



IN THE HIGH COURT OF JUDICATURE AT MADRAS
(Criminal Jurisdiction)

Thursday, the Seventh day of October Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.18914 of 2021

VENKATESAN

[PETITIONER / ACCUSED]

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
THIRUVANNAMALAI TALUK,
THIRUVANNAMALAI DISTRICT
CRIME NO.11 OF 2021

[RESPONDENT]

For Petitioner : M/S.P.VIGNESHKUMAR Advocate

For Respondent : MR.A.GOPINATH, Govt. Advocate (Crl. Side)

PETITION FOR BAIL 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 18.06.2021 for the offences punishable under Section Girl Missing @ 363, 366 of IPC and Sec 14(4) and 12 of Protection of Children from Sexual offence Act 2012, alter Sections 363, 366 of IPC r/w 3(a), 4, 5 (j)(ii), 5(1), 6 of POCSO Act 2012, in Crime No.11 of 2021 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner had committed aggravated penetrative sexual assault upon the victim girl. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he is no way connected with the alleged offences and he has been falsely implicated in this case. He further submits this Court had dismissed the bail application for the petitioner in Crl.O.P.No.14502 of 2021 dated 17.08.2021 and there is



no change of circumstances, He further submits that the petitioner has been in jail from 18.06.2021. Hence he prays for grant of bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent submitted that the statement of 164 Cr.P.C has been recorded, in which, she has stated that the petitioner had committed aggravated penetrative sexual assault on her and there is serious allegation made against the petitioner. Hence, he vehemently opposed for the grant of bail to the petitioner.

5. This Court is of the view that on perusal of the 164 statement, there is serious allegation made against the petitioner and the investigation is pending and considering the gravity of offence and this Court had dismissed the bail application for the petitioner in Crl.O.P.No.14502 of 2021 dated 17.08.2021 and there is no change of circumstances, this Court is not inclined to grant bail to the petitioner.

6. Accordingly, the Criminal Original Petition is dismissed.

-sd/-

07/10/2021

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 INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
THIRUVANNAMALAI TALUK,
THIRUVANNAMALAI DISTRICT

2 THE SUPERINTENDENT,
CENTRAL PRISON, VELLORE.

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1 CC to M/S.P.VIGNESHKUMAR Advocate on payment of necessary charges SR.NO.11175

CRL OP.18914/2021

Date :07/10/2021

JPA 26/10/2021