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Crl.O.P.No.35140



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.12.2025

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.35140 of 2025

Kalpana

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
Vigilance and Anti-Corruption,
Dharmapuri District.
(Crime No.08/AC/2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail in Crime No.08/AC/2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.Swamisubramanian

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



ORDER

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The petitioner, who was arrested and remanded to judicial custody on 06.12.2025 for the offences punishable under Section 7(a) of the Prevention of Corruption Act, 1988 as amended in 2018, in Crime No.08/AC/2025, registered on the file of the respondent police, seeks bail.

2. The allegation against this petitioner is that, this petitioner is the Special Public Prosecutor under the POCSO Act cases and she demanded a sum of Rs.25,000/- for conducting the case on behalf of the victim and also for getting the victim compensation fund. Accordingly, she has received Rs.2000/- and subsequently while she collecting the additional amount of Rs.10,000/- a trap was laid, she was also arrested. Hence this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner is in judicial custody since 06.12.2025; and that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court and sought for bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the



respondent reiterated the prosecution case and submitted that the petitioner is the sole accused, investigation is pending in this case and opposed for grant of bail to the petitioner.

5. Considering the facts and circumstances of the case, I have also gone through the record that the petitioner is in judicial custody from 06.12.2025 and the petitioner is being a lady, this Court is inclined to grant bail to the petitioner with certain conditions.

6. 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 Judicial Magistrate No.I, Dharmapuri*, 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., for a period of two weeks and thereafter as and when requires for interrogation by the



respondent police;

[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.

19.12.2025

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

To

- 1.The Judicial Magistrate No.I, Dharmapuri.
- 2.The Inspector of Police,
Vigilance and Anti-Corruption,
Dharmapuri District.
- 3.The Superintendent of Prison,
Sub Jail, Dharmapuri.
- 4.The Public Prosecutor,
High Court, Madras.



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K. RAJASEKAR, J.

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