

PA Case No.04 of 2023
JO CODE No.WB00575
CNR No.WBUD01-000962-2023

Order No.08

04.05.2023

Accused Golam Martuja in J/C is physically produced from J/C and remanded to J/C.

Today is fixed for production and IO's report.

One bail petition on his behalf is filed.

Ld. Lawyer for accused person is present.

Ld. PP in charge is present.

The record is taken up for hearing the bail petition.

Ld. Lawyer for accused person submits inter alia that it is totally out and out false case the alleged incident took place in the day light and there was no shouting on the part of the victim. So the allegation is not believable and further submits that this accused has been custody more than 40 days. So this accused be released on bail in any condition.

Ld. PP raises objection.

Having heard both sides. Having perused the case record, it appears that the allegation made by the victim that on 22.03.2023 around 9 am while she was going to her working place as ICDS worker by cycle through the Goldanga bridge she was intercepted by the accused and made first indecent proposal. When she refused then she was forcefully embarrassed by accused and pressing her breast by trying to commit the alleged offence. But somehow by pushing the accused victim removed herself and left the place. This complaint also shows that the accused knew this victim belongs to a ST community and the complaint is corroborated by the victim u/s.164 Cr.P.C.

Though prima facie allegation is u/s.376/511 IPC but without considering further development or further looking into the case diary I am not inclined to allow the bail prayer.

As such bail prayer stands rejected.

To **18.05.2023** for production and call for CD positively.

Inform IO accordingly.

Spl.Judge(NDPS)
Raiganj,U/Dinajpur

Spl.Judge(NDPS),
Raiganj,U/Dinajpur