

CIS-43/2024
Spl. Pocso-43/2024
J.O. Code-WB00875

Order No. 10

Dated: 24.02.2025

Today is fixed for passing order on the objection filed by defacto complainant regarding the result of investigation of this case.

Ld. Spl. PP in charge namely Smt. Haimabati Sinha Barma files hazira for the State.

The case record is taken up for passing order.

Perused the CD.

It appears that the instant case was initiated against seven accused persons based on the complaint of defacto complainant under provisions of BNS read with Section 8 of POCSO Act.

After completion of investigation, charge sheet has been submitted against five accused persons u/s 329(3)/126(2)/115(2)/351(2)/3(5) BNS and the rest two accused persons namely Sourav Patra and Sourav Das have been not sent up.

It appears that the VG in this case is a minor and allegation under provision of POCSO Act transpires both from the written complaint as well as the statement of victim recorded by Ld. Magistrate. That apart there is allegation revealed against the persons who have been not charge sheeted in this case.

In such circumstances, the objection raised by defacto complainant regarding the result of investigation of this case prima facie appears to be justified.

As such IC, Dholahat PS is directed to get the instant case re-investigated by any other competent officer, except by the previous IO and not below the rank of previous IO and submit report accordingly.

Return CD.

Fix 10.03.2025 for compliance report from IC, Dholahat PS.

Let a copy of this order be sent to the IC, Dholahat PS for his compliance.

D/C by me,

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

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