



Crl.O.P.No.27121 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : **03.10.2025**

CORAM

THE HON'BLE MR. JUSTICE **N.SENTHILKUMAR**

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Elavarasi

... Petitioner / Accused-4

-VS-

State Rep. By
The Inspector of Police,
Keezhkuppam Police Station,
Kallakurichi District.
(Crime No.181 of 2025)

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of B.N.S.S., 2023, to enlarge the petitioner on bail in Crime No.181 of 2025 pending on the file of the respondent police.

For Petitioner : Mr.P.Narayana Prasadh

For Respondent : Mr.V.J.Priyadarsana,
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 04.09.2025, for the alleged offence punishable under Sections 318(2), 49 of BNS, r/w 23(1) of Pre-Conception and Pre-Natal Diagnostic Techniques,



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(Prevention of Sex Selection) Act r/w 34, 54 of National Medical Commission Act, in Crime No.181 of 2025, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 03.08.2025, when the defacto complainant was serving as a Doctor at the Government Hospital at Chinna Salem, along with his special team, received secret information that the petitioner and other accused persons were illegally possessing certain laboratory equipment and were conducting gender determination tests on some persons in return for money. Hence the case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and she has been falsely implicated in this case. He would further submit that the petitioner was arrested and she is in judicial custody from 04.09.2025 and is ready to abide by any conditions that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police submitted that the investigation almost completed and two previous cases are pending against the petitioner. However, he opposed for grant of bail to the petitioner.



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5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the submissions of the learned counsel on either side and the period of incarceration undergone by the petitioner, and this Court is inclined to grant bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on her executing 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 *learned Judicial Magistrate Court No.II, Kallakurichi*, and on further conditions that:-

[a] 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 requires for interrogation;

[c] the petitioner shall not abscond either during investigation or trial;



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[d] the petitioner shall not tamper with the evidence or witness 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 B.N.S.

03.10.2025

rna

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



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**uploaded in official website of this Court will be
watermarked and will also have a QR code.**

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To

- 1.The learned Judicial Magistrate Court No.II, Kallakurichi.
- 2.The Inspector of Police,
Keezhkuppam Police Station,
Kallakurichi.
- 3.The Superintendent of Police,
Central Prison, Puzhal, Chennai.
- 4.The Public Prosecutor,
High Court of Madras.



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N.SENTHILKUMAR, J.

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