



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.04.2022

CORAM:

THE HON'BLE Dr. JUSTICE G.JAYACHANDRAN

Cr1.O.P.No.8971 of 2022

Yuvaraj

.. Petitioner

Vs.

The State rep. by  
The Inspector of Police,  
Melpadi Police Station,  
Vellore District.  
(Crime No.378 of 2021)

.. Respondent

PRAYER: Criminal Original Petition has been filed under Section 439 of Cr.P.C praying to enlarge the petitioner on bail pending investigation in Crime No.378 of 2021 on the file of the Respondent Police.

For Petitioner : Mr.Y.Kaja Navas

For Respondent : Mrs.G.V.Kasthuri  
Additional Public Prosecutor

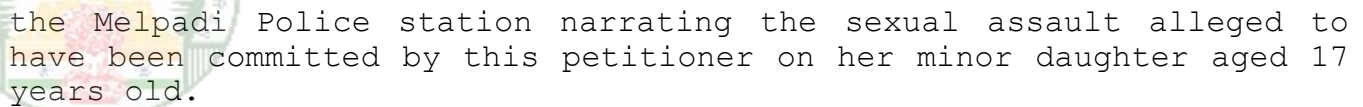
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O R D E R

The Petitioner, who was arrested for the offences punishable under Section 7 and 8 of the POCSO Act, in Crime No.378 of 2021, on the file of the respondent police, seeks bail.

2.The petitioner herein was arrested on 29.12.2021 based on the complaint given by the mother of a minor girl alleging that this petitioner has committed sexual offence punishable under sections 7 and 8 of POCSO Act. The petitioner is none other than the son in law of the defacto complainant, who married the sister of the victim girl.

3.The complaint against the petitioner has been given by his wife on 21.12.2021, alleging dowry harassment and abortion of fetus forcibly. In the said complaint itself, his wife has alleged about his sexual harassment to her minor sister. After a week, on 29.12.2021, the mother of the victim girl has given a complaint to



5.Considering the fact that the petitioner was arrested on 29.12.2021, the statement of the victim girl recorded under Section 164 of Cr.P.C and on completion of the investigation, the prosecution has filed the final report, this Court is inclined to grant bail to the petitioner. Accordingly, the petitioner is ordered to be released on bail subject to the following conditions;

(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;

(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.

WEB COPY

-sd/-

21/04/2022

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 EXCLUSIVELY TRIAL OF CASES  
UNDER POCSO ACT, VELLORE.

2 THE SUPERINTENDENT,  
CENTRAL PRISON, VELLORE.

3 THE INSPECTOR OF POLICE,  
MELAPADI POLICE STATION,  
VELLORE DISTRICT.

4 THE PUBLIC PROSECUTOR  
HIGH COURT, MADRAS.

+1 CC to M/S. Y.KAJANAVAS Advocate on payment of necessary charges SR.NO. 5946

CRL OP.8971/2022

Date :21/04/2022

RW 21/04/2022