



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

Wednesday, the Twelfth day of January Two Thousand Twenty Two

PRESENT

The Hon`ble Mrs Justice T.V. THAMILSELVI
CRIMINAL ORIGINAL PETITION No.779 of 2022

M.ILLAYARASA

[PETITIONER / ACCUSED]

Vs

INSPECTOR OF POLICE
W18, ALL WOMEN POLICE STATION,
MKB NAGAR, CHENNAI-600 039
CRIME NO.22 OF 2021

[RESPONDENT]

For Petitioner : M/S.C.SENAPATHI Advocate

For Respondent : MR. N.S.SUGANTHAN, 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 28.09.2021 for the offences under sections 6 of POCSO Act, 354-D, 506(i) of IPC, 4 of TNPHW Act and 67 of IT Act, in Crime No.22 of 2021 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the defacto complainant is none other than the sister of the wife of the petitioner. It is alleged that the petitioner had given more than 25 lakhs to his in-laws' family for construction of house and also taken care of various expenses. Due to some misunderstanding, the petitioner and his wife got separated. Hence, the petitioner demanded for repayment of the money spent to the in-law's family. Consequent to his demand, the defacto complainant has lodged this complaint.

3. The learned counsel appearing for the petitioner submits that the petitioner has not committed any offences 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 defacto complainant has been subjected to sexual assault repeatedly by the petitioner during her minor hood. Hence, he vehemently opposed grant of bail to the petitioner.



5. Considering the gravity of offence committed by the petitioner, this Court is not inclined to grant bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

-sd/-

12/01/2022

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 SUPERINTENDENT,
CENTRAL PRISON, PUZHAL,
CHENNAI

2 INSPECTOR OF POLICE
W18, ALL WOMEN POLICE STATION,
MKB NAGAR, CHENNAI-600 039

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

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

CRL OP.779/2022

Date :12/01/2022

RVR 28/01/2022