

Before the Judge, Special court under the POCSO Act, 2012  
Diamond Harbour, South 24 Parganas  
Present : Dhiman Barman (WB00923)  
Special PTN 06 of 2026  
arising out of Ramnagar PS case No 02 of 2026  
u/s 127(2)/ 351(2) of BNS, 2023 & 6 of the POCSO Act, 2012

State Vs Farman Sk.

Order No 12  
06.03.2026

Today is fixed for bail hearing.

Both sides are present.

Defacto complainant is also present.

The bail petition is taken up for hearing.

Heard both sides and the defacto complainant.

Perused the materials on record.

Ld PP raised formal objection and left the matter with the discretion of the Court.

As a matter of fact this is a case u/s 06 of the POCSO Act read with section 127(2) 351(2) BNS, 2023 in which charge sheet has also been submitted against the accused who is in custody since 06.01.2026. Admittedly, the victim herein is a boy of seven years age who was sexually assaulted by the accused as per the allegation made in the FIR. The statement of the Victim Boy recorded u/s 183 BNS however, does not reflect any clear statement of fact pertaining to penetrative sexual assault. Moreover, the medico-legal examination report of the victim boy also do not depict any evidence of external injury anywhere on the person of the victim boy including his private parts. That being the position the court does not find justifiable ground to extend the period of detention of the accused in JC.

On being examined in open court the defacto complainant being the mother of the victim boy though raised no objection in the matter of granting bail to the accused, expressed her anxiety about the safety and security of the victim boy and further stated that the court must pass an order in such a fashion that any sort of apprehension about the safety and security of the victim boy can be eradicated.

Having regard to the submission made by the defacto complainant and the materials on record, I therefore find that the accused can be released on an interim bail with such conditions which may address the anxiety and apprehension of the defacto complainant.

Hence, it is

Ordered

that the bail petition filed on behalf of the accused is hereby allowed and disposed of.

Accused above named may find interim bail of Rs.5000/- with two sureties of Rs. 2500/- each out of which one must be local/ cash with further condition that the accused shall not enter the jurisdiction of Ramnagar PS until conclusion of trial or until further order whichever is earlier and shall report once in a fortnight to the OC of the concerned PS within whose jurisdiction he shall reside/stay/live during this period and shall attend the court on each on every date of hearing and shall not intimidate or otherwise try to influence the prosecution witnesses.

Failure to comply the aforementioned conditions shall amount to automatic cancellation of the interim bail of the accused.

If on bail 10.04.2026 for appearance and charge.

Dictated and corrected by me,

Sd/-

Judge, Special Court(IC)  
Diamond Harbour(South 24 Parganas)

Sd/-

Judge, Special Court(IC)  
Diamond Harbour (South 24 Parganas)