



CRL OP(MD). No.18772 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/10/2023

PRESENT

The Hon`ble Mr.Justice V. SIVAGNANAM

CRL OP(MD). No.18772 of 2023

Ganesh @ Ganesan

... Petitioner/ Accused No.1

Vs

The State rep.by,
The Inspector of Police,
Sivagiri Police Station,
Tirunelveli District.
Crime No. 300 of 2023.

... Respondent/ Complainant

For Petitioner : S. Maya Perumal,
Advocate.

For Respondent : Mrs.M.Aasha,
Government Advocate (Crl.Side)

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

PRAYER :-

For Bail in Crime No.300 of 2023 on the file of the respondent police.



CRL OP(MD). No.18772 of 2023

ORDER : The Court made the following order :-

WEB COPY

The petitioner/accused, who arrayed as accused was arrested and remanded to judicial custody on 16.08.2023 for the offences punishable under Sections Girl Missing @ u/s. 366(A) and u/s. 3 r/w. 4(2) of Protection of Children from Sexual Offences Act, 2012 in Crime NO. 300 of 2023, on the file of the respondent police seeks bail.

2. The case of the prosecution is that on 14.08.2023, when the defacto complainant's daughter was in her house, the petitioner came on a two wheeler and forcibly picked up the victim girl and sexually assaulted her. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner never kidnapped the victim girl. He would further submit that that the petitioner herein and the victim loved with each other and hence, a false complaint has been given by the mother of the petitioner and seeks bail.

4. The learned Government Advocate (Crl. Side) would submit that the petitioner forcibly picked up the victim girl from the house of the defacto complainant and sexually assaulted her. She further submitted that the victim is only aged about 15 years and hence, strongly objected to grant bail the petitioner.



CRL OP(MD). No.18772 of 2023

WEB COPY

5. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent.

6. Considering the serious nature of allegations made against the petitioner, this Court is not inclined to grant bail to the petitioner. Hence, this Criminal Original Petition is dismissed.

sd/-
18/10/2023

/ TRUE COPY /

/11/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TRP

TO

1.THE OFFICER IN CHARGE,
DISTRICT PRISON,
VIRUDHUNAGAR.

2.THE INSPECTOR OF POLICE,
SIVAGIRI POLICE STATION,
TIRUNELVELI DISTRICT.



CRL OP(MD). No.18772 of 2023

3. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.18772 of 2023
Date :18/10/2023

RK/JGB (21/11/2023) 4P / 4C

Madurai Bench of Madras High Court is issuing certified copies in this format from
17/07/2023