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Crl.O.P.No.26344 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-09-2025

CORAM

**THE HONOURABLE MR JUSTICE K. RAJASEKAR**

**CRL OP NO.26344 of 2025**

Maari

... Petitioner/ Accused

Vs

The State rep. by,  
The Inspector of Police,  
All Women Police Station- Redhills,  
Redhills – Chennai- 600 052  
(Crime No.28 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.25 of 2025 on the file of the respondent police.

**For Petitioner(s)** : Mr.R. Dhanasekar

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

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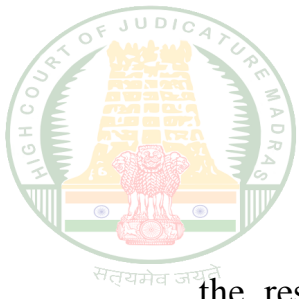
## **ORDER**

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The petitioner, who was arrested and remanded to judicial custody on 09.07.2025, for the offence under Sections 137(2) of BNS r/s 5(l), 5(j)(ii) & 6 of POCSO Act, 2012 in Crime No.28 of 2025, registered on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner fell in love with the minor victim girl and promised that he will marry her and had sexual relationship with her. Consequent to which the victim girl became pregnant. Based on the complaint given by the family members of the defacto complainant a case was registered by the respondent police.

3.The learned counsel appearing for the petitioner submitted that the victim girl has consensual relationship with the petitioner and she became pregnant. He further submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.



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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 in this case is completed and final report yet to be filed.

5.Considering the facts and circumstances of the case, the period of incarceration undergone by the Petitioner and the fact that statement recorded u/s 164 of Cr.P.C from the victim girl it reveals that she had consensual relationship with the petitioner and investigation in this case is completed, 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.15,000/- (Rupees Fifteen Thousand only)** with **two sureties each** for a like sum to the satisfaction of the Sessions Court for Exclusive Trial of cases under POCSO Act, Thiruvallur 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,



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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 police daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation.**

[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.

**24.09.2025**

smn

**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



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website of this Court will be watermarked and will also have a QR code.

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To

1. The Sessions Court for Exclusive Trial of cases under POCSO Act, Thiruvallur
2. The The Inspector of Police,  
All Women Police Station- Redhills,  
Redhills – Chennai- 600 052
3. The Superintendent, Central prison, Puzhal, Chennai
4. The Public Prosecutor,  
High Court of Madras.



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**K. RAJASEKAR, J.**

smn

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**24.09.2025**