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Crl.O.P.No.21680 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.09.2025

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THE HONOURABLE MRS. JUSTICE T.V.THAMILSELVI

Crl.O.P.No.21680 of 2025

Karthik
Petitioner/Accused

...

Vs

State by
the Inspector of Police,
W-5 All Women Police Station,
Seliyur, Chennai.
(Crime No.27 of 2025)

... Respondent

Prayer: Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 praying to enlarge the petitioner on anticipatory bail in the event of his arrest in Crime No.27 of 2025 on the file of the respondent police.

For petitioner : Mr.S.Vellidoss

For Respondent : Mr.S.Udayakumar
Government Advocate (Crl. Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 5(1)(j)(ii) and 6(1) of the POCSO Act, 2012 in Crime No.27 of 2025, on the file of the respondent police, seeks anticipatory bail.



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2.The case of the prosecution is that the petitioner and the victim girl belong to the same area and they were in love with each other. The had a physical relationship also, due to which, the victim became pregnant. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He further submitted that the petitioner and the victim were in love with each other, which was opposed by the victim's parents. At the instance of the parents of victim, a false complaint has been lodged against the petitioner. Hence, prayed for anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl. Side) appearing for the respondent police submitted that the petitioner is aged about 21 years and victim is aged about 17 years. They were in love with each other and had sexual relationship, due to which, the victim became pregnant and later it was aborted. Hence, he strongly opposed to grant anticipatory bail to the petitioner.



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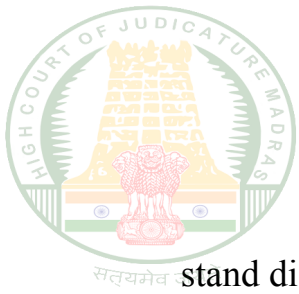
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5.The learned counsel for the petitioner produced an undertaking affidavit stating that the petitioner is willing to marry the victim girl on her attaining the age of majority and his parents also accepted for the same.

6.Heard the learned counsel for the petitioner and the learned Government Advocate for the respondent Police and perused the materials available on record.

7. Considering the fact that the victim also had a love affair with the petitioner and investigation in this case almost completed, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

8.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the **Special Court for POCSO Cases at Chengalpattu** on condition that the petitioner 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, failing which, the petition for anticipatory bail shall



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stand dismissed and on further condition that:

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[a] the petitioner and 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 for interrogation;

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

[d] the petitioner shall not abscond 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 BNS.

9. In view of the undertaking given by the petitioner and his parents, the respective parties are directed to appear before the Mediation



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Centre attached to Subordinate Court, Alandur on 22.09.2025.

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To

- 1.The Special Court for POCSO Cases
at Chengalpattu.
- 2.The Inspector of Police,
W-5 All Women Police Station,
Seliyur, Chennai.
- 3.The Mediation Centre,
Sub Court, Alandur.
- 4.The Public Prosecutor,
High Court, Madras.



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T.V.THAMILSELVI, J.

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