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CRL OP(MD) NO. 18290 of 2025
BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27-10-2025

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THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL OP(MD) NO. 18290 of 2025

Premkumar

Petitioner(s)

Vs

The State of Tamil Nadu
Rep. by The Inspector of Police
All Women Police Station
Ilupur
Pudukottai District.
Crime No.16 of 2025.

Respondent(s)

For Petitioner(s): Mr.T.A. Ebenezer

For Respondent(s): M/s.M.Aasha, Government Advocate (Crl.side)

Prayer: For Anticipatory Bail in Cr.No.16 of 2025 on the file of the Respondent Police.

ORDER: The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 5(i), 5(j)(ii) read with 6(1) of POCSO Act, 2012 and Section 9 of Prohibition of Child Marriage Act, 2006, in Crime No.16 of 2025, on the file of the respondent police, seeks anticipatory bail.



2.The case of the prosecution is that the petitioner/accused and the victim girl were having love affair. On 02.04.2025, the petitioner/accused forced the victim girl to have sexual intercourse against her will and presently, the victim is two months pregnant with his child. Hence the case.

3.The learned Counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner has not committed any offence. He seeks this Court to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl. side) appearing for the respondent submitted that the offences committed by the petitioner are serious in nature.

5.Considering the fact that it is a case of love affair and the victim girl is pregnant, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, on condition that the petitioner shall execute 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 Mahila Court, Pudukkottai, within a period of fifteen days from the



date of receipt of a copy of this order and on further conditions that:

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[a]the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity.

[b]the petitioner shall report before the respondent police as and when required.

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

[d]the petitioner shall not abscond 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 is 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 of BNS.

27-10-2025

Tmg

To



1. The Inspector of Police
All Women Police Station
Ilupur
Pudukottai District.

2. The Mahila Court, Pudukkottai.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.