



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.03.2022

CORAM:

THE HON'BLE Dr. JUSTICE G.JAYACHANDRAN

Cr1.O.P.No.7430 of 2022

Praveenkumar

..Petitioner

Vs.

State rep. by
The Station House Officer,
All Women Police Station, Thirukoilur,
Kallakurichi District.
(Crime No.8 of 2021)

.. Respondent

PRAYER: Criminal Original Petition has been filed under Section 439 of Cr.P.C praying to enlarge the petitioner on bail in Crime No.8 of 2021 on the file of Respondent police.

For Petitioner : Mr.G.Elango

For Respondent : M/s.G.V.Kasthuri
Additional Public Prosecutor

O R D E R

The petitioner, who was arrested and remanded to Judicial Custody on 22.04.2021 for the offences punishable under sections 341, 342 I.P.C r/w. 5(m), 5(1), 6 of POCSO Act 2012 in Crime No.8 of 2021, on the file of the respondent police, seeks bail.

2. The learned Additional Public Prosecutor submits that the investigation has been completed and final report has also been taken on file by the trial Court in Spl.S.C.No.111 of 2021.

3. The learned Counsel for the petitioner submits that the petitioner is in prison for more than 11 months and since the investigation is completed and final report is also filed, the petitioner may be released on bail.



4. Considering the age of the petitioner and the stage of the investigation, this Court is inclined to grant bail to the petitioner.

5. Accordingly, the petitioner is ordered to be released on bail subject to the following conditions;

(a) the petitioner shall execute a bond for a sum of Rs.50,000/- (Rupees Fifty Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Sessions Judge, Special Court for exclusive trial of cases under POCSO Act, Villupuram.

(b) the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the learned Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity;

(c) the petitioner shall report before the Special Court for exclusive trial of cases under POCSO Act, Villupuram., on every 1st and 3rd Monday of every month.

(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(e) on breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560];

(f) if the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

-sd/-
31/03/2022

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 SESSIONS JUDGE,
SPECIAL COURT FOR EXCLUSIVE TRIAL OF CASES
UNDER POCSO ACT, VILLUPURAM.

2 THE SUPERINTENDENT,
CENTRAL PRISON, CUDDALORE.

3 THE STATION HOUSE OFFICER,
ALL WOMEN POLICE STATION,
THIRUKOILUR, KALLAKURCHI DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1 CC to M/S G.ELANGO Advocate on payment of necessary charges
SR.NO. 4912

CRL OP.7430/2022

Date :31/03/2022

RW 01/04/2022