



Crl.O.P.No.10157 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.04.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.10157 of 2025

Gnanapalani

...Petitioner/Accused

Vs.

State rep by
The Inspector of Police,
Nellikuppam Police Station,
Cuddalore.

(Crime No.55 of 2025)

... Respondent

PRAYER: This criminal original petition has been filed under Section 483 of BNSS to enlarge the petitioner on bail in Crime No.55 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.M.Subashpandiyan

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



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ORDER

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 17.02.2025, seeking bail in Crime No.55 of 2025 registered for the offence under Sections 7 and 8 of POCSO Act.

2.It is the case of the prosecution that the petitioner aged 56 years was working as a Tamil Teacher in a Government School; that he was in the habit of inappropriately touching the students under the guise of encouraging them to study well and that when the students were taken for an excursion, the petitioner made certain lewd comments; and that he had touched the shoulder and hands of the students inappropriately and thus committed the aforesaid offences.

3.The learned counsel for the petitioner would submit that the allegations are false; that the petitioner was awarded 'Teacher of Excellence' for the year 2013 and 'Best Teacher Award' for the years 2022-2023 and 2023-2024 and that in any case, since he has now been suspended from



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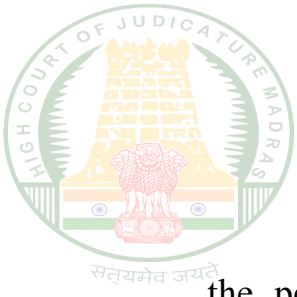
service and considering the period of incarceration, he may be released on bail.

4.Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and produced a copy of the statement of the one of the victims recorded under Section 183 of BNSS, 2023 which confirms the prosecution case.

5.Heard the learned counsel on either side and perused the materials available on record.

6.The sum and substance of the allegations against the petitioner is that he touched the victim girls inappropriately and also made some lewd comments. He has now been suspended from the service. He is in custody from 17.02.2025.

7.Considering the aforesaid facts, period of incarceration, the fact that



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the petitioner has now been suspended from service and since further custody of the petitioner is not required for the purpose of investigation, this Court is inclined to grant bail to the petitioner with certain conditions.

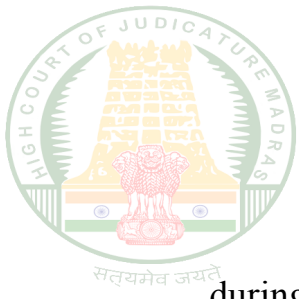
8. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the **Special Court for Exclusive Trial of Cases under POCSO Act, Sessions Judge, Cuddalore**, 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, everyday 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



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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 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.

08.04.2025

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Copy to:

- 1.The Inspector of Police, Nellikuppam Police Station, Cuddalore.
- 2.The Sessions Judge,
Special Court for Exclusive Trial of Cases under POCSO Act, Cuddalore.
- 3.The Superintendent of Prison, Central Prison, Cuddalore.
- 4.The Public Prosecutor, High Court, Madras.



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SUNDER MOHAN, J.

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