

IN THE HIGH COURT AT CALCUTTA
[CIRCUIT BENCH AT PORT BLAIR]

...

CRA/1/2025

The State

...Appellant

Vs.

Ganesh alias Pillair and Anr.

... Respondents

Mr. Sumit Karmakar

...for the Appellant

Ms. A.S. Zinu

...for the Respondent no.2

February 18, 2025
[M.A. Mobin]
Item No.16

1. This Appeal preferred against the Judgement and Order of sentence passed by the Ld. Court of Special Judge POCSO Court, South Andaman, Port Blair in connection with Special Case No.35 of 2022 corresponding to Trial Case No.05 of 2023 dated 1st October, 2024 wherein learned Special Judge found the Respondent no.1/Convict guilty of committing offence under Section 7/8 of POCSO Act and he was sentenced to suffer rigorous imprisonment for three years and also to pay a fine of Rs.10,000/- in default of payment to suffer further period of three months rigorous imprisonment.
2. Mr. Sumit Karmakar, learned Counsel appearing on behalf of the State has submitted that appeal has been preferred with a prayer for enhancement of the punishment in terms of evidence led by the prosecution in the case before the Special Judge.

3. I have gone through the documents including the Judgement impugned. The Appeal stands admitted. Issue usual notice. Trial Court record be called for.
4. Upon receipt of the record, if it is deemed to be in impeccable order, department to prepare the requisite number of Paper Books with meticulous attention to detail, within six weeks thereafter.
5. As the Respondent no.1 is not represented by any learned Counsel of this Court, Secretary SLSA is requested to take all steps so that Respondent no.1 is properly represented before this Court in connection with the instant appeal with a prayer for enhancement of sentence.
6. Let a copy of this order be communicated to the Secretary, SLSA.
7. Liberty to mention.

(Bibhas Ranjan De, J.)