



NISTARINI COLLEGE, PURULIA

DESHBANDHU ROAD, P. O. & DIST. : PURULIA, PIN : 723101, WEST BENGAL

Govt. Sponsored + NAAC ACCREDITED – “A” GRADE

Ref. No. :

Date :

To,

The Director of Public Instruction

Bikash Bhawan

Salt Lake, Kolkata

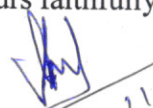
Mail id: grievance.hed.wb@gmail.com

In response to your mail, I hereby furnish the details of the suspended incumbent of Nistarini College in your prescribed format.

Name of the suspended Employee	Name of the Office / Institution with address	Suspended From	Reason for suspension	Any other details
Dr. Bikash Dutta, Assistant Professor, Department of Geography	Nistarini College, Purulia. Deshbandhu Road, Purulia-723101	05.09.2024	Arrested by O/C Purulia Sadar Womens' P.S. on 05.09.2024 under POCSO Act-2012 as per FIR filed against him. (Copy of information to the College by the P.S. is attached herewith).	Bail plea rejected by ADJ 2 of the Hon'ble District Court, Purulia vide Case No. S.C (Spl) Case No. 60 of 2024. (Copy attached).

Thanking You,

Yours faithfully,


(Dr. Indrani Deb) Principal
Nistarini College, Purulia



WOMEN PS PLA <womenpspla@gmail.com>

Intimation about the FIR named accused Bikash Dutta(36yrs), S/O- Ranjit Dutta, Village-Ashoknagar, PS- Kotwali, Dist-Paschim Medinipur A/P-Near Krishi Bhaban IT Park, PS-Purulia(T), Dist-Purulia.

1 message

WOMEN PS PLA <womenpspla@gmail.com>
To: PURULIA T/C 2 <puruliatelecomn@gmail.com>

Thu, Sep 5, 2024 at 9:46 AM

To
The Principle of Nistarini College,
Dist-Purulia.

Ref: Purulia Sadar Women PS Case No-36/2024, Dated-05/09/2024, u/s-74/75 B.N.S. and r/w section 10/12 POCSO Act 2012.

Sub: Intimation about the FIR named accused Bikash Dutta(36yrs), S/O- Ranjit Dutta, Village-Ashoknagar, PS- Kotwali, Dist-Paschim Medinipur A/P-Near Krishi Bhaban IT Park, PS-Purulia(T), Dist-Purulia.

Sir,

With due respect I beg to inform you that the above noted case has been registered at Purulia Sadar Women PS on the basis of complaint of the complainant against one of your employee namely Bikash Dutta(36yrs), S/O- Ranjit Dutta, Village-Ashoknagar, PS- Kotwali, Dist-Paschim Medinipur A/P-Near Krishi Bhaban IT Park, PS-Purulia(T), Dist-Purulia who is the employee of Nistarini College, Purulia. Accordingly on 05/09/2024 I arrested him and he will be forwarded before the Ld. ADJ 2nd (Spl), Court, Purulia court on 05/09/2024.

This is for favour of your kind information.

With regards.

Arpita Bhatta
LSI Arpita Bhatta
O/C Purulia Sadar Women P.S
Date:05/09/2024

S.C (Spl) Case No. 60 of 2024

Or. No. (Later)

Dt.5.09.24.

Record is put up upon being returned from the court of Ld. JM, 2nd Court, Purulia along with 03 sealed envelopes containing statement of the VG recorded judicially U/s.183 BNSS and containing certificate along with signature of the VG and also containing statement of the VG along with the micro HD card. Let the envelopes under sealed condition be kept with the record.

Record is taken up for hearing of the bail application of the accused Bikash Dutta.

Heard Ld. Defence Counsel and also heard the Ld. Spl. P.P and the defacto complainant.

Ld. Defence Counsel has submitted that the accused has falsely been implicated in this case and that the case was registered against the accused person for offence U/s.24/25 BNS r/w S.10/12 POCSO Act and since all those sections of offence prescribed maximum punishment of 7 years, the notice U/s.35 BNSS would be mandatory as per the direction of the Hon'ble Apex Court and as no such notice was issued and the accused person was brought before the court under arrest, the accused must be released immediately for non-compliance of S.35 BNSS. The Ld. Senior Defence Counsel also submitted that the allegations are false and very unrealistic in manner that requires any medical examination of the accused person and since there has been no prayer for police custody for the accused person, it is evident that the accused person is not at all required for custodial investigation and further that the accused being a teacher of reputed institution in Purulia Town, there would be no chance of absconding and accused may be granted bail on any terms and condition as the court would deem fit and proper.

Ld. Spl. P.P has submitted that the case is at the ushering stage and if the accused be granted bail at this stage, there would be chance of tampering of evidence and the witness may be influenced or threatened and as a whole the investigation would be jeopardised and thus, she vehemently opposed the prayer for bail.

The defacto complainant is present and informed the court that she is really in trauma and also scared if the accused be enlarged at this stage on bail and she further apprehends that perhaps the accused being her teacher of a reputed Womens College would demean her and may award poor or fail marks in the subject on which the accused is a teacher of the victim. The complainant prays before the court that if the accused be released at this stage, she might have to leave the town for her native to safeguard her life and future career.

