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CRL OP No. 13552 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-06-2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 13552 of 2025

1. Karthick
2. K.Kumar
3. Malarveni
4. Kavitha

Petitioner(s)

Vs

State Rep by
All Women Police Station,
Bargur, Krishnagir District.
Crime No.13/2025

Respondent(s)

PRAYER

This Criminal Original Petition is filed under Section 482 of BNSS 2023 to enlarge the Petitioners on bail in the event of arrest in Crime No.13 of 2025 on the file of the Respondent Police.

For Petitioner(s): Mr.R.Bharath Kumar

For Respondent(s): M/s.R. Vinoth Raja GA (Crl.
Side)



ORDER

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The petitioners, apprehends arrest for the alleged offences under Section 5(L) read with Section 6(1) of POCSO Act, 2012 and Section 9 and 10 of the Prohibition of Child Marriage Act, 2006 in Crime No.13 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the the first petitioner had married the minor girl aged about 16 years and has been harassing her. Hence, the case.

3. The learned counsel for the petitioners would submit that the petitioners are innocent and they have been falsely implicated in this case. Now, petitioners are ready to abide by any stringent condition that may be imposed by this Court. Learned counsel further submitted that the second and fourth petitioners, who were the parents of the minor victim girl, committed suicide after registration of FIR. Hence, the learned counsel prays for anticipatory bail to the petitioners.



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4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution's case and opposed for grant of anticipatory bail to the petitioners.

5. Taking into consideration the facts and circumstances of the case and also considering the submissions made on either side, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen (15) days from the date of receipt of a copy of this order, before the Mahila Court Krishnagiri on condition that the petitioners shall execute 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate



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may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the first petitioner shall report before the respondent Police daily at 10. 30 a.m., for a period of two weeks and thereafter as and when required for further interrogation;

[c] The third petitioner shall report before the respondent police as and when required for interrogation;

[d] the petitioners shall not abscond either during investigation or trial;

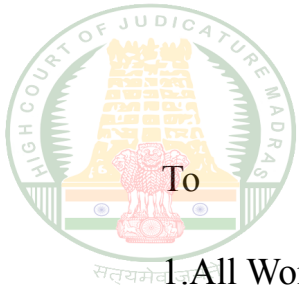
[e] the petitioners shall not tamper with evidence or witness either during investigation or trial;

[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 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 of B.N.S.

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To

1. All Women Police Station,
Bargur, Krishnagiri District.
2. The Mahila Court, Krishnagiri.
3. The Public Prosecutor,
High Court of Madras.



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M.NIRMAL KUMAR J.

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