

IN THE COURT OF LD. ACJM-IN-CHARGE, GARHBETA, PASCHIM MEDINIPUR.

“EXTRACT COPY OF ORDER”

G.R Case No. 25/2024
Garhbeta P.S case no. 20/2024
(CIS No. 34 of 2024)

Order dt. 07.03.2026

Record is fixed today for appearance of the accused persons and report of the I.O with regard to date of birth of the accused Atanu Poddar.

Ld. APP has appeared for the State.

Accused persons on court bail have been represented.

Perused the case record and the materials therein.

Upon perusal of the record it is seen that charge sheet in the present case was submitted on 17.10.2025 being charge sheet no. 269/2025 dated 12.08.2025 under sections 498A/323/313/34 of I.P.C and sections 3 & 4 of the D.P Act against the accused persons namely Anil Poddar, Atanu Poddar, Hiralal Poddar and Soma @ Somu Poddar. Subsequently, the charge sheeted accused persons were granted bail in compliance of orders of the Ld. District & Sessions Judge, Paschim Medinipur in Criminal Misc. Case nos. 3064/2025 and 5514/2025.

Subsequently, on 08.12.2025, a plea of juvenility with regard to accused Atanu Poddar was raised by the Ld. Defence advocate and accordingly a report with regard to the date of birth of the said accused was called for from the I.O of this case.

Received a report today from one SI Tushar Kanti Ghosh, of C.K Road Beat House under Garhbeta Police Station, wherein it has been stated inter alia that the concerned police officer upon verification from the concerned authorities with regard to the Birth Certificate of accused Atanu Poddar, it was revealed that the date of birth of the accused Atanu Poddar is 10.10.2006 and on the date of incident the age of the accused was 17 years, 3 months and 15 days. A coloured photostat copy of the birth certificate of the said accused Atanu Poddar issued by the concerned authority has also been annexed with the said report.

The report and its annexure are thoroughly perused and made part of the case record.

As per the report filed by the above noted police officer and the document authenticated by such report, the date of birth of the accused Atanu Poddar is 10.10.2006.

It is seen upon further perusal of the record that the incident purportedly took place prior to 08.11.2023, and the FIR was registered on 25.01.2024. It is thus seen that the above named accused person namely Atanu Poddar was a minor on the date of incident. Accordingly, such minor on the date of incident, though a major at present, cannot be tried before this Court.

As the said accused Atanu Poddar is currently on bail, he is directed to attend and appear before the Ld. Principal Magistrate, Juvenile Justice Board, Paschim Medinipur and the surety of the accused is directed to ensure attendance of Atanu Poddar before Ld. Principal Magistrate, Juvenile Justice Board, Paschim Medinipur on 08.04.2026 positively.

The GRO is directed to split up the record in respect of Atanu Poddar and transmit the same before the Ld. Principal Magistrate, Juvenile Justice Board, Paschim Medinipur on or before 08.04.2026. Let necessary note be given in this regard to the concerned register positively at once.

Let a copy of this order be tagged along with the split record of **Atanu Poddar** for perusal of the Learned Principal Magistrate, Juvenile Justice Board, Paschim Medinipur.

Let a copy of this order be at once sent to the Investigating Officer for his information.

Fix 08.04.2026 for appearance of Atanu Poddar before Ld. Principal Magistrate, Juvenile Justice Board, Paschim Medinipur.

Inform all concerned.

The remaining accused persons namely Anil Poddar, Hiralal Poddar and Soma @ Somu Poddar are directed to be present before this Court on the next date positively for the purpose of supply of copies in accordance with section 230 of the BNSS.

Let necessary update be made to the CIS module.

Let copies be prepared at once.

GRO to do the needful, as directed hereinabove.

To 17.04.2026 for appearance and supply of copies to the accused persons namely Anil Poddar, Hiralal Poddar and Soma @ Somu Poddar.

D/C by me

Sd/-

A.C.J.M.-In-Charge,

Sd/-

ACJM (I/C)

Garbeta, Paschim Medinipur