



WEB COPY

CRL OP No. 16546 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. 16546 of 2025

1. SARAVANAN
2. JAYA SHANKAR
3. SUMATHI
4. RAVI

Petitioner(s)

Vs

The State rep by, The Inspector of
Police,
Ariyur Police Station, Vellore District.
(Crime No.92 /2025)

Respondent(s)

PRAYER

This Criminal Original Petition is filed under Section 482 of BNSS Act 2023 to enlarge the petitioners on bail in the event of the arrest in connection with the crime No.92 of 2025 on the file of the respondent police.

For Petitioner(s): Mr.T Saravanan



WEB COPY

CRL OP No. 16546 of 2025



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

ORDER

The petitioners, apprehend arrest for the alleged offences under Section 5(n), 5(l), 5(i)(ii) read with Section 6, 17 of POCSO Act 2012 & Section 9 and 10 Prohibition of Child Marriage Act 2006 in Crime No.92 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant aged about 16 years got married with the first petitioner on 31.01.2025 and out of their wedlock, she became pregnant and she therefore went to Government Hospital at Anaicut, at that time, the doctor found that the defacto complainant is a minor. Hence, the case was registered against the petitioners.

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. Hence, the learned counsel prays for anticipatory bail to the petitioners.

WEB COPY

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 Special POCSO Judge, Vellore on condition that the petitioners shall execute a common 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:

WEB COPY

[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 petitioners shall report before the respondent Police as and when required for further interrogation;

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

[d] the petitioners shall not tamper with evidence or witness either 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 of B.N.S.

WEB COPY

26-06-2025

Jai

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



CRL OP No. 16546 of 2025



To
WEB COPY

1. The Inspector of Police,
Ariyur Police Station, Vellore District.
2. The Special POCSO Judge, Vellore.
3. The Public Prosecutor,
High Court of Madras.



WEB COPY

CRL OP No. 16546 of 2025



M.NIRMAL KUMAR J.

jai

**CRL OP No. 16546 of
2025**

26-06-2025