



CRL OP(MD). No.2535 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/02/2025

PRESENT

THE HONOURABLE MR. JUSTICE R. SAKTHIVEL

CRL OP(MD). No.2535 of 2025

Petchimuthu,
S/o. Sudalai,
No. 101, East Street,
Kila Karungal,
Karungal,
Thoothukudi District.

... Petitioner/ Accused No.1

Vs

The State of Tamilnadu,
Rep. by the Inspector of Police,
All Women Police Station,
Valliyoore,
Tirunelveli District.
Crime No. 34/2024.

... Respondent/ Complainant

For Petitioner : Mr.S.P.Naveenkumar,
Advocate.

For Respondent : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor



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PRAYER :-

For bail in Crime No. 34 of 2024 on the file of the Respondent-Police

ORDER : The Court made the following order :-

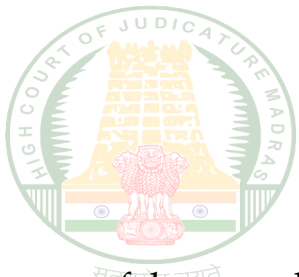
This Criminal Original Petition has been filed by the petitioner on 06.02.2025 under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) praying to grant bail.

2. The petitioner/ Accused No.1 was arrested and remanded to judicial custody on 17.10.2024 for the offences punishable under Sections 5(1), 6 and 17 of the Protection of Children from Sexual Offences Act, 2012 and Sections 296(b) and 131 of the Bharatiya Nyaya Sanhita, (BNS), 2023 in Crime No.34 of 2024 on the file of the respondent-police.

3. The case of the prosecution is that the petitioner habitually subjected the victim girl, aged about 16 years, who is a relative of the petitioner's wife, to sexual harassment and on 16.07.2024, at about 01.30 p.m., the petitioner herein sexually assaulted the victim girl, when she was walking on the street. Hence, the complaint.

4. Mr.S.P.Naveen Kumar, learned counsel appearing for the petitioner, submits that the petitioner has nothing to do with the alleged offence. He further submits that

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a false case has been foisted against the petitioner. He however submits that he is ready to abide by any conditions to be imposed by this Court. Therefore, he prays for granting bail to the petitioner.

5. Per contra, Mr.R.Meenakshi Sundaram, learned Additional Public Prosecutor appearing for the respondent-Police, submits that a charge sheet has been filed before the concerned Court. He further submits that if bail is granted to the petitioner, the petitioner may cause threat to the victim girl. Hence, he vehemently opposes the grant of bail to the petitioner.

6. In view of the facts and circumstances of the case, this Court is of the view that if bail is granted to the petitioner, he may cause threat to the victim girl and other witnesses. Considering the same and also taking note of the fact that the victim girl has no parents, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, this Criminal Original Petition stands dismissed.

sd/-
18/02/2025

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/02/2025

Sub-Assistant Registrar (CS-I/II/III/IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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- 1.THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
VALLIYOOR,
TIRUNELVELI DISTRICT.
- 2.THE SUPERINTENDENT,
CENTRAL PRISON, PALAYAMKOTTAI.
- 3.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN

CRL OP(MD) No.2535 of 2025
Date :18/02/2025

RKSKN (27/02/2025) 4P / 4C

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