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Crl.O.P.No.2902



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **25.10.2025**

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.29026 of 2025

S.Sakthivel

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
Polur All Women Police Station,
Tiruvannamalai District.
(Crime No.72 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail in Crime No. 72 of 2025, pending investigation on the file of the respondent police.

For Petitioner : Mr.G.S.Dhanalakshmi

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



ORDER

The petitioner, who was arrested and remanded to judicial custody on 25.08.2025, for the alleged offence punishable under Sections 5(j)(ii) r/w. 6(1) of the POCSO Act 2012 in Crime No.72 of 2025, on the file of the respondent police, seeks bail.

2. The allegation against the petitioner is that he is hailing from the very same village of the defacto complainant and slowly developed contact with the victim girl aged about 14 years and indulged in penetrative sexual assault using her loneliness and subsequently she became pregnant. She reported the same to the family members and a criminal case was registered and the petitioner was arrested.

3. Learned counsel appearing for the petitioner submitted that the petitioner is in custody from 25.08.2025 and the investigation is completed and he is ready to abide by any conditions imposed by this Court. Hence, she prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police reported that the petitioner herein is aged about 23 years and taking advantage of the victim girl loneliness, committed penetrative sexual assault. Later she became pregnant, a complaint was lodged. He further submitted that investigation in this case is completed and final report filed through E-filing.



Hence, he opposed for grant of bail to the petitioner.

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

6. Considering the fact that the petitioner is in custody from 25.08.2025 and the investigation is also completed and final report filed and also the allegations levelled against the petitioner, I am inclined to grant bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** with two sureties, each for a like sum to the satisfaction of the *learned Special Court (POCSO Cases), Tiruvannamalai District*, 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 stay at Trichy and report before the Palakarai Police Station daily at 10.30 a.m., for a period of four weeks.



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

[d] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

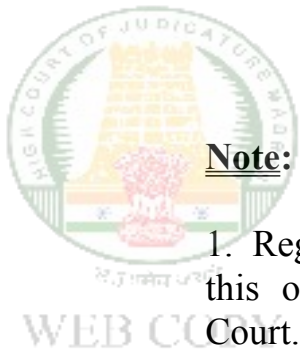
[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself, as laid down 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.

[g] The petitioner shall not visit the jurisdiction limit where the victim is residing.

25.10.2025

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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.

To

- 1.The Special Court (POCSO Cases), Tiruvannamalai District.
- 2.The Inspector of Police,
Polur All Women Police Station,
Tiruvannamalai District.
- 3.The Superintendent of Police,
Central Prison, Vellore.
- 4.The Public Prosecutor,
High Court, Madras.



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K. RAJASEKAR, J.

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