



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 03/02/2020

WEB COPY

PRESENT

**The Hon'ble Mr. Justice G.R. SWAMINATHAN**

CRL OP(MD) . No.1757 of 2020

Pandidurai

... Petitioner/Accused

Vs

State Rep.by  
The Inspector of Police,  
Rajadhani Police Station,  
Theni District.  
Crime No.4/2020.

... Respondent/Complainant

For Petitioner : M/s.G.Rajan,  
Advocate.

For Respondent : Mr.A.Robinson,  
Government Advocate (Crl.Side)

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

**PRAYER :-**

for bail in Crime No.4 of 2020 on the file of the respondent police.

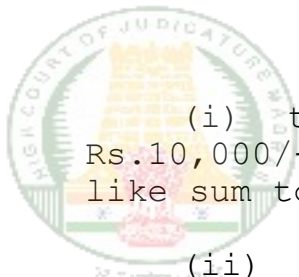
ORDER : The Court made the following order :-

Heard the learned counsel appearing for the petitioner and the learned Government Advocate(Crl. Side) appearing for the respondent.

2. The petitioner is in custody since 07.01.2020 for the offences punishable under section 366-A of I.P.C., and Section 4 of POCSO Act, 2012, in Crime No.4 of 2020 on the file of the respondent police. He seeks bail.

3. The petitioner is aged about 21 years. The victim is aged about 16 years. It appears to be a case of love affair.

4. Taking note of the facts and circumstances of this case, I am inclined to enlarge the petitioner on bail with certain conditions. Accordingly, the petitioner is ordered to be released on bail, subject to the following conditions;



(i) the petitioner shall execute 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 Mahila Judge, Theni.

(ii) the petitioner is directed to appear before the respondent police as and when required for the interrogation.

(iii) on breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

sd/-  
03/02/2020

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/ /2020  
Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

1. THE MAHILA JUDGE, THENI.
2. THE INSPECTOR OF POLICE,  
RAJADHANI POLICE STATION,  
THENI DISTRICT.
3. THE OFFICER INCHARGE, DISTRICT JAIL,  
THEKKAMPATTI, THENI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.

+1 CC to M/s.G.RAJAN, Advocate ( SR-2071[I] dated 03/02/2020 )

ORDER  
IN  
CRL OP(MD) No.1757 of 2020  
Date :03/02/2020

MS/VR/SAR-2/03.02.2020/2P.6C