



Crl. O.P. No.7337 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.03.2025

CORAM

**THE HON'BLE MR. JUSTICE SUNDER MOHAN**

Crl. O.P. No.7337 of 2025

Manikandan S/o. Murugaiyan

... Petitioner / Accused

Vs.

**The State represented by:**

The Inspector of Police,  
All Women Police Station,  
Tiruvarur District.  
(Crime No.2 of 2025).

... Respondent

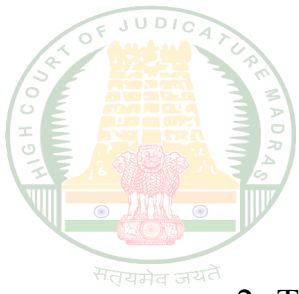
**PRAYER:** Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail, in connection with the Crime No.2 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : Mr. D. Padmanabhan

For Respondent : Mr. Leonard Arul Joseph Selvam  
Government Advocate (Crl.Side)

**ORDER**

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 24.01.2025, seeking bail in Crime No.2 of 2025 registered for the offences under Sections 7 and 8 of POCSO Act.



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2. The case of the prosecution is that the petitioner had been continuously following the victim girl, aged about 15 years, for 4 months; that on 23.01.2025 at about 6 p.m., when she was returning to her home from school, the petitioner had expressed his love and he took her to a place, hugged her and attempted to touch her breast and her private part inappropriately and thus, committed the aforesaid offences.

3. The learned counsel appearing for the petitioner submitted that the allegations against the petitioner are false; that this is the case of love affair; that considering period of incarceration of the petitioner and that in any case, further custody of the petitioner is not required, prayed for grant of bail.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police, reiterated the prosecution case and produced the copy of the statement of the victim recorded under Section 183 of B.N.S.S.

5. A perusal of the statement of the victim confirms the prosecution case. Considering the aforesaid facts, the nature of allegations against the petitioner and period of incarceration, this Court is of the view that further custody of the



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petitioner is not required for the purpose of investigation. Hence, this Court is inclined to grant bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the **Judicial Magistrate, Additional Mahila Court, Tiruvarur** and on further conditions that:

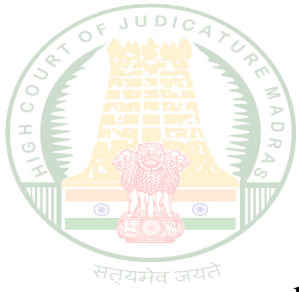
[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

**[b] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;**

[c] the petitioner shall not abscond either during investigation or trial;

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

[e] On breach of any of the aforesaid conditions, the



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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]***;

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

**13.03.2025**

*mjs*

To

1. The Judicial Magistrate, Additional Mahila Court, Tiruvarur
2. The Inspector of Police, All Women Police Station, Tiruvarur District.
3. The District Prison, Nagapattinam.
4. The Public Prosecutor, High Court of Madras.



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**SUNDER MOHAN., J.**

*mjs*

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