

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 25.02.2021

CORAM :

THE HON'BLE MR. JUSTICE V. BHARATHIDASAN

Crl.O.P.No.3750 of 2021

V.Ramasamy

... Petitioner

Vs.

State rep. by
The Inspector of Police,
Vaniyambadi Taluk Police Station,
Vaniyambadi Tk,
Thirupathur District.
(Crime No.1183 of 2020)

... Respondent

PRAYER: Criminal Original Petition is filed under Section 439 of Criminal Procedure Code to enlarge the petitioner on bail in Crime No.1183 of 2020 on the file of respondent police.

For Petitioner : Mr.C.S.Vijayakumar

For Respondent : Mr.S.Karthikeyan,
Addl. Public Prosecutor

ORDER

(The case has been heard through video conference)

The petitioner is a sole accused. He was arrested and remanded to judicial custody on 01.12.2020 for the offence punishable under Section 363, 376 AB of I.P.C. 5(m), 5(1), 6 of POCSO Act, 2012 in Crime No.1183 of 2020 on the file of respondent police and now, he has filed this petition for anticipatory bail.

2. The case of the prosecution is that the accused is a neighbour of defacto complainant. The petitioner is aged 55 years old and the victim girl is 6 years old. He said to have sexually assaulted the victim girl. Based on the complaint given by her parents, a criminal case was registered against the petitioner and he was arrested and remanded to judicial custody on 01.12.2020. Now, seeking bail, the present petition has been filed.

3. I have heard and considered the rival submissions made by the learned counsel appearing for petitioner as well as learned Additional Public Prosecutor appearing for respondent.

4. On perusal of statement of victim girl, a minor, aged about 6 years old, he has sexually assaulted and also acted in a cruel manner with a minor girl. Therefore, this Court is not inclined to grant bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed.

-sd/-

25/02/2021

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 JUDICIAL MAGISTRATE,
VANIYAMBADI.

2 THE OFFICER INCHARGE,
SUB JAIL, TIRUPATTUR.

3 THE INSPECTOR OF POLICE,
VANIYAMBADI TALUK POLICE STATION,
VANIYAMBADI TALUK,
THIRUPATHUR DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S. C.S.VIJAYAKUMAR Advocate on payment of necessary charges

CRL OP.3750/2021

Date :25/02/2021

cs 09/04/2021