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CRL.OP No.. 26235 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-09-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL.OP.No. 26235 of 2025

Jeeva

..Petitioner

Versus

The State,

Represented by

The Inspector of Police,

Paradarami Police Station

Paradarami, Vellore District.

Crime No. 137 of 2025.

..Respondent

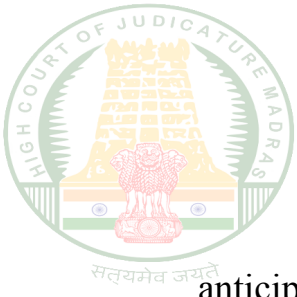
Prayer: Criminal Original Petition filed under Section 482 of BNSS, praying to enlarge the petitioner on bail in the event of his arrest a case in Crime No.137 of 2025 pending investigation on the file of the respondent.

For Petitioner : Mr.Vinodh Kumar
For Respondent : Mr.S.Udayakumar,
Government Advocate (Criminal Side)

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ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 126(2), 74, 75(i)(ii) of BNS and under Section 11(1), 11(IV), r/w Section 12 of POCSO Act, in Crime No. 137 of 2025 on the file of the respondent Police, seeks



anticipatory bail.
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2.The allegation against the petitioner is that when the daughter of the de-facto complainant was returning back from school, the petitioner waylaid her daughter and molested her. The mother of the victim girl viz., Sujatha, lodged a complaint before the respondent police against the petitioner.

3. The learned counsel for the petitioner submits that the petitioner is an innocent person and he has been falsely implicated in this case. He submits that he has not committed any offence as alleged by the prosecution. He also submits that the petitioner is ready to abide by any conditions that may be imposed by this Court and ready to furnish sufficient solvent sureties for his release. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal side) for the respondent police, reiterated the prosecution case and submits that 164 statement of the victim girl was not recorded by the respondent police. He further submits that there is no previous case pending against the petitioner. He further submits that investigation is pending. However, he



opposed for grant of anticipatory bail to the petitioner.

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5. Heard the learned counsels and perused the materials available on record.

6. Considering the facts and circumstances of the case and the submissions made by learned counsels on either side and considering the fact that the 164 statement of the victim girl was not recorded, allegation levelled is that, he attempted to touch the victim girl, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions. Accordingly, the petitioner are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned **Special Judge for Exclusive Trial of Cases under POCSO Act, 2012, Vellore**, on condition that the petitioner shall execute 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 Magistrate concerned and on further condition that:

(a) If the petitioner fails to surrender before the concerned Magistrate, within a period of fifteen days from the date of receipt of a copy of this order, this



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order shall stand automatically cancelled;

[b] 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;

[c] the petitioner shall report before the respondent Police daily at 10.30 p.m for a period of two weeks and thereafter, as and when required for interrogation;

[d] 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];**

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

24.09.2025

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- To
- 1.The Special Judge for Exclusive Trial of
Cases under POCSO Act, 2012, Vellore,
 - 2.The Inspector of Police,
Paradarami Police Station
Paradarami, Vellore District.
Crime No. 137 of 2025.
 - 3.The Public Prosecutor, High Court, Madras.



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K. RAJASEKAR, J.,

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