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Crl.O.P.No.31645



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.11.2025

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.31645 of 2025

Lavanya

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
W-5, AWPS Selaiyur Police Station,
Chengalpattu District.
(Crime No.41 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 482 of BNSS, 2023, to
enlarge the petitioner on bail in the event of her arrest in Crime No.41 of 2025
on the file of the respondent police.

For Petitioner : Mr.A.Logesh

For Respondent : Ms.J.R.Archana,
Government Advocate (Crl. Side)

**ORDER**

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The petitioner, who apprehends arrest for the alleged offence punishable under Sections 5(l), 5(m), 6, 9(l), 9(m), 10 of POCSO Act and Sections 75, 77 of JJ Act, in Crime No.41 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The allegation against this petitioner is that, this petitioner is the wife of A1 and he used to commit various kinds of sexual assault on the victim girls used to visit his house and the allegation against this petitioner is that this petitioner has not taken any steps to prevent the same. Hence this case.

3. The learned counsel appearing for petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and she has been falsely implicated in this case. Hence, he prays for grant of anticipatory bail.

4. The learned Government Advocate (Crl. Side) appearing for respondent would submit that this petitioner has aided the A1 for committing the sexual assault on the victim girl. Hence, she opposed to grant anticipatory bail to the



petitioner.

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5. Considering the submissions made on both sides, I have also gone through the FIR it reveals that this petitioner abated A1 to commit offence, and it is not the case of the penetrative sexual assault and the petitioner is being a lady, and this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen (15) days from the date of receipt of a copy of this order before the *learned Sessions Judge, POCSO Court at Chengalpattu*, on condition that the petitioner shall execute 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition 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;



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(b) the petitioner shall report before the respondent police daily at 10.30 a.m., for the period of two weeks and thereafter as and when requires for interrogation;

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioner shall not abscond 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]*; and;

(f) if the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

20.11.2025

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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 Sessions Judge, POCSO Court at Chengalpattu.
- 2.The Inspector of Police,
W-5, AWPS Selaiyur Police Station,
Chengalpattu District.
- 3.The Public Prosecutor,
High Court, Madras.



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K. RAJASEKAR, J.

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