

In the Court of Special Judge Under POCSO Act(Additional District & Sessions Judge,1st Court), Sealdah, South 24-Parganas
Special Case no 19 of 2025

Order No. 1 dated 11.03.2025

Received the Record from Ld. ACJM , Sealdah including the FIR, Written Complaint (in closed envelope), GDE No. 833, Memo of Arrest, Inspection Memo, Rescue Memo and prayers of the I.O. in respect of **Chitpur P.S. case no 09 dt 09.01.2025** u/s 137(2)/64 of BNS r/w u/s 4 of POCSO Act. Sec 9 of Child Marriage Act.

Accused **Niloy Samaddar** is brought under arrest.

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. 1st Judicial Magistrate, Sealdah is requested to record 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 accd person namely **Niloy Samaddar** . 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 R.G. Kar Medical College & Hospital is directed to cause the Medico Legal Examination of the the accused person in accordance with law.

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

An application is filed by the I.O. of the case with a prayer for police custody remand till 13.03.2025 for the purpose of reconstruction of crime and pending investigation into this case. Ld. Special P.P. Asim Kumar is present and moved the said application filed by the IO of this case. It is submitted by the Ld. Special P.P submits 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 13.03.2025 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 two days' (i.e. from 11.03.2025 to

12.03.2025) Police Custody of the accused namely **Niloy Samaddar** as prayed for by the I.O.

Accused be sent to the police custody for 2 days and the accused be produced before this Court on **13.03.2025** . 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.

On behalf of the accused and Defacto Complainant , Ld. Lawyer appears by filing fresh vakalatnama.

On behalf of the accused Ld. Lawyer files bail petition.

Bail petition will be heard on the next date.

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

Fix **13.03.2025** for **production of the accused from P.C. & IO's report.**

sd/-

(Anirban Das)/WB00691

Special Court under POCSO Act

Additional District & Sessions Judge,

1st Court, Sealdah

dated-11.03.2025

Copy of order sent to:

1. The H.O.D. of Forensic Science & State Medicine of R.G. Kar Medical College & Hospital

&

2. The IO

for information and n/a.

(Anirban Das)/WB00691

Special Court under POCSO Act

Additional District & Sessions Judge,

1st Court, Sealdah