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Crl.O.P.No.23175 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 21.08.2025

CORAM :

THE HONOURABLE Dr. JUSTICE G.JAYACHANDRAN

Crl.O.P.No.23175 of 2025

S.Prakash

... Petitioner/Sole Accused

-VS-

The State rep. by
The Inspector of Police
All Women Police Station
Dharapuram, Tiruppur.
(Crime No.12 of 2025)

...Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail pending trial in Spl.S.C.No.137 of 2025 on the file of the learned Sessions Judge, Mahalir Neethimandram, (Fast Track Mahila Court), Tiruppur.

For Petitioner : Mr.P.Thinesh

For Respondent : Mr.L.Baskaran
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 04.05.2025, for the offence punishable under Sections 5(1), 5(j)(ii) r/w 6



Crl.O.P.No.23175 of 2025

WEB COPY

of POCSO Act, 2012 in connection with Crime No.12 of 2025, registered on the file of the respondent, seeks bail.

2. The petitioner herein was arrested for offence under Sections 5(l), 5(j)(ii) r/w 6 of POCSO Act, 2012. The victim girl is 15 years old child. The statement of the victim recorded by the learned Judicial Magistrate indicates that victim and the petitioner were in love and been in the habit of having intercourse. The victim girl was pregnant at the time of complaint. The offence has come to light when she went to hospital for checkup.

3. The learned Government Advocate (Crl. Side) states that in this case, investigation has been completed, final report filed before the Special Court for POCSO Offences at Tiruppur and the same was taken on file in Spl.S.C.No.137 of 2025. Hence, he opposed for grant of bail.

4. Heard both sides and perused the materials available on record.



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5. Considering the facts and circumstances of the case and the nature of allegations, 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 learned **Sessions Judge, Mahalir Neethimandram, (Fast Track Mahila Court), Tiruppur** and on further conditions that :

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall attend trial regularly without fail.

[c] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions



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CrI.O.P.No.23175 of 2025

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)13 SCC 283]**;

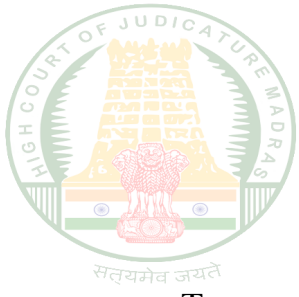
[d] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

21.08.2025

rsi

Note :

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.



Crl.O.P.No.23175 of 2025

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To

- 1.The Sessions Judge, Mahalir Neethimandram,
(Fast Track Mahila Court), Tiruppur.
- 2.The Inspector of Police
All Women Police Station
Dharapuram, Tiruppur.
- 3.The Superintendent,
Central Prison, Tiruppur.
- 4.The Public Prosecutor,
High Court of Madras.



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Crl.O.P.No.23175 of 2025

Dr.G.JAYACHANDRAN, J.

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Crl.O.P.No.23175 of 2025

21.08.2025