



CRL OP(MD). No.13264 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 13/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.13264 of 2024

1. V Bhoopathi Sankar,
2. Vetrivel,
3. Senthurammal,
4. Ambika,

... Petitioners/ Accused 1 to 4

Vs

The Inspector of Police,
Awps Kodaikanal Police Station,
Dindigul District.
Cr.No.11/2024.

... Respondent/Complainant

For Petitioners : Mr.F.Deepak, Advocate.
For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS

PRAYER :-

For Anticipatory Bail in Crime No.11 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners / Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 9, 10, 5(n), 5(l), 5(j)(ii), 6 and 17 of

<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.13264 of 2024

POCSO Act, in Cr.No. 11 of 2024, seek anticipatory bail.

2. The case of the prosecution is that Hence, the complaint.

3. Heard the learned counsel on either side and perused the material records of the case.

4. Considering the facts and circumstances of the case and also considering the fact that the first petitioner got married to the victim child and the complaint was forwarded to the hospital from where she went for medical checkup with reference to pregnancy, I am inclined to enlarge the petitioners on anticipatory bail with certain conditions.

5. Accordingly, this Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the Special Court for POCSO Act, Dindigul District, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions that:

(a) the petitioners and the sureties shall affix their photographs and left thumb

impression in the surety bond and the Magistrate may obtain a copy of their Aadhar

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CRL OP(MD). No.13264 of 2024

card or Bank pass Book to ensure their identity;

(b)the petitioners shall report before the respondent police as and when required for interrogation.

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

(d)the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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.

sd/-
13/08/2024

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/ 08 /2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



CRL OP(MD). No.13264 of 2024

TO
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1 THE SPECIAL JUDGE
FOR POCSO ACT, DINDIGUL DISTRICT.

2 THE INSPECTOR OF POLICE
AWPS KODAIKANAL POLICE STATION,
DINDIGUL DISTRICT.

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

+1 CC to M/s.F.DEEPAK, Advocate (SR-9910[I] dated 14/08/2024)

ORDER
IN

CRL OP(MD) No.13264 of 2024
Date :13/08/2024

PSP/VR/SAR /23.08.2024/ 4P/ 5C

Madurai Bench of Madras High Court is issuing certified
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