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CRL OP No. 7038 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-03-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 7038 of 2026

Ayyappan

..Petitioner

Vs

The State, Represented
by the The Inspector of Police,
Town Police Station, Dharmapuri,
Dharmapuri District.
Crime No.82 of 2026

..Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in connection
with Crime No.82 of 2026 on the file of the Respondent Police.

For Petitioner:

Mr.J.Prakasam

For Respondent:

Mr.S.Vinoth Kumar,
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on
12.02.2026 for the alleged offences under Sections 296(b), 109 of the Bharatiya
Nyaya Sanhita, 2023, (Section 294(b), 307 of Indian Penal Code, 1860) and
Section 75 of Juvenile Justice (Care and Protection of Children) Act, 2015 in
Crime No.82 of 2026 on the file of the respondent police, seeks bail.



2. The case of the prosecution is that the defacto complainant is maternal grandmother and the accused A1 is her daughter and as A1 suffered from HIV + her husband deserted her and further, the accused A1 has developed an intimacy with A2 and she used to abused and assault the minor girl and further, she got married A2 and lived together with him and with victim minor girl and that on 11.02.2026, when the complainant went to accused house to see her grand daughter and found the minor girl sustained with burn injuries across the body and further on enquiry with nearby she came to know that on 11.02.2026, at about 9.00 p.m., as the minor victim being interrupted for their intercourse the accused A1 & A2 have abused and caused burn injuries with cigarette to the minor girl and strangled her neck. Hence the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner (A2) is innocent and he is no way connected to the offence and a false case has been foisted against him and he has been in judicial custody since 12.02.2026. Further, the learned counsel for the petitioner stated that the said injuries were caused by the 1st husband of A1 and the petitioner has not involved in such offences. Hence, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent submitted that the accused have abused the minor girl and caused burn injuries and strangled her neck. Further, considering the gravity of



offence, he opposed to grant bail to the petitioner.

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5. I have given anxious consideration to the submissions made by the learned counsel on either side.

6. This Court is of the view that from the submission of the learned counsel on either side, it is seen that the accused have abused the minor girl and caused burn injuries and strangled her neck as she interrupting their intercourse. Further, the strong objection raised by the learned Government Advocate (Crl.Side) is taken into consideration. Considering the nature, gravity of the offence, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, this Criminal Original Petition stands dismissed.

18-03-2026

NSL

To

1. The Inspector of Police, Town Police Station, Dharmapuri, Dharmapuri District.
2. The Public Prosecutor, High Court of Madras.



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C.KUMARAPPAN, J.

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