

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.12.2020

CORAM

THE HONOURABLE MR. JUSTICE G.CHANDRASEKHARAN

Crl.O.P.No.20950 of 2020

Arumugam @ Kumar

.. Petitioner

Vs.

The Inspector of Police
All Women Police Station
Arani
Tiruvannamalai District
(Crime No.1 of 2018)

.. Respondent

Prayer: Criminal Original Petition filed under Section 438 of Criminal Procedure Code, praying to enlarge the petitioner on bail in the event of his arrest in Crime No. 83 of 2020 pending investigation on the file of the respondent police.

For Petitioners: Mr.K.Subash

For Respondent : Mr.T.Shunmugarajeswaran
Government Advocate (Crl.Side)

ORDER

(The case has been heard through video conference)

This case was registered under Sections 109, 376(1), 376 (2)(n) of IPC r/w 6,4,5(i), 17, 22(1) of POCSO Act 2012 in Crime No.1 of 2018 on the file of the respondent Police.

2.The learned counsel for the petitioner would submit that A1, A2, A3 & A5 have already been arrested and release on bail. He further submitted that a Final Report has been filed in this case and the case was taken cognizance in Special C.C.No.83 of 2020 on the file of Special Sessions Court exclusive trial case under the POCSO at Thiruvannamalai.

3.The learned Government Advocate (Crl.side) would submit that NBW was issued against the petitioner.

4.The case had been taken up on file and it is pending for trial and due to the non appearance of the accused, the progress in this case is delayed. This Court is of the considered view that the petitioner may be directed to surrender before the learned Special Court for exclusive trial and seek bail. Accordingly, the petitioner is directed to surrender before the Special Sessions Court Exclusive trial case under the POCSO Act at

Thiruvannamalai and after his surrender, the learned trial Judge is directed to dispose of the bail application on the same day on merits.

5. With the above directions, the Criminal Original Petition is closed.

-sd/-

30/12/2020

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE SPECIAL SESSIONS COURT
EXCLUSIVE TRIAL CASE UNDER THE POCSO ACT,
TIRUVANNAMALAI.

2 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
ARANI, TIRUVANNAMALAI DISTRICT.

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S. K.SUBASH Advocate on payment of necessary charges

सत्यमेव जयते

CRL OP.20950/2020

Date : 30/12/2020

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MN-18/01/2021