



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

Monday, the Twenty Fifth day of February Two Thousand Nineteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP (MD) No.2810 of 2019

RAJESHKUMAR

... PETITIONER/SOLE ACCUSED

Vs

THE STATE REP.THROUGH,
THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
RAJAPALAYAM,
VIRUDHUNAGAR DISTRICT.
IN CRIME NO. 14 OF 2018

... RESPONDENT/COMPLAINANT

For Petitioner : MR.V.SELVAKUMAR, Advocate

For Respondent : MR.K.SUYAMBULINGA BHARATHI,
Government Advocate(Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

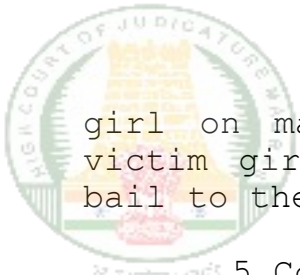
ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences under Section 417, 294 (b), 376, 506(i) of IPC and 5(1) r/w 6 of POCSO Act, 2012, in Cr.No.14 of 2018 on the file of the respondent police, seeks anticipatory bail.

2.It is the case of the prosecution that taking advantage of the innocence of the victim girl, on false promise as to marry her, the petitioner had sexual intercourse with the victim girl on many times. Thereafter, he refused to marry and refused the incidents also. Hence, the complaint.

3.The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he did not commit any offence as alleged by the prosecution. Hence, he prayed for anticipatory bail.

4.The learned Additional Public Prosecutor appearing for the State would submit that the victim girl is 17 years old. Taking advantage of the innocence of the victim girl, on false promise as to marry her, the petitioner had sexual intercourse with the victim



girl on many times. Thereafter, he made allegations against the victim girl. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the allegations levelled against the petitioner and the age of the victim girl, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this criminal original petition is dismissed.

sd/-
25/02/2019

/ 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,
RAJAPALAYAM.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. CC to MR.V.SELVAKUMAR, Advocate SR.No.3708

ORDER
IN
CRL OP(MD) No.2810 of 2019
Date :25/02/2019

TM
PK/PN/SAR-1/01.03.2019 : 2P/4C