

**Spl. Pocso-08/2025
(J.O.Code-WB00875)**

Order No. 06
Date 31-01-2025

Today is fixed for production of accused Tapas Kumar Sardar from J.C through V.Cand hearing of bail petition and I.O's report.

Accused Tapas Kumar Sardar is produced from J/C through VC and he is represented by his Ld. Counsel.

A petition is filed today praying for bail of accused person along with an affidavit.

Subsequently the bail petition is not pressed and rejected.

Ld. Spl. P.P. in-charge namely Sri Swapan Maity files hazira for the State along with hazira of DC and with his appointment letter.

D.C is present.

C.D. is produced.

Both sides are present.

The case record is taken up for hearing of bail petition filed for accused on 20.01.2025.

At the very outset, Ld. Defence Counsel submits that no bail petition in respect of this accused in connection with this case is pending or rejected by any upper forum. It is submitted that the accused is in J/C since 19.01.2025. It is further submitted that there is no specific complaint lodged by the parents of V.G in this Case. One intimation was given by medical officer to P.S regarding treatment of minor girl in hospital , based on which the instant case was initiated. Ld. Defense Counsel further submits that V.G and this accused are involved in love affairs since long and there is no objection of the family regarding their relationship. Hence, is the prayer for bail of the accused.

Ld. Spl. P.P. in-charge opposes the bail petition and submits that V.G. is minor, aged 14 years and was found 28 weeks pregnant, during her treatment in the hospital. It is further submitted that the consent of minor V.G if any in any sexual activities is no consent at all. That apart this accused has also married this minor V.G which is also an offence in the eye of Law. Hence is the prayer for rejection of bail.

Considering the materials on record, it is found that the investigation is at its initial stage and there is sufficient materials against this accused in CD.

As such considering all aspects this Court at this stage is not inclined to release the accused on bail.

Accordingly, bail petition filed for accused Tapas Kumar Sardar is rejected.

At this stage a prayer filed by I.O today praying for four days police remand of accused Tapas Kumar Sardar, duly forwarded and recommended by superior officer is placed before me.

I.O is personally present.

Ld. Spl. P.P in charge as well as I.O prays for necessary direction for physical production of accused Tapas Kumar Sardar, for hearing of Police Remand prayer as filed today.

Ld. Spl. P.P in charge also prays for fixing 05.02.2025 for physical production of accused from J.C and hearing of police remand prayer, as I.O would not be available due to personal reason during this period. Considered.

Fix 05.02.2025 for physical production of accused namely, Tapas Kumar Sardar from J.C, and hearing of police remand prayer as filed by I.O today.

I.O is directed to remain present on 05.02.2025 along with C.D.

Return and call for C.D on date so fixed.

Controller, Diamond Harbour Sub-Correctional Home is directed to produce physically, the accused Tapas Kumar Sardar before this Court on 05.02.2025.

Let a copy of this order be sent to the I.O as well as to the Controller, Diamond Harbour Sub-Correctional Home for necessary compliance.

D/C by me

A.S.J. 1st Court,
& Spl. Pocso Court,
Kakdwip, South 24 Parganas

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