

POCSO Case No. 26 / 2022
CNR No.WBUD05-001026-2022
Present : Sri Plaban Mukherjee, J.O Code- (WB-01427)

Order No.26

Dated: 24.06.2026

Today is the date fixed for delivery of judgment.

All the three accused persons namely, Md. Taharul, Kalam and Md. Rahul on court bail are present by filing hazira.

Ld Special P.P. as well as Ld. Advocate for the accused persons are present.

Now, the case record is taken up for passing judgment.

Judgment is ready and pronounced in open Court.

Judgment containing 28 pages (14 sheets) is kept with the record.

The ordering portion of the judgment is as follows:

Hence, it is -

ORDERED

that all the three accused persons, namely, Md. Taharul, Kalam and Md. Rahul are found not guilty of the charge under Section 363/ 365/ 34 of the Indian Penal Code, 1860 and the accused person Md. Taharul is not found guilty of the charge under section 4 of the Protection of Children from Sexual Offences Act, 2012 and accordingly the accused persons are hereby acquitted from their respective charge under Section – 363/ 365/ 34 of the I.P.C. and under section 4 of the POCSO Act in terms of Section- 235 (1) of the Code of Criminal Procedure, 1973.

All the three accused persons be set at liberty at once.

All the three accused persons will remain on the existing bail bond for six months from this day in compliance of the provisions of Section – 437A of the Code of Criminal Procedure, 1973.

The Seized articles, i.e. the Birth Certificate of the victim girl be handed over to the victim girl as per existing rules after expiry of the statutory period of appeal, if not already done.

The victim girl is not entitled to get any compensation in view of the discussions made in the body of this judgment.

Note in the relevant register.

Upload in the C.I.S.

In compliance to the Order of the Hon'ble High Court at Calcutta dated 29.03.2022 in C.R.A being No. 266 of 2020 with C.R.A.N 01 of 2020, let a copy of this Judgment be sent to the District Magistrate, Uttar Dinajpur and Ld. Secretary, D.L.S.A., Uttar Dinajpur at Raiganj to their official e-mails for their information and due compliance in terms of aforementioned Order of the Hon'ble High Court.

The de-facto Complainant, although is not present today, has right to prefer an appeal under Section 372 of the Cr.P.C. and, if necessary, he can avail free legal assistance through the legal services authorities concerned to prefer and prosecute such appeal.

Dictated & Corrected by me.

(PLABAN MUKHERJEE)
Additional Sessions Judge,
cum Special court (POCSO Act)
Islampur, Uttar Dinajpur,

(PLABAN MUKHERJEE)
Additional Sessions Judge
cum Special court (POCSO Act)
Islampur dt 24.06.2026