



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Tuesday, the Seventeenth day of February Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.1299 of 2015

A.MARIYASELVAM

... PETITIONER/ ACCUSED

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION, DEVAKKOTTAI,
SIVAGANGAI DISTRICT
(CRIME NO.13 OF 2014)

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.M.SATHIAN Advocate

For Respondent : MR.P.KANNITHAVAN, Govt. Advocate (Crl. Side)

PETITION FOR BAIL Under Sec. 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who was arrested on 17.11.2014 for the alleged offence under Sections 6 of Protection of Children from Sexual Offences Act, 2012 in Crime No.13 of 2014 on the file of respondent police seeks bail.

2. It is submitted that the victim girl is mentally challenged and therefore, the learned Judicial Magistrate is not able to record her Statement under Section 164 Cr.P.C..

3. The learned counsel for the petitioner submits that the petitioner was arrested on 17.11.2014 and till date no final report has been filed.

4. If that is so, liberty is given to the petitioner to file a bail application under Section 167(2) Cr.P.C. before the trial court, which shall dispose the same on the same day after checking whether charge sheet has been filed in this case.

5. With the above direction, this petition is closed.

sd/-
17/02/2015

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



TO

1. THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION, DEVAKKOTTAI, SIVAGANGAI DISTRICT

2. THE ADDL. PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

3. THE OFFICER INCHARGE,
SUB - JAIL SIVAGANGAI.

+1. CC to M/S.M.SATHIAN Advocate SR.No.7356

ORDER
IN
CRL OP(MD) No.1299 of 2015
Date :17/02/2015

RG.18.02.2015 2P.5C.