



CRL OP(MD). No.22450 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/12/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.22450 of 2024

G.Meganathan

... Petitioner/Sole Accused

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
Nainarkovil Police Station,
Ramanathapuram District.
In Crime No.177 of 2024.

... Respondent/Complainant

For Petitioner : Mr.K.Rajiv Gandhi, Advocate

For Respondent : Mr.S.Ravi,
Additional Public Prosecutor

PETITIONS FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail Crime No.177 of 2024 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner/sole accused, who was arrested and remanded to judicial custody on 01.12.2024 for the offences under Sections 5(1) and 6 of POCSO Act in

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



CRL OP(MD). No.22450 of 2024

Crime No.177 of 2024 on the file of the respondent police, seeks bail.

WEB COPY

2. The case of the prosecution is that the petitioner had lured the victim girl and took her away and committed penetrative sexual assault against the victim girl, who was a minor,

3.This Court carefully went through the Section 183(5) of the new procedure code statement recorded from the victim girl. It is seen that the petitioner had a love affair with the victim girl and the family of the victim girl started looking for a bride groom and hence the victim girl pressurized the petitioner and asked him to take her away. Left with no other option, the petitioner took the victim girl in a two wheeler. They were staying at different places.

4.The learned Additional Public Prosecutor appearing for the respondent police submitted that the petitioner had moved a bail petition in Cr.M.PNo.3181 of 2024 before the Mahila Court, Ramanathapuram and the bail petition was posted for hearing on 23.12.2024.

5. The learned Counsel appearing for the petitioner submitted that the bail application will be withdrawn from that Court.

6.Heard the learned Counsel appearing on either side.

7.Taking into consideration the facts and circumstances of the case and considering the statement recorded from the victim girl and also of the fact that this



CRL OP(MD). No.22450 of 2024

petitioner has already suffered incarceration from 01.12.2024, this Court is inclined to grant bail to the petitioner subject to the following conditions.

8. Accordingly, the criminal original petition is ordered 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 Sessions Judge, Fast Track Mahila Court (Mahaleer Neethimandram), Ramanathapuram District and on further conditions that:-

[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 as and when required.

[c] the petitioner shall appear before the trial Court during every hearing date without fail.

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[e] the petitioner shall not abscond either during investigation or trial.

[f] 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



CRL OP(MD). No.22450 of 2024

WEB COPY

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].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS 2023.

sd/-
19/12/2024

/ TRUE COPY /

19 / 12 /2024

Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

LR

TO

1 THE SESSIONS JUDGE,
FAST TRACK MAHILA COURT (MAHALEER NEETHIMANDRAM),
RAMANATHAPURAM DISTRICT

2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.

3 THE OFFICER INCHARGE
DISTRICT JAIL, RAMANATHAPURAM DISTRICT.

4 THE INSPECTOR OF POLICE,
NAINARKOVIL POLICE STATION,
RAMANATHAPURAM DISTRICT.

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



CRL OP(MD). No.22450 of 2024

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

+1 CC to M/s.K.RAJIV GANDHI, Advocate (SR-15641[I] dated 19/12/2024)

ORDER
IN
CRL OP(MD) No.22450 of 2024
Date :19/12/2024

PSP/ /SAR /19.12.2024/ 5P/ 7C

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