



Crl.O.P.No.21926 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.09.2023

CORAM

THE HON'BLE MR. JUSTICE **G.CHANDRASEKHARAN**

Crl.O.P.No.21926 of 2023

Baskar

...Petitioner

Vs.

The State Rep by
The Inspector of Police,
All Women Police Station, Thiruthuraipoondi,
Thiruvarur District.
Crime No.8 of 2023.

...Respondent

PRAYER: Criminal Original Petition is filed under Section 439 of Cr.P.C. to enlarge the petitioner on bail in Crime No.8 of 2023 pending on the file of Inspector of Police, All Women Police Station, Thiruthuraipoondi Thiruvarur.

For Petitioner : Mr.P.Muthamizhselvakumar

For Respondent : Mr.S.Rajakumar
Additional Public Prosecutor



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this petition.

4. Considered the rival submissions and perused the records.

5. The reading of the 164 Cr.P.C shows that, on the date of incident, petitioner said to have removed his jatti and baniyan in front of his house and invited the victim girl. Then, he received a phone call and left. Except this allegation, there is no other allegation of sexual assault/harassment made against the victim girl.

4. Considering the fact that, petitioner is in judicial custody from 12.08.2023 and that material part of the investigation might have been completed by this time, this Court is inclined to grant bail to the petitioner with conditions and the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/-** (Rupees Twenty Five Thousand only) with **two sureties**, each for a like sum to the satisfaction of the **learned Additional Mahila Court (Magistrate Level), Thiruvarur** and on further conditions that :-



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[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 at 10.00 a.m., until further orders.

[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.

25.09.2023

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To

- 1.The Additional Mahila Court (Magistrate Level), Thiruvarur
- 2.The Inspector of Police,
All Women Police Station, Thiruthuraipoondi,
Thiruvarur District.
- 3.The District Prison, Thiruvarur
- 4.The Public Prosecutor,
High Court of Madras.



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G.CHANDRASEKHARAN. J.

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