



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 08/09/2021

WEB COPY

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.13106 of 2021

Vellaipandian @ Pandi,

... Petitioner/Sole Accused

Vs

State Rep by
The Inspector of Police,
Elayirampennai Police Station,
Virudhunagar District.
(Crime No. 494 of 2020)

... Respondent/Complainant

For Petitioner : Mr.P.Mani Anandh
Advocate.

For Respondent : Mr.T.Senthilkumar,
Government Advocate (Criminal Side)

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

PRAYER :-

For Bail in Crime No. 494 of 2020 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/sole accused, who was arrested on 05.11.2020, for the offence punishable under Section 7 r/w. 8, 9(k) r/w.10 of Protection of Children from Sexual Offences Act, 2012, in Crime No.494 of 2020, seeks bail.

2. The case of the prosecution is that the petitioner sexually assaulted a 13-years-old mentally retarded victim girl. Hence, the case.

3. The learned counsel for the petitioner submits that the petitioner is an innocent and he has not committed any offence as alleged by the prosecution.

4. The learned Government Advocate (Crl. Side) submits that this is the second bail petition. The earlier bail petition filed by the petitioner in Crl.O.P.(MD)No.5380 of 2021, was dismissed by the Court on 06.04.2021.



5. Considering the seriousness of the offence committed by the petitioner and also the fact that the trial commenced, recording of witness and evidence is going on, this Court, vide order 16.04.2021, dismissed the earlier bail petition and directed the trial Court to complete the trial proceedings in Spl.S.C.No.6 of 2021 as expeditiously as possible, preferably within a period of three months from the date of receipt of a copy of the order.

6. In view of the above, this Court is not inclined to entertain the second bail petition. Accordingly, the Criminal Original Petition is dismissed.

sd/-

08/09/2021

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/ /2021

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

OGY

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

- 1 THE INSPECTOR OF POLICE
ELAYIRAMPANNAI POLICE STATION,
VIRUDHUNAGAR DISTRICT.
- 2 THE SUPERINTENDENT,
CENTRAL PRISON,
MADURAI.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER

IN

CRL OP(MD) No.13106 of 2021

Date :08/09/2021

PKP/JM/SAR-1/20.09.2021/2P/4C