



CRL OP(MD). No.14617 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/09/2025

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.14617 of 2025

J.Vargheese

... Petitioner/ Accused

Vs

The State of Tamil Nadu,,
Rep. By, The Inspector of Police,
Thuckalay Police Station,
Nagercoil, Kanniyakumari
Crime No.500/2025.

... Respondent/Complainant

For Petitioner : M/s.Neethimaran.T
Advocate

For Respondent : Mr.E. Antony Sahaya Prabahar
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime no.500 of 2025 on the file of the Respondent Police.



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ORDER: The Court made the following order :-

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The petitioner / sole accused, who was arrested and remanded to judicial custody on 04.08.2025 for the offences punishable under Sections 5(f) and 6 of Protection of Child from Sexual Offences Act, 2012 in Crime No.500 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the on 15.04.2025 at about 1.00 hours, the petitioner is said to have attempted to keep his mouth on the private part of male child, who is aged about 17 years. Hence, a case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution and his name has been falsely implicated in this case. He further submitted that the petitioner is in judicial custody from 04.08.2025. Hence, he seeks bail.

3. The learned Government Advocate (Criminal Side) submitted that the offence committed by the petitioner is serious in nature. He would further submit that the investigation of the case is pending. Hence, he prayed for dismissal of this petition.



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4. Taking into consideration of the facts and circumstances of the case and also considering the period of incarceration, this court is inclined to grant bail to the petitioner, subject to the following conditions:

5. Accordingly, the petitioner is ordered to be released on bail on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Special Judge for Exclusive Trial of Cases under the POCSO Act, Nagercoil, and on further conditions that :-

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Special Judge for Exclusive Trial of Cases under the POCSO Act, 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 mobile number to the learned Special Judge for Exclusive Trial of Cases under the POCSO Act.

(c) If the petitioner changes his residential address, he shall report the same to the learned Special Judge for Exclusive Trial of Cases under the POCSO Act.



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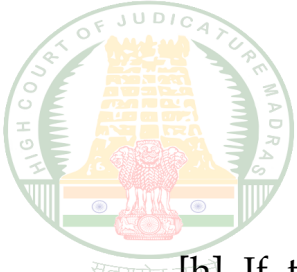
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[d] the petitioner shall stay at Villupuram and report before the Inspector of Police, Town Police Station, Villupuram daily at 10.30 a.m., until further orders.

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

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

[g] 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].



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

sd/-
04/09/2025

/ TRUE COPY /

04/09/2025
Sub-Assistant Registrar (P.A-I)
Madurai Bench of Madras High Court,
Madurai - 625 023.

jbr
TO

- 1 The Special Judge For Exclusive Trial of
Cases Under the Pocso Act, Nagercoil.
- 2 The Superintendent,
Central Prison, Madurai.
- 3 The Inspector of Police,
Thuckalay Police Station,
Nagercoil, Kanniyakumari
- 4 The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

COPY TO
The Inspector of Police,
Town Police Station,
Villupuram



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+1 CC to M/s.T.NEETHIMARAN, Advocate (SR-9648[I] dated 04/09/2025)

ORDER
IN
CRL OP(MD) No.14617 of 2025
Date :04/09/2025

AS/04.09.2025/6P/7C

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