



WEB COPY

Crl.O.P.No.26059 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-09-2025

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.26059 of 2025

M. Karuna

... Petitioner

Vs

The State rep. by,
The Inspector of Police
All Women Police Station,
Tiruttani, Tiruvallur District
(Crime No.13 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in
Crime No.31 of 2025 on the file of the respondent police.

For Petitioner(s) : Mr.C. Venkatesan

For Respondent(s) : Mr. A. Gopinath
Government Advocate (Crl. Side)



Crl.O.P.No.26059 of 2025

ORDER

WEB COPY

The petitioner, who was arrested and remanded to judicial custody on 20.06.2025 for the offence under Sections 87 of BNS Act and Section 5(1), r/w 6(1) of POSCO Act in Crime No.31 of 2025, registered on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner herein had induced the victim girl, and committed rape on the minor girl. Subsequent to which she became pregnant and delivered a male child on 11.06.2025. It is stated as per the instructions of this petitioner, the victim girl abandoned the child and left the hospital. Hence a case was registered by the respondent police.

3. The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution. However, the petitioner is ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.



WEB COPY

4.The learned Government Advocate (Criminal Side) appearing for the respondent while opposing the bail to the petitioner, reiterated the prosecution case and submitted that investigation completed, final report also filed and the same is yet to be numbered.

5.Considering the facts and circumstances of the case, the period of incarceration undergone by the Petitioner and the investigation completed, final report also filed and the same is yet to be numbered, this Court is inclined to grant bail to the petitioner herein with certain conditions.

6.Accordingly, the petitioner is ordered to be released on bail on their executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties each** for a like sum to the satisfaction of the Sessions Judge, (Special Court POCSO Under POCSO Act) at Tiruvallur, Tiruvallur District 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 report before the respondent daily at 10.30 a.m., for a period of two weeks**



WEB COPY



Crl.O.P.No.26059 of 2025

and thereafter, as and when required for interrogation. It is made clear that the petitioner shall not enter into the jurisdictional limit of the respondent police other than the hearing dates before the Trial Court, until further orders;

[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 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 abscond, a fresh FIR can be registered under Section 269 of B.N.S.

23.09.2025

smn

Note:

4/6



Crl.O.P.No.26059 of 2022

WEB COPY

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.

To.

1.The Inspector of Police
All Women Police Station,
Tiruttani, Tiruvallur District

2. The Sessions Judge, (Special Court POCSO
Under POCSO Act) at Tiruvallur, Tiruvallur
District

3. The Superintendent, Central Prison, Puzhal

4. The Public Prosecutor,
High Court of Madras.

K. RAJASEKAR, J.

smn



WEB COPY



Crl.O.P.No.26059 of 2025

Crl.O.P. No.26059 of 2025

23.09.2025