Having heard both sides and perusing the materials on record, it appears that indeed the case is one of which notice U/s.35 BNSS is mandatory, however on scrutiny of the entire materials on record as well as CD and having heard from the VG in court and also having regard to the statement of the VG recorded judicially U/s.183 BNSS, this court is of the opinion that though the case was initially registered for offence U/s.10/12 POCSO Act, the application of S.3(c) POCSO Act or evade S.5 (p) POCSO Act cannot be ruled out and in consideration all, this court inclines to hold that non-compliance of S.35 BNSS shall not have any adverse effect on the arrest of the accused person and in that event, the court is not inclined to take any measure as directed by the

Hon'ble Apex Court in Arnesh Kumar and Satyendra Antil case. Since the accused person committed the offence as alleged by the defacto complainant where the accused person was in a position of trust or authority on the victim and being her teacher who is otherwise influential so far as the present course and career of the victim are concerned and that the accused person is not a local person who also appears to be in a position to influence or threat to the victim girl and the witnesses, this court does not find any reason as discussed above, to grant bail to the accused person at this initial and embryonic stage of investigation. Accordingly, the prayer for bail is considered and rejected at this stage.

Accused be remanded to J.C till 19.9.24.

The prayer for medical examination of the accused Bikash Dutta is moved by the Ld. Spl. P.P and having regard to the nature and gravity of the allegations and requirement of law, the prayer for Medico Legal Examination of the accused Bikash Dutta is hereby considered and allowed.

Superintendent, DMGMCH, Purulia as well as Superintendent, Correctional Home, Purulia is requested to cooperate with the I.O of this case for the Medico Legal Examination of the accused Bikash Dutta.

Inform Superintendent, DMGMCH, Purulia as well as Superintendent, Correctional Home, Purulia by e-mail.

Let a copy of this order be supplied to the I.O of this case for information and necessary action.

To 19.9.24 for production of the accused and for I.O's report in final form.

Dictated & Corrected by me

Addl. Sessions Judge
2nd Court, Purulia cum
Spl. Judge under POCSO Act.
(J.O Code No.WB00729)

Addl. Sessions Judge
2nd Court, Purulia cum
Spl. Judge under POCSO Act.
(J.O Code No.WB00729)

NISTARINI COLLEGE, PURULIA

**GOVT SPONSORED
P.O. & DIST. PURULIA, WB**

Ref. no.....

Date.....

An emergent meeting of the Governing Body of Nistarini College, Purulia, is held today (06/09/2024) at 03.00 p.m., in the Heritage Hall of the College, under the chairmanship of Dr. Subal Chandra De (President), to discuss the agenda as communicated. Vide notification no. GB/19/NC.04/24, dated 05/09/2024.

Members present :--

- | | |
|---|--------|
| 1. Dr. Subal Ch. De (President) | : Sd/- |
| 2. Dr. Indrani Deb (Principal) | : Sd/- |
| 3. Sri Hemanta Rajak (Govt. Nominee) | : Sd/- |
| 4. Smt. Rajni Sharma (Govt. Nominee) | : Sd/- |
| 5. Dr. Sadhana Khawas (Univ. Nominee) | : Sd/- |
| 6. Prof. Debabrata Roy Pramanik (Teachers' Rep) | : Sd/- |
| 7. Dr. Uttam Kr. Mukhopadhyay (Teachers' Rep) | : Sd/- |
| 8. Dr. Rajib Basu (Teachers' Rep) | : Sd/- |
| 9. Sri Rabindranath Sen (Non-teaching Rep) | : Sd/- |

PROCEEDINGS OF THE GOVERNING BODY MEETING DATED 06/09/2024 :

Ag.1)

This emergent meeting has been convened at very short notice because of the unforeseen circumstances that have occurred, in which an Assistant Professor of the college, Dr. Bikash Dutta, from the Dept. of Geography, has been arrested by the police on 05/09/2024, vide PS Case no. 36/2024, u/s-74-75 B.N.S and r/w section 10/12 POCSO Act 2012. A letter of intimation has been received from LSI Arpita Bhatta, O/C Purulia Sadar Women P.S., dated 05/09/2024, by which it has been informed about this arrest, as per FIR filed against him.

The Principal informed the House that as per verbal communication with the police, the FIR had been filed by the guardian of a 1st semester student of Geography Major, who has accused him of sexual harrasment during private tuitions in his place of residence, which is Near Krishi Bhavan, IT Park, Purulia.


The Principal also reported that she has obtained information from the District Court that his bail plea has been rejected, and that he will be placed in Jail Custody till 19/09/2024 (vide SC (Spl) Case no. 60 of 2024, dt. 05/09/2024, from District Court, Purulia, after which there will be a second hearing.

Both the letter from LSI Arpita Bhatta, and the court order, dated 05/09/2024, that Dr. Bikash Dutta is placed in Jail Custody till 19/09/2024 were placed before the House for perusal.

The members of the Governing Body discussed the matter and resolved that as Dr. Bikash Dutta has been in police / judicial custody since 05/09/2024, and as his term of confinement will be at least till 19/09/2024, he is placed under suspension, as per the 1st Statutes of Sidho-Kanho-Birsha University, and as per West Bengal College Teachers (Security of Service) Act 1975 from his date of arrest, that is, from 05/09/2024, till further orders.

The Principal is authorized to move to the DPI and inform them of this resolution of suspension, and request them to provide advice regarding our next course of action.

The meeting ended with thanks to the Chair.


Dr. Subal Ch. De
President, GB

Nistarini College, Purulia
President
Governing Body
Nistarini College, Purulia