



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

Tuesday, the Second day of November Two Thousand Twenty One

WEB COPY

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION Nos.19998 & 19999 of 2021

IN

SPL.C.C.NO.38 OF 2020

(ON THE FILE OF THE SESSIONS, (FAST TRACK MAHILA) JUDGE, NAMAKKAL)

RAMADASS

[PETITIONER/ACCUSED IN BOTH
THE PETITIONS]

Vs

THE STATE REP BY
INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
NAMAKKAL.

[RESPONDENT IN BOTH THE PETITIONS]

For Petitioner : M/S.AR M.ARUNACHALAM Advocate (IN BOTH THE PETITIONS)

For Respondent : Mr.A.Gopinath Government Advocate (Crl. Side)
(IN BOTH THE PETITIONS)

PETITION FOR BAIL 439 Cr.P.C.

ORDER : The Court Made the following order :-

Crl.OP.No.19998 of 2021

The petitioner, who was arrested and remanded to judicial custody on 15.05.2020 for the alleged offences punishable under Sections 6,5(1), 5(m) of the POCSO Act, r/w Section 366 and 506(ii) of IPC in Spl.C.C.No.38 of 2020, on the file of the respondent police, seeks bail.

Crl.OP.No.19999 of 2021

The petitioner, who was arrested and remanded to judicial custody on 15.05.2020 for the alleged offences punishable under Sections 6, 5(1), 5(m) and 12 r/w 11(3) of the POCSO Act, r/w Section 366 and 506(ii) of IPC in Spl.C.C.No.37 of 2020, on the file of the respondent police, seeks bail.



Crl.OP.Nos.19998 and 19999 of 2021

2. The case of the prosecution is that the accused is alleged to have committed penetrative sexual assault on the victims who are aged about 11 and 12 years. Hence, the complaint.

3. The learned counsel appearing for the petitioner submits that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. Hence, he prays for grant of bail to the petitioner.

4. The learned Government Advocate (Crl.Side) submits that the statement of the victim girls u/s 164 Cr.P.C was recorded, which has been produced before the Court.

7. A perusal of the statement of the victim girls recorded under Section under 164 of Cr.P.C, reveals that the accused is alleged to have committed penetrative sexual assault on the victims who are aged about 11 and 12 years.

8. In view of the gravity of the allegations made against the petitioners and on perusal of 164 Statement of the victims, this Court is not inclined to grant bail to the petitioner.

9. Accordingly, these Criminal Original Petitions are dismissed.

-sd/-

02/11/2021

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 SESSIONS, (FAST TRACK MAHILA) JUDGE,
NAMAKKAL

2 THE SUPERINTENDENT,
CENTRAL PRISON, SALEM

3 INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
NAMAKKAL.



4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.AR M ARUNACHALAM Advocate on payment of necessary
charges

CRL OP.Nos.19998 & 19999 of 2021

Date :02/11/2021

RVR 19/11/2021