



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-12-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP NO.33384 of 2025

Praveen Kumar

Petitioner

Vs

The State Represented by
The Inspector of Police,
All Women Police Station,
Thirukoilur, Kallakurichi District.
Crime No.121 of 2025.

Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.121 of 2025 on the file of the respondent police.

For Petitioner:

Mr.T.Balachandran

For Respondent:

Mr.A.Gopinath
Government Advocate (Crl.side)

ORDER

The petitioner, who was arrested and remanded to judicial custody



on 21.11.2025 for the alleged offence punishable under Section 69, 296(b), 351(2) of BNS Act, in Crime No.121 of 2025, seeks bail.

2. The allegation against the petitioner is that the petitioner aged 21 years, developed a relationship with the victim aged 19 years and under the pretext of marrying her, had sexual intercourse with her and thereafter refused to marry her. Hence, the complaint was lodged and the petitioner was arrested.

3. The learned counsel appearing for the petitioner submitted that the petitioner is in judicial custody since 21.11.2025 and that the relationship between the petitioner and the victim was consensual. He further submitted that the petitioner is only 21 years of age. Hence, he prayed to grant bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent reiterated the prosecution case and submitted that the petitioner was arrested on 21.11.2025 and that the investigation is still pending. Hence, he opposed to grant bail to the petitioner.

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



6. On perusal of the FIR and other connected records, it is seen that the petitioner had allegedly induced the victim to have a sexual relationship with him on the promise of marriage and thereafter refused to marry her.

7. Considering the above facts and circumstances of the case as well as the age of the petitioner and the victim, this Court is inclined to grant bail to the petitioner on certain conditions.

8. 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, for a like sum to the satisfaction of the *learned Judicial Magistrate, Sankarapuram, Kallakurichi 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 report before the respondent police daily at 10.30 a.m., for a period of four



weeks and thereafter all the hearing dates.

[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.

05.12.2025

drl



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 Judicial Magistrate,
Sankarapuram, Kallakurichi District.
2. The Inspector of Police,
All Women Police Station,
Thirukoilur, Kallakurichi District.
3. The Superintendent,
Sub Jail, Thirukoilur.
4. The Public Prosecutor,
High Court, Madras.



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K.RAJASEKAR, J.,

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