

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.122 of 2024
R. No. 122 of 2024
CNR No. WBWM01-008223-2024

Order No.16
01.07.2025

Accused **Afridi Mallik @ Rahit (23 years)** is produced from judicial custody.

The de facto complainant is present. He submitted that he has no objection against the Final Report submitted by the Investigating Officer and discharge of accused Abdul Farid Shah, Sk. Mohit @ Mohit, Sk. Saddam @ Saddam and Haidar @ Sk. Haidar Ali. Therefore, the Final Report is accepted. He has objection against the release of the accused, **Afridi Mallik @ Rahit** on bail.

The accused Abdul Farid Shah, Sk. Mohit @ Mohit, Sk. Saddam @ Saddam and Haidar @ Sk. Haidar Ali are discharged from this case.

The case shall proceed against the accused **Afridi Mallik @ Rahit, Animul Malik, Yakub Mallik, Afjal and Sk. Suraj @ Suraj @ Sabuj.**

Bail petition filed by the accused is taken up for hearing.

Learned defence counsel submits that the accused is in custody since 28.03.2025. Charge sheet has been submitted in this case. There is a contradiction between the statement recorded u/s 180 of the BNSS and u/s 183 of the BSS. The medical report does not corroborate her statement. The victim made exaggerated statements. There was an affair between the victim and the accused. There was no such incident. Considering his detention, he may be granted bail imposing any terms and conditions.

Learned Special Public Prosecutor submits that The victim is 15 years old. Prima facie the case has been established against the accused.

The purpose of investigation has been over. The statements of the victim recorded by the magistrate and the police did not match. There is no pressing ground for holding custody trial. Other co-accused persons are still at large. Taking into consideration, the nature of the accusation and the medico-legal report of the victim, this Court is of the view that further detention of the accused for the purpose of trial is not required. Therefore, his prayer for bail is allowed. The accused **Afridi Mallik @ Rahit** may furnish bail bonds of Rs.2,000/- with two sureties of Rs.1,000/- each to the satisfaction of learned C.J.M. Paschim Medinipur. If he fails to furnish the bonds he shall be in custody till next date. If he is on bail he shall not make any contact with the victim girl or any other witnesses of this case and shall not enter into the jurisdiction of Belda P.S. until the evidence of the victim and her relatives is not recorded. If any complaint in this regard is received, his bail may be cancelled.

Fix **08.08.2025** for appearance/production of the accused, Afridi Mallik @ Rahit, appearance of accused Animul Malik and Yakub Mallik and E.R. of W.A. against the accused, Afjal and Sk. Suraj @ Suraj @ Sabuj.

Dictated & corrected by me,

Special Judge

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