



CRL OP(MD). No.15266 of 2024

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

Date : 11.09.2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15266 of 2024

Anandh

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Vallam All Women Police Station,
Thanjavur District,
Crime No.11/2024.

... Respondent/Complainant

For Petitioner : Mr.R.L.Dhilipan Pandian,
Advocate.

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

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

ORDER : The Court made the following order :-

The petitioner/Accused, who is arrested and remanded to judicial custody on 22.04.2024 for the offence punishable under Sections 366 & 506(i) of IPC r/w. Section 5(i) of POCSO Act, in Crime No.11 of 2024 on the file of the respondent police, seek bail.



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2.The case of the prosecution is that the petitioner had kidnapped the victim girl to his custody and also had forcible sexual intercourse with her. Hence, the complaint.

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

4.Considering the nature of statement given by the victim girl, considering the fact that the petitioner is in judicial custody from 22.04.2024 and also considering the fact that the investigation is completed and the case is now pending in Spl.SC.No. 50 of 2024, I am inclined to enlarge the petitioner on bail with certain conditions.

5.Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail, on executing 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 learned Principal Special Judge for Exclusive Trial of Cases under POCSO Act, Thanjavur District.

(i)the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity;



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fail.

(ii) the petitioner shall report before the trial Court on all hearing dates without

(iii) the petitioner shall not tamper with evidence or witness;

(iv) the petitioner shall not abscond during trial.

(v) 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].

(vi) If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
11/09/2024

/ TRUE COPY /

11/09/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

JBR
TO

1 THE PRINCIPAL SPECIAL JUDGE
FOR EXCLUSIVE TRIAL OF CASES UNDER POCSO ACT,
THANJAVUR DISTRICT.



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2 THE INSPECTOR OF POLICE
VALLAM ALL WOMEN POLICE STATION, THANJAVUR DISTRICT

3 THE OFFICER INCHARGE
DISTRICT JAIL, THANJAVUR.

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

ORDER
IN
CRL OP(MD) No.15266 of 2024
Date :11/09/2024

SS/SAR- /11/09/2024/4P/5C

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