

POCSO-47/2019
CNR No. WBUD01-002951-2019
J.O Code-WB00656

Order No.18
Dated 11.02.2020

The accused **Taposh Das @ Taposh Chandra Das** is physically produced from J/C. The accused **Satyen Das** on C/B is present by filing hazira. Today is fixed for evidence of victim girl and the complainant. The summons were duly issued but no return has been received today. The hazira of victim girl and the complainant is filed with fresh power by Ld. Advocate Sri Nilima Sanyal Sarkar who identified them through Ld. Spl.PP Sri Ajoy Kr. Das. A photocopy of Aadhar card and Voter ID card of the witness are also filed. Let those be kept with the record.

The victim girl and the defacto complainant are examined, cross-examined and discharged as PW-1 and PW-2. The documents are marked **Exbt-1, 2, 2/1**.

A bail petition is filed on behalf of the accused **Taposh Das @ Taposh Chandra Das**. The copy is shown to Ld. Spl.PP Sri Ajoy Kr. Das.

It is submitted again that no bail petition was pending or was rejected before or by any Higher Forum in connection with this case.

It is submitted by the defence that the accused person is innocent, he has been falsely implicated in this case and he is in custody since long. In the above situation, it is prayed that he may be enlarged on bail on any condition.

Ld.Spl.PP left the matter to the discretion of this court.

I have carefully considered the submission made by the parties and I have also examined the materials on record including the evidence of PW-1 and PW-2. Their evidences do not give any direct or even indirect involvement of this accused in committing offence against the minor girl. This accused is in custody since 25.10.2019. In view of above, considering the period of detention of this accused, I intend to enlarge him on bail.

Accordingly, accused **Taposh Das @ Taposh Chandra Das** may find bail of **Rs.5000/-** with two sureties of **Rs.2500/-each** one of whom must be an advocate surety to the satisfaction of **Ld. CJM Raiganj** on condition to appear before this Court each and every date fixed.

Return CD.

If on bail, fixing **30.06.2021** for appearance and evidence of CSW-2 and CSW-3.

Fixing **01.07.2021** for evidence of CSW-4 and CSW-5.

To dates for appearance.

The prosecution do take steps accordingly.

Let a copy of this order be sent to Ld. CJM, Raiganj, for information and taking necessary action.

Dictated & corrected
by me

Judge Special Court (POCSO)
Raiganj, Uttar Dinajpur

Judge Special Court (POCSO)
Raiganj, Uttar Dinajpur

