



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.02.2026

CORAM

THE HONOURABLE MR JUSTICE K.RAJASEKAR

Crl.O.P.No. 4007 of 2026

S.Jashwanth Raj

... Petitioner

Vs.

The State represented by
The Inspector of Police
AWPS – Thirumangalam Police Station
Chennai District
Crime No. 63 of 2025.

... Respondent

Prayer: Criminal Original Petitions filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, to enlarge the petitioner on bail in Cr.No. 63 of
2025 on the file of respondent police.

For Petitioner : Mr.C.D.Johnson

For Respondent : Mr.A.Gopinath
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on
03.01.2026 for the offences punishable under Sections 5(1), r/w Section 6,
5(j), 5(ii), r/w 6 of POCSO Act, 2012 in Crime No. 63 of 2025 on the file of
respondent police seeks bail.



2. The allegation against the petitioner is that the petitioner developed relationship with the victim girl and had committed penetrative sexual assault, which resulted in pregnancy. Hence, the case has been registered and the petitioner was arrested on 03.01.2026.

3. The learned counsel for the petitioner submitted that the petitioner had adolescent love with the victim girl who is aged about 17 years and the petitioner who is aged about 21 years. He further submitted that the petitioner is in judicial custody from 03.01.2026. He further submitted that the petitioner is ready to co-operate with the investigation and trial process. Hence, he prayed for grant of bail to the petitioner.

4. Mr.A.Gopinath, learned Government Advocate (Criminal Side) appearing for the respondent police, reiterated the prosecution case and submitted that the statement of the victim girl was recorded and investigation is pending in this case. He opposed to grant bail to the petitioner.



5. Considering the fact that the petitioner, who is aged about 21 years, and considering the age of the victim girl who is aged about 16 years, and also considering the facts and circumstances of the case in this case, though the investigation is pending, this Court is inclined to grant bail to the petitioner with certain conditions:-

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** with **two sureties**, for a like sum to the satisfaction of the **learned Sessions Judge, Special Court for Exclusive Trial of Cases Under POCSO Court at Tiruvallur**, and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] that the petitioner shall report before the respondent police daily at 10.30 am until further orders.

[c] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283];

[d] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

18.02.2026

MSM

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No

Note :

1. Registry is directed to forthwith upload this order in the Official Website of this Court.

2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.



To

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1. The Sessions Judge, Special Court
for Exclusive Trial of Cases Under
POCSO Court at Tiruvallur,
2. The Central Prison, Puzhal,
Chennai.
3. The Public Prosecutor
High Court of Madras.
4. The Inspector of Police
AWPS – Thirumangalam Police
Station
Chennai District
Crime No. 63 of 2025.



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K.RAJASEKAR J.

MSM

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