

IN THE COURT OF ADDITIONAL SESSIONS JUDGE,
2ND COURT, PASCHIM MEDINIPUR
ESPECIALLY DESIGNATED UNDER THE PROTECTION OF CHILDREN FROM
SEXUAL OFFENCES ACT, 2012.

POCSO Case No.43/2024
R.No. 43/2024
CNR No. WBWM01-003212-2024

State
VS
Sambhu Pingua

Ref: Debra P.S. case No. 192 of 2024 dt. 25.03.2024.

Order No.01
27.03.2024.

Received the case record from the learned C.J.M. Paschim Medinipur.

Registered it as POCSO Case No. 43 of 2024.

Accused **Sambhu Pingua (27 years)** is produced as per order of learned C.J.M. Paschim Medinipur.

The prayer for police custody of the accused is taken up for hearing.

Learned Defence Counsel and Ld. Special Public Prosecutor are present.

I.O. is present with the C.D.

Bail petition is filed by the learned Legal Aid Defence Counsel.

Bail petition and P.C. prayer is taken up for hearing together.

Heard both sides.

Learned Legal Aid Defence Counsel submits that he has committed no offence. There was a love affair between the victim and the accused. He has been implicated in this case falsely. He may be granted bail imposing any terms and condition.

Learned Special Public Prosecutor submits that reasonable time may be allowed to complete the investigation.

Statement of the victim girl is opened and supplied to I.O. The statement is resealed.

After hearing both sides and considering the case diary, this Court is of the view that the accusation against the accused is well founded and five (5) days police custody is required to unearth the truth. Therefore, the prayer for police custody is allowed for the interest of investigation. The prayer for bail is rejected. Accused **Sambhu Pingua (27 years)** is **remanded to Police Custody for five (5) days**. I.O. is directed to observe the guidelines issued in the case of D.K. Basu versus State of West Bengal and guidelines of National Human Rights Commission regarding police custody. I.O. is directed not to make any kind of torture upon the accused during police custody and provide him medical aid if required and produce him before this Court on **01.04.2024** with medical examination report and the case diary.

Fix **01.04.2024** for production of the accused from P.C.

Dictated & corrected by me,

Special Judge

Special Court under POCSO Act,
Addl. Dist. & Sessions Judge,
2nd Court, Paschim Medinipur.
J.O. Code No. WB00715