



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 03/11/2022

WEB COPY

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD). No.12363 of 2022

Udhayam @ Arokiya Anto Udayan

... Petitioner/Sole Accused

Vs

The State represented by
The Inspector of Police,
All Women Police Station, Kanniyakumari,
Kanniyakumari District.
Crime No.15 of 2022..

... Respondent/Complainant

For Petitioner : M/s.Vamanan K,
Advocate.

For Respondent : Mr.M.Muthumanikkam,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.15 of 2022 on the file of the
Respondent Police.

ORDER : The Court made the following order :-

The petitioner apprehending arrest at the hands of the
respondent police for the offences punishable under section 11(1),
12 of Protection of Child from Sexual Offences Act, 2012 in Crime
No.15 of 2022 on the file of the respondent police, seeks
anticipatory bail.

2. The case of the prosecution is that due to previous enmity,
the petitioner stands inside of the house and removing his cloth,
showed his private parts to the victim child through his window.
Hence, the compliant.

3. The learned counsel appearing for the petitioner would
submit that the petitioner is innocent and he has not committed any
offence as alleged by the prosecution and his name has been falsely
implicated in this case.



4. The learned Government Advocate (Crl. Side) appearing for the respondent would submit that the petitioner is aged about 31 years and there are two victims aged about 7 years and 5 years respectively. He would further submit that the petitioner removed the dress and showed the private parts to the victim girls and 164 statement of the victim also recorded. He would further submit that investigation of the case is pending and hence, the custodial interrogation of the petitioner is necessary and he strongly opposed to grant anticipatory bail to the petitioner.

5. Considering the submission made by the learned Government Advocate (Crl. Side) appearing for the respondent and also considering the serious nature of allegations made against the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

sd/-
03/11/2022

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/11/2022
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1. The Inspector of Police,
All Women Police Station, Kanniyakumari,
Kanniyakumari District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.12363 of 2022
Date :03/11/2022

SS/SSS/SAR III/14/11/2022/ 2P 3C