



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

Friday, the Twenty Ninth day of April Two Thousand Twenty Two

PRESENT

The Hon`ble Dr Justice G. JAYACHANDRAN

CRIMINAL ORIGINAL PETITION No.10200 of 2022

KAMATCHI

[PETITIONER / ACCUSED]

Vs

STATE REP BY

[RESPONDENT]

INSPECTOR OF POLICE,
CUDDLORE THURAIMUGAM POLICE STATION,
CUDDALROE,
CRIME NO.104/2022

For Petitioner : M/S R.RAVICHANDRAN Advocate

For Respondent : MR. S.SANTHOSH, Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner herein apprehends arrest by the respondent police for an offences under Sections 366A, 506(i) of IPC r/w 7 and 8 of POCSO Act and 9 and 10 of Prohibition of Child Marriage Act 2007 in Crime No.104 of 2022 on the file of the respondent police seeks anticipatory bail.

2.The petitioner herein was attended child marriage and she is arrayed as an accused.

3.The learned Government Advocate (Crl. Side) states that the victim girl's statement was already recorded by the learned Judicial Magistrate.

4.Taking note of the above fact, this Court is inclined to grant anticipatory bail to the petitioner.

5. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of seven days from the date of receipt of a copy of this order, before the Special Court for POCSO cases at Cuddalore, on condition that 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 Magistrate concerned and on further conditions that:

(a) if the petitioner failed to surrender before the concerned Magistrate within a period of 7 days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(c) the petitioner shall report before respondent police as and when required for interrogation;

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

(e) the petitioner shall not abscond either during investigation or trial;

(f) on breach of any of the aforesaid conditions, the learned 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 is 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]; and

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

-sd/-

29/04/2022

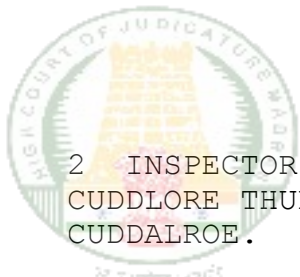
This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE SPECIAL COURT FOR POCSO
CASES AT CUDDALORE



2 INSPECTOR OF POLICE,
CUDDLORE THURAIMUGAM POLICE STATION,
CUDDALROE.

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S R.RAVICHANDRAN Advocate on payment of necessary
charges Sr.6633

CRL OP.10200/2022

Date :29/04/2022

RVR 05/05/2022