Sess. (Spl.) Case No. 31/2016

09.11.2016

Accused Aminul Islam has been produced from the District Jail, Morigaon. Upon perusal of the case record, it is seen that the case was earlier fixed for consideration of charge. On 30.09.2016, this Court heard both sides on the matter of charge. Order was kept reserved. However, on the last two consecutive dates, the Court was on leave. So, order could not be passed.

Now, having taken into account the materials on case record, this Court is of the opinion that charges may be framed against the afore-named accused u/s 376(1) of the IPC r/w Section 6 of the POCSO Act, 2012. It is accordingly ordered that charges u/s 376(1) of the IPC r/w Section 6 of the POCSO Act, 2012 is hereby framed against the accused and particulars of offence are read over and explained to the accused to which he professed his innocence and claimed to be tried.

Today, an application has been placed before this Court praying for granting bail in favour of accused Aminul Islam. Heard both sides. Perused the case record. It is surfaced that the present accused faces a serious allegation of committing rape upon an 11 years minor girl. The said victim girl is yet to be examined. Charge is framed today. So, this Court is not inclined to grant bail in favour of the accused at this stage so that the trial cannot be scuttled in any manner by the accused.

Fixing

for evidence/production.