

POCSO Case No. 55 of 2020
CNR WBUD01-002404-2022
J.O. Code WB00149

Order No.35

Dated: 30.08.2022

Today stands fixed for production, supply of copy and consideration of charge.

Accused persons Monigopal Das, Dipak Barman and Bikash Das @ Prakash Das are produced from J/C and remanded back.

Bail petitions are filed for accused Dipak Barman, Bikash Das @ Prakash Das and accused Monigopal Das along with fresh Vakalatnama.

Copy of bail petitions are served upon Ld. Spl PP.

Ld Special PP is present.

Ld Lawyer for the accused Monigopal Das and Dipak Barman move the respective bail petitions praying that the accused Monigopal Das is languishing in jail custody since 28.10.2020, whereas Dipak Barman is undergoing JC since 08.12.2020 and that accused Bikash Das @ Prakash Das is brought under arrest on 17.08.2022 on false allegation. Considering long detention of accused Monigopal Das and Dipak Barman and also viewing no specific allegation against accused Bikash Das @ Prakash Das, their engaged lawyers pray for admitting them on bail on any stringent condition as the court thinks fit and proper.

Ld. Spl P.P has raised strong objection against bail prayers. He contends that bail prayers of accused Monigopal Das and Dipak Barman has been rejected by the Hon'ble High Court and the accused Bikash Das @ Prakash Das abetted the crime of gang rape by sitting on the driving wheel while the offence of rape was being committed. He prays for rejection of all bail prayers .

Heard both sides.

Perused the documents on record and the statement of the victim girls, both under 15 years of age. Considering the gravity of offence, I do not feel inclined to admit the accused persons on bail. Their bail prayers are considered but rejected.

Record is also taken up for consideration of charge. On verbal prayer of Ld. Spl PP instant case is adjourned for hearing in the matter of framing of charge.

Copy already supplied.

To **22.09.2022** production and consideration of charge.

D/c by me

Judge, Special Court, (POCSO),
Raiganj, Uttar Dinajpur

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