



WEB COPY

CRL OP No. 12983 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-05-2026

CORAM

THE HON'BLE MR.JUSTICE P. DHANABAL

CRL OP No. 12983 of 2026

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..Petitioner(s)

Vs

State Rep. by Inspector of Police
Mangalam Police Station,
Tiruppur District.
Crime no. 472 of 2025.

..Respondent(s)

PRAYER: - The Criminal Original Petition is filed under Section 483 of B.N.S.S., praying to enlarge the Bail to the petitioner in Crime No. 472/2025 on the file of Respondent police and pass such further order or orders deems fit and proper in the circumstances of the case and thus render justice.

For Petitioner(s): Mr.K.Sudhakar

For Respondent(s): Mr.R.Vinothraja
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 06.11.2025 for the alleged offence under Sections 87 of BNS 2023, Section 9 of Prohibition of Child Marriage Act 2006, Sec 5(1), 5 (n), 5 (u) r/w 6 of POCSO, 2012, in Crime No.472 of 2025 on the file of the respondent police, seek bail.



2.The case of the prosecution is that the petitioner is a relative of the minor victim girl herein has kidnapped the victim girl and committed aggravated penetrative sexual assault on her. In the mean time the mother of the victim has lodged a complaint. Hence this case.

3.The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution. He further submitted that the petitioner is in judicial custody from 06.11.2025. Hence, prays to grant bail to the petitioner.

4.The learned Government Advocate (Criminal Side) appearing for the respondent, while opposing the grant of bail to the petitioner, reiterated the prosecution case and submitted that the investigation has already been completed and that there are no previous cases pending against the petitioner. However, he vehemently opposed the grant of bail to the petitioner.

5.Heard both sides and perused the materials available on record.

6.Considering the rival submissions and the nature of the offence and the submission of the learned Government Advocate (Criminal Side) that the investigation has already been completed and that there are no previous cases



pending against the petitioner, and also considering the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on bail on condition to 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 **learned Sessions Judge, Magalir Neethi Mandram (Fast Track Mahