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Crl.O.P.No.29350 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.10.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.29350 of 2025

Sujithkumar

... Petitioner

Vs.

The State represented by
The Inspector of Police,
All Women Police Station,
Tiruthuraipoondi,
Tiruvarur District.
(Crime No.18 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner/Accused on bail in
Crime No.18 of 2025 pending on the file of the respondent Police.

For Petitioner : Mr.N.Palanivel

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

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 27.09.2025, for the offence punishable under Sections 7, 8 of POCSO Act
and Sections 137 (2), 351(2) of BNS Act in Crime No.18 of 2025, registered
on the file of the respondent, seeks bail.



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2. The allegation against the petitioner is that the petitioner aged about 23 years developed intimacy with the victim girl aged about 17 years and abducted and committed penetrative sexual assault. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an young boy and the victim girl has demanded him to take her and due to the domestic dispute and hence, the petitioner had taken the victim girl to other place and thereafter, he has voluntarily surrendered before the respondent police and the petitioner was arrested. Hence, he prays to grant bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that investigation in this case is not completed. Hence, he strongly opposed the grant of bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the facts and circumstances of the case and taking into account the period of incarceration, this Court is inclined to grant bail to



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the petitioner with certain conditions:

8. Accordingly, the petitioner is ordered to be released on bail on his 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 learned **Fast Track Mahila Court, Tiruvarur** 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 police daily at 10.30.a.m., until further orders.

[c] the petitioner shall make himself available for interrogation by a Police Officer as and when required;

[d] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses;



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[e] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[f] 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]**;

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

29.10.2025

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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.



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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 Fast Track Mahila Court, Tiruvarur.
- 2.The Inspector of Police,
All Women Police Station,
Tiruthuraipoondi,
Tiruvarur District.
- 3.The District Prison, Nagapattinam.
- 4.The Public Prosecutor,
High Court of Madras.

K.RAJASEKAR, J.

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