

POCSO 24 of 2025
CNR No. WBUD01-000832-2025
J.O Code No. WB01307

Order No. 11.
Dated – 04.06.2026.

The accused person namely **Mabud Ali @ Mamon** is present by filing hazira.

Ld. Spl PP files hazira for the State.

Today is fixed for acceptance of final report in presence of de facto complainant.

De facto complainant is appeared before the Court and is raising no objection on the acceptance of final report.

Ld. Advocate for the accused submitted that the IO has filed CS in this case against the accused person namely **Mabud Ali @ Mamon** for offence u/s 351(2) of BNSS which is triable by Ld. Judicial Magistrate 1st Class and there is no materials of POCSO Act against the accused person and as such instant case be sent before Ld. C.J.M, Raiganj, Uttar Dinajpur.

Ld. Spl PP conceded that as per the CS no offence is made out which is triable by the court of sessions.

On perusal this court finds that the case was initially started for offence u/s 8 of POCSO Act against the accused person. However, after completion of investigation IO submitted CS against accused person namely **Mabud Ali @ Mamon** for offence u/s 351(2) of BNSS and there is no materials for offence under POCSO Act. It also appears from the statement of VG u/s 164 CrPC that there is no materials for offence under POCSO Act against the accused.

Considering the materials in CD and the circumstance, this court finds that no offence is made out which is triable by the court of sessions under POCSO Act. The offences u/s 351(2) of BNSS is triable by Ld. Judicial Magistrate, 1st Class. Accordingly, a copy of this order along with the instant case record be sent before Ld. C.J.M, Uttar Dinajpur for disposal as per law.

The case diary and alamats, if any, be also sent before Ld. C.J.M, Raiganj, Uttar Dinajpur.

The accused person is directed to appear before Ld. C.J.M, Raiganj, Uttar Dinajpur.

Fix **30.06.2026** for appearance of the accused person before Ld. C.J.M, Raiganj, Uttar Dinajpur.

Dictated & corrected by me

Sd/-
A.S.J,

Sd/-
Addl. Sessions Judge, 2nd
Court-cum-Judge Spl.
Court under POCSO Act,
Raiganj, Uttar Dinajpur.

Memo No.....Dated, Raiganj, the 04th day of June, 2026.

Copy of order along with case record is sent to Ld. C.J.M, Uttar Dinajpur for information and necessary action.

Addl. Sessions Judge, 2nd
Court-cum-Judge Spl.
Court under POCSO Act,
Raiganj, Uttar Dinajpur.