

POCSO Case No. 108 / 2025
CNR No.WBUD05-002288-2025
Present : Sri Plaban Mukherjee, J.O Code- (WB-01427)

Order No.11

Dated: 05.05.2026

Today is the date fixed for production of the accused namely **Utpal Bala** physically and consideration of charge.

Accused person **Utpal Bala** is produced from J/C through VC before this court and remanded to J/C till next date and an intimation is received regarding non production of the accused person physically showing that no vehicle with police escort were provided from the office of the Superintendent of Police, Islampur Police District in spite of requisition.

Ld Special P.P. is present.

Ld. Advocate for the accused is present.

At this stage, Ld. Advocate submitted that despite specific direction on the last occasion the accused person is not produced physically before this court which unnecessary procrastinates the detention of the accused behind the bar and also has stalled the trial of this case. Ld. Advocate further submitted that the accused petitioner should not be made to suffer due to the inability of the police administration to produce the accused person physically. It is further submitted that he needs to take some instructions from the accused person regarding the case in order to properly defend him which is not possible for his production through video conference. It is further pointed out that prior to consideration of charge the accused person should be made aware of the procedure of consideration of charge and for this reason physical production of the accused is essential.

Ld Special P.P. submits that this has become a trend that despite specific direction police administration is reluctant to produce the accused person physically before the court.

The case record reveals that copy of the charge sheet and other relevant documents have already been served upon the accused person in the custody on 19.02.2026 and on last occasion there was a specific direction to produce the accused person physically on the next date fixed.

Accordingly, the Superintendent of Police, Islampur Police District is directed to provide necessary arrangement to the Superintendent of Islampur Sub-Correctional Home for physical production of the accused person before this Court on the next date fixed positively.

It is further noted that in absence of any specific direction of this court to produce the accused person through V/C, all production should be made physically.

CD lying in the case record be handed over to the Ld. Spl. P.P.

Fix **13.05.2026** for physical production of the accused person and consideration of charge.

Let a copy of this order be sent to the Superintendent of Police, Islampur Police District and the Superintendent of Islampur Sub-Correctional Home for taking necessary steps.

Dictated & corrected by

Addl. Sessions Judge,
Special Court (POCSO Act)
Islampur,U/Dinajpur.

Addl. Sessions Judge,
Special Court (POCSO Act)
Islampur,U/Dinajpur.