



Crl.O.P.No.976 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.01.2023

CORAM

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Crl.O.P.No.976 of 2023

Raman

... Petitioner

Vs.

The State by,
The Inspector of Police,
All woman Police Station,
Thiruvannamalai District.
(Crime No.11/2021).

... Respondent

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
pleased to enlarge the petitioner on bail in connection with the Crime No.11
of 2021 pending investigation on the file of the respondent Police.

For Petitioner : Mr.S. Thirugnanam

For Respondent : Mr.S.Vinoth KUMar
Government Advocate (Crl.Side)



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mentally. He would also submit that the charge sheet has been filed and nearly 10 witnesses have been examined. Hence, he opposed to grant bail to the petitioner.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) for the respondent and perused the materials available on record including the 164 Cr.P.C statement recorded from the victim girl.

6. Taking into consideration the facts and circumstances of the case and taking note of the period of incarceration suffered by the petitioner and charge sheet has been filed and nearly 10 witnesses have been examined, this Court is inclined to grant bail to the petitioner.

7. Accordingly, the 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 sureties (out of which one must be blood related surety)**, each for a like sum to the satisfaction of the **learned Special Judge, exclusive trial of POCSO Act Cases at Thiruvannamalai** and on further



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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 trial Court in all the working days.

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

(d) the petitioner shall not abscond 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]*; and;

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

27.01.2023

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T.V.THAMILSELVI,J.

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To

1.The Special Judge, exclusive trial of POCSO Act Cases at Thiruvannamalai

2.The Inspector of Police,
All woman Police Station,
Thiruvannamalai District.

3.The Central Prison,
vellore

4.The Public Prosecutor,
High Court of Madras.

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