



CRL OP(MD) No.2985 of 2024

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

Tuesday, the Twenty Seventh day of February Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.2985 of 2024

KARUPPASAMY

... Petitioner / Sole Accused

Vs

THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
THILAGAR THIDAL,
MADURAI CITY.
(CRIME NO. 40/2023)

... Respondent / Complainant

For Petitioner : M/s.D.Ramesh Kumar, Advocate
for M/s.S.Arokiyaselvaramesh, Advocate

For Respondent : Mr.B.Nambiselvan,
Additional Public Prosecutor

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

PRAYER : FOR BAIL IN CRIME NO. 40 OF 2023 ON THE FILE OF THE
RESPONDENT POLICE.

ORDER : The Court Made the following order :-

The petitioner, who is arrayed as accused, was arrested and remanded to
Judicial Custody on 21.09.2023 for the offence under Sections 5(j)(ii), 6, 5(n) of the



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POCSO Act in Crime No.40 of 2023, seeks bail.

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2.The case of the prosecution is that the victim girl is aged about 14 years and the petitioner is a paternal uncle of the victim girl and he misbehaved with the victim girl, due to which, she became pregnant. Hence, the case.

3.The learned counsel appearing for the petitioner would submit that the petitioner did not commit any offences as alleged by the prosecution. In fact, the petitioner is the close relative of the victim girl and due to previous motive, in order to wreck vengeance, the false case has been foisted against the petitioner. He further submitted that petitioner is in judicial custody for more than 5 months, hence, he seeks bail.

4. The learned Additional Public Prosecutor appearing for the respondent would submit that this Court may peruse the statement of the victim girl recorded under Section 164 Cr.P.C, that without consent of the victim girl, her paternal uncle forcibly had physical relationship with the victim girl. The serious allegation is made against the petitioner. Hence, he vehemently objected to grant bail to the petitioner.

5.Considering the facts and circumstances of this case and on perusal of the statement of the victim girl recorded under Section 164 Cr.P.C., and also considering the fact that the victim is aged about 14 years, this Court is not inclined to grant bail



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to the petitioner.

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6. Accordingly, this Criminal Original Petition is dismissed.

sd/-
27/02/2024

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/03/2024
Sub-Assistant Registrar
(C.S. I / II / III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

INDU

To

1.The Inspector of Police,
All Women Police Station,
Thilagar Thidal,
Madurai City.

2.The Superintendent,
Central Prison,
Madurai.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.2985 of 2024
Date :27/02/2024

ED/ JGB /SAR- (21/03/2024) 3P / 4C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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