Special (P) Case No. 12 of 2019

Present :- Sri S. K. Poddar, Special Judge, Sivasagar.

29.03.2019

Accused Sri Haladhia Konwar is produced from jail custody.

Heard learned Special P.P. and learned Advocate for the accused on the point of charge.

I.O. has submitted Charge-Sheet along with other relevant papers against the accused Sri Haladhia Konwar for trial U/S 366/376(3) of IPC R/W Section 4 of POCSO Act.

On going through the documents along with the Charge Sheet, I am of the considered opinion that there are sufficient materials to presume that accused Sri Haladhia Konwar has committed the offence punishable U/S 366/376(3) of IPC R/W Section 6 of POCSO Act.

As such, charges U/S 366/376(3) of IPC R/W Section 6 of POCSO Act are framed against the accused Sri Haladhia Konwar and read over and explained to him to which he pleaded not guilty and claimed to stand trial.

Seen the bail petition vide No. 437/2019 dated 29.03.2019 filed by the accused for his release on bail.

In view of fact that charge is farmed U/S 376(3) of IPC, let a notice be given to learned Special P.P. as well as issue notice to victim Miss Sumpi Gogoi and the informant Sri Sunil Gogoi, to remain present at the time of hearing on this bail petition. This bail petition will be heard on 18.04.2019 i.e. the date fixed for recording evidence.

Learned Special P.P. to take steps for issuance of Summons to witnesses.

Accused is remanded to jail custody till **10.04.2019**.

Fix **18.04.2019** for evidence/ hearing on the bail petition.

Special Judge, Sivasagar