



WEB COPY

CRL OP(MD). N



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

Date : 27/09/2022

PRESENT

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

CRL OP(MD). No.17206 of 2022

Arun Kumar

... Petitioner/Sole Accused

Vs

State Rep by
The Inspector of Police,
Ayakudi Police Station,
Dindigul District. Cr. No. 195 of 2022.
... Respondent/Complainant

For Petitioner : M/s.Ramasamy.T,

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No. 195 of 2022 on the file of the respondent police.

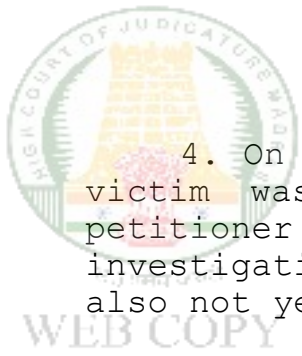
ORDER : The Court made the following order :-

The petitioner/Accused herein, who was arrested on 29.08.2022 for the alleged offence under Section 363 IPC and Section 5(1) r/w 6 of POCSO Act, 2012, 9 of Child Marriage Act, in Crime No.195 of 2022, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that due to love affair, the victim, who was aged about 17 years, eloped with the petitioner and the petitioner had sexual relationship with the victim. Hence, the complaint.

3. On the side of the petitioner, it is stated that the petitioner is innocent and had not committed any such offence, as alleged by the prosecution. A false case has been foisted against him. He prays to release him on bail.

<https://www.mhc.tn.gov.in/>



4. On the side of prosecution, it is stated that the age of the victim was only 17 years at the time of occurrence and the petitioner had committed aggravated sexual assault on her. The investigation is not yet completed and Section 164Cr.P.C. statement also not yet recorded. Hence, prays to dismiss the petition.

5. Considering the gravity of the offence, nature of allegations levelled against the petitioner and considering the age of the victim and also considering the nascent stage of investigation, this Court is not inclined to grant bail to him.

6. Accordingly, this Criminal Original Petition stands dismissed.

sd/-
27/09/2022

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/10/2022
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PNM

TO

1. The Inspector of Police,
Ayakudi Police Station, Dindigul District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.
3. The Superintendent,
Central Prison, Dindigul.

ORDER
IN
CRL OP(MD) No.17206 of 2022
Date : 27/09/2022

TR/GB/SAR-I (30.09.2022) 2P 4C