



Crl.OP.No.15776 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.07.2022

CORAM

THE HON'BLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.15776 of 2022

M.Arokiyadoss

...Petitioner

Vs.

State, Rep. by
The Inspector of Police,
All Women Police Station,
Dharapuram, Palladam
Crime No.12 of 2022

...Respondent

PRAYER:-Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioner on bail pending investigation in Crime No.12 of
2022 on the file of the Respondent Police.

For Petitioner : Mr.K.Karthik

For Respondent : Mr.A.Damodaran,
Additional Public Prosecutor



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5. On perusal of the statement of the victim boy recorded under Section 164 of Cr.P.C reveals that the petitioner touched the victim boy's private part and kissed it. Immediately, he came to house and informed it to his mother. Hence, the victiming boy's mother lodged a complaint.

6. Considering the facts and circumstances of the case and also considering the period of incarceration undergone by the petitioner i.e., from 25.05.2022, this Court is inclined to grant bail to the petitioner.

7. Accordingly, petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (**Rupees ten thousand only**) with **two blood related sureties**, each for a like sum to the satisfaction of the learned **District Mahila Judge at Tirupur** and on further conditions that :-

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police twice daily at 10.30.a.m., and 04.30.p.m., until further orders.



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[c] the petitioner shall not abscond either during investigation or trial.

[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 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.

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To

1. District Mahila Judge
Tirupur.
2. The Inspector of Police,
All Women Police Station,
Dharapuram, Palladam
3. The Sub Jail,
Tiruppur.
4. The Public Prosecutor,
High Court of Madras.



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G.K.ILANTHIRAIYAN, J.

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