



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 30/11/2021
PRESENT

WEB COPY

The Hon`ble Mr.Justice K.MURALI SHANKAR
CRL OP(MD) . No.17808 of 2021

Arunkumar ... Petitioner/Sole Accused

Vs

The state represented by
The Inspector of Police,
Sellur Police Station, Madurai.
Cr.No.728 / 2021. ... Respondent/Complainant

For Petitioner : M/s.Venkatesan.R,
Advocate.
For Respondent : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor

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

PRAYER :-

For bail in Crime No.728 of 2021 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner/sole accused, who was arrested on 29.09.2021 for the offences punishable under Sections 5(1), 6 of POCSO Act, 2012 and Section 9 of Prohibition of Child Marriage Act in Crime No.728 of 2021 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner on false promise of marrying the victim girl had sexual relationship and thereafter refused to marry her.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that he is in judicial custody from 29.09.2021, hence he seeks bail.

4. The learned Additional Public Prosecutor appearing for the respondent opposed the bail petition on the ground that the victim is aged about 17 years and the petitioner is aged about 25 years. He would also submit that the victim girl in her statement recorded under Section 164(3) of Cr.P.C had alleged that the petitioner had taken the victim to Kodaikanal and stayed in a house and had sexual relationship with her.



5. Taking into consideration the seriousness of offence said to have committed by the petitioner, this Court is not inclined to grant bail to the petitioner.

6. In the result, the petition stands dismissed.

sd/-

30/11/2021

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/ /2021

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

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
SELLUR POLICE STATION, MADURAI.
- 2 THE SUPERINTENDENT,
CENTRAL PRISON, MADURAI.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.17808 of 2021

Date : 30/11/2021

AAV

SS/JM/SAR-IV/03.12.2021 : 2P/4C