

Crl.O.P.No.7838 of 2016**K.KALYANASUNDARAM,J.**

The petitioner who is the sole accused, was arrested and remanded to judicial custody on 27.02.2016 for the alleged offences punishable under Section 363 of IPC and under Section 4 of POSCO Act 2012, in Crime No.29 of 2016, on the file of the respondent police and hence, seeks bail.

2.The case of the prosecution is that the victim girl aged 15 years was kidnapped by the petitioner and he had physical relationship with her.

3.The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has been falsely implicated in this case. It is further submitted that this is a case of love affair, which was opposed by the parents and thereafter, a false case has been given against the petitioner. It is also submitted that the petitioner is in judicial custody for more than 45 days and he is ready to co-operate with investigation.

4.The learned Government Advocate (Crl.side) appearing for

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the respondent would submit that the case was registered based on the complaint of the father of the defacto complainant and thereafter the victim herself gave a statement to the respondent police. He had further submitted that the medical investigation would reveals that the petitioner had no physical relationship with the victim girl.

5. Considering the submissions of the learned counsel appearing for the petitioner, this Court is inclined to grant bail to the petitioner.

6. Accordingly, the petitioner is ordered to be released on bail, on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties, each for a like sum to the satisfaction of the learned Special Judge, Puducherry and on further condition that the petitioner shall appear before the respondent police daily at 10.00 a.m. until further orders.

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12.04.2016

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