

Crl.O.P.No.4769 of 2023

T.V.THAMILSELVI, J.

The petitioner who apprehend arrest for the alleged offence under Sections 9(f) and 10 of POCSO Act, 2012 in Crime No.5 of 2023 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioner along with other accused persons have misbehaved with the victim girl. Hence, the complaint.

3.The learned counsel appearing for the petitioner submits that the petitioner is a school teacher, aged about 59 years and he has been working in that school for past 33 years. He further submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. Hence, he prays to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl. side) submits that the investigation has been completed and he produced the statement under Section 164 of Cr.P.C. He opposed for grant of anticipatory bail to the



petitioner.

WEB COPY

5. Considering the facts and circumstances of the case and also the fact that the petitioner has been working as a teacher for more than thirty years and also there is no bad antecedents against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned ***Fast Track Mahila Court, Krishnagiri District*** on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand Only)** with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) 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;

(b) the petitioner shall report before respondent police on every



Sunday at 10.30 a.m. for a period of eight weeks and thereafter, as and when required for interrogation;

(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 anticipatory 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.

02.03.2023

dk

To
The Fast Track Mahila Court,
Krishnagiri District.

T.V.THAMILSELVI, J.



WEB COPY



4

Crl.O.P.No.4769 of 2023

dk

Crl.O.P.No.4769 of 2023

02.03.2023