



CRL OP(MD).No.10718 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 26/06/2025

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.10718 of 2025

Matchapandi,
S/o.Palanisamy, ..Petitioner/ Accused

Vs

The State of Tamilnadu
rep.by The Inspector of Police,
Bodi All Women Police Station,
Theni District.
(Crime No.16 of 2025) .. Respondent/ Complainant

For Petitioner : Mr.P.Jeyasankar
Advocate.
For Respondent : Mr.B.Thanga Aravindh
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.16 of 2025 on the file of the Respondent Police.

ORDER : This Court made the following order :-



CRL OP(MD).No.10718 of 2025

WEB COPY

The petitioner / Accused, who was arrested and remanded to judicial custody on 23.05.2025 for the offences punishable under Sections 5(1) and 6 of Protection of Children from Sexual Offences Act in Crime No.16 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that this petitioner and the victim girl have love affair, on 11.04.2025 at about 2.00a.m., the petitioner had forcible sexual intercourse with the victim girl. Hence, the case.

3. The learned counsel for the petitioner would submit that it is the case of love affair, the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. The petitioner is ready and willing to abide and conditions that may be imposed by this Court. He would further submit that the petitioner is in custody from 23.05.2025 nearly 65 days. Hence, he seeks bail.

4. The learned Government Advocate (Criminal Side) would submit that on 11.04.2025, this petitioner had penetrative sexual assault on the victim girl. The age of victim girl is 15 years, the age of the petitioner is 25 years. In this case, investigation completed, charge sheet has been filed through e-filing. 183 BNSS Statement was recorded from the victim girl. There is no previous case against this petitioner. The allegations are serious in nature. Hence, he strongly objected to grant bail to the petitioner.



CRL OP(MD).No.10718 of 2025

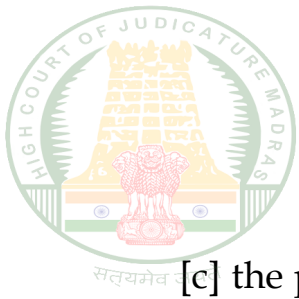
WEB COPY

5. Taking into consideration of the facts and circumstances of the case and also taking note of the fact that it is the case of love affair, investigation was completed, final report also filed through e-filing, there is no previous case against the petitioner, the petitioner/accused remanded into judicial custody on 23.05.2025, taking into consideration of the period of incarceration, this court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail on 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 Special Court for Exclusive Trail of cases under POCSO Act, Theni 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 furnish his residential address and contact number to the Special Court for Exclusive Trail of cases under POCSO Act, Theni. If the petitioner changes his residential address, he shall report the same to the Special Court for Exclusive Trail of cases under POCSO Act, Theni;



CRL OP(MD).No.10718 of 2025

WEB COPY

[c] the petitioner shall stay at Madurai and he shall appear and sign before the Inspector of Police, Annanagar Police Station daily twice at 10.30 a.m. and 05.30p.m.,until further orders, except on hearing dates; also the petitioner shall appear before the concerned Court on hearing dates

[d] the petitioner shall not abscond either during investigation or trial.

[e] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[f] 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].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

sd/-
26/06/2025

/ TRUE COPY /

/06/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



CRL OP(MD).No.10718 of 2025

WEB COPY
TO

1 THE SPECIAL COURT FOR EXCLUSIVE TRAIL OF
CASES UNDER POCSO ACT, THENI

2 THE SUPERINTENDENT,
DISTRICT PRISON,
THENI.

3 THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
BODI, THENI DISTRICT.

4 THE INSPECTOR OF POLICE,
ANNANAGAR POLICE STATION,
MADURAI.

5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN

CRL OP(MD) No.10718 of 2025

Date :26/06/2025

NM/26.06.2025 5P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023