



CRL OP(MD). No.19917 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12.11.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.19917 of 2025

Rathinavel

... Petitioner/Sole Accused

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
All Women Police Station,
Keeranur,
Pudukkottai District.
(Crime No.78 of 2021)

... Respondent/Complainant

For Petitioner : M/s.J.Kalyani
Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in S.C.No.19 of 2021 pending on the file of the
Mahila Court, Pudukkottai District.

1/6



CRL OP(MD). No.19917 of 2025

ORDER : The Court made the following order :-

The petitioner/accused, who was arrested and remanded to judicial custody on 14.03.2025 for the offences punishable under Sections 5(l) (j), (ii), 6(1) POCSO Act r/w.9 of POCM Act and Section 363 of IPC in S.C.No.19 of 2021 on the file of the Mahila Court, Pudukkottai, in Crime No.78 of 2021 on the file of the respondent police, seeks bail.

2. The learned counsel for the petitioner submitted that after the registration of the case in Crime No.78 of 2021 and the respondent police have completed the investigation and filed a charge sheet in S.C.No.19 of 2021 and made over the learned Sessions Judge, Mahila Court, Pudukkottai District. He further submitted that due to non-appearance of the petitioner, the trial Court has issued NBW against the petitioner and the same was executed on 14.03.2025. He further submitted that Section 9 of Prohibition of Child Marriage Act instead of POCSO Act. The same is recorded. He further submitted that the petitioner undertakes that he will not abscond and he will regularly appear before the Trial Court on hearing dates without fail. He further submitted that the petitioner is in judicial custody from 14.03.2025. Hence, he seeks bail.

2/6



CRL OP(MD). No.19917 of 2025

3. The learned Additional Public Prosecutor submitted that the petitioner failed to appear before the trial Court, due to which the trial Court had issued Non Bailable Warrant to the petitioner. Hence, he vehemently opposed for grant of bail to the petitioner.

4. Taking into consideration of the facts and circumstances of the case and also considering the undertaking given by the learned Counsel for the petitioner and also considering the period of incarceration suffered by the petitioner, 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 Sessions Judge, Mahila Court, Pudukkottai District, 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.



CRL OP(MD). No.19917 of 2025

(b) the petitioner shall appear before the trial Court daily at 10.30 a.m., until further orders.

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

[d] the petitioner shall not tamper with 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 BNS.

(S S Y J)
12.11.2025

ebsi



WEB COPY



CRL OP(MD). No.19917 of 2025

To

1. The learned Sessions Judge,
Mahila Court,
Pudukkottai District.
2. The Superintendent, Central Prison,
Trichy.
3. The Inspector of Police,
All Women Police Station,
Keeranur,
Pudukkottai District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



CRL OP(MD). No.19917 of 2025

S.SRIMATHY,J.

ebsi

ORDER
IN
CRL OP(MD) No.19917 of 2025

Date :12.11.2025