

POCSO Case No. 55 OF 2020

CNR No.WBUD01-002404-2020

J.O Code No.WB00656

Order No.13

Dated:06.02.2021

The accused **Moni Gopal Das and Dipak Barman** are produced from J/C through video conferencing.

A bail petition is filed on behalf of the accused **Moni Gopal Das and Dipak Barman**. The copy is served to Ld. Spl.PP Sri Ajoy Kr. Das.

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

It is submitted by the defence again that the accused persons are completely innocent, they have been falsely implicated in this case and in view of above, it is prayed that these accused persons may be enlarged on bail on any condition.

Ld.Spl.PP opposes the prayer for bail on the ground that the investigation is over and a *prima facie* case has been made out against these accused persons.

I have carefully considered the rival submission. I find that CS has been submitted in this case u/s 4/6/17/18 of POCSO Act along with other sections of Indian Penal Code. Therefore, a *prima facie* case has been made out against these accused persons. The offences alleged are sufficiently heinous in nature and in view of above, I am not inclined to enlarge these accused persons on bail. The prayer for bail of the accused **Moni Gopal Das and Dipak Barman** is **rejected**.

Fixing **25.02.2021** for production of the accused **Moni Gopal Das and Dipak Barman** and ER of W/A issued against the accused **Bikash Das**.

Dictated & corrected

by me

Judge Special Court (POCSO)
Raiganj, Uttar Dinajpur

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