



Crl.O.P.No.10426 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.04.2026

CORAM

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.10426 of 2026

Boopathi

... Petitioner

Vs.

The State represented by,
The Inspector of Police,
Mangalam Police Station,
Tiruppur District.
(Crime No.75 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.75 of 2026, pending investigation on the file of the respondent Police.

For Petitioner : Mr.K.Sudhakar

For Respondent : Mr.S.Vinoth Kumar
Government Advocate (Crl.Side)

ORDER

Petition seeking bail in respect of Crime No.75 of 2026 registered for the offences punishable under Sections 3(a) read with 4 of POCSO Act 2012 and Section 9 of Prohibition of Child Marriage Act, 2006, is on board for consideration.

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2. The learned counsel for the petitioner, pleading innocence on the part of the petitioner, who has been in incarceration since 03.03.2026 and false implication in the case, seeks indulgence of this Court. He further submits that the petitioner and the victim are known to each other and were in a love affair, and that on coming to know of the same, the victim's parents arranged the marriage of the victim with another person. It is further submitted that the petitioner, without understanding the consequences and rigours of the Protection of Children from Sexual Offences Act, had taken the minor victim girl with him. He also submits that major portion of the investigation in this case has been completed and that the petitioner is ready to abide by any stringent condition that may be imposed by this Court.

3. The case of the prosecution as put forth by the learned Government Advocate (Criminal Side) appearing for the respondent police while opposing for grant of bail, is that the petitioner and the victim girl were in a love affair and that the petitioner had eloped with the minor girl aged 17 years. He also submits that the minor victim girl has been secured and her statement under Section 183 of BNSS has also been recorded.



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4. Having heard the learned counsel for the petitioner and the learned Government Advocate (Criminal Side) for the respondent Police and perused the materials available on record, including the statement recorded under Section 183 of BNSS from the minor victim girl and considering the period of incarceration undergone by the petitioner, this court is inclined to grant bail to the petitioner with certain conditions and accordingly, the petitioner is ordered to be released on bail on his executing bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the **Sessions, Magalir Neethi Mandram, (Fast Track Mahila court), Tiruppur**, and on further conditions that:

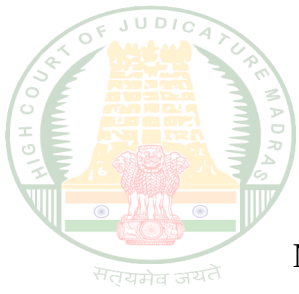
[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] **the petitioner shall report before the respondent Police, everyday at 10.30 a.m. for a period of two weeks and thereafter on every Saturday 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



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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 of B.N.S.

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dpa

Note:

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

To

- 1.The Sessions, Magalir Neethi Mandram, (Fast Track Mahila Court), Tiruppur.
- 2.The Superintendent, District Prison, Tiruppur.
- 3.The Inspector of Police, Mangalam Police Station, Tiruppur District.
- 4.The Public Prosecutor, High Court of Madras, Chennai.



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A.D.JAGADISH CHANDIRA.,J.

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