subject to the satisfaction of Ld. ACJM, Sealdah on condition that he will turn up on the date as will be fixed by this court id, to JC.

If on bail to **07.03.2026** for appearance and IO's report.

Let a copy of this order be sent to the Ld. ACJM, Sealdah for information and taking necessary action.

D/C by me

ASJ, 1st Court, Sealdah

(Anirban Das)/WB0691
Addl. Sessions Judge, 1st Court,
Sealdah, 24-Pgs.(S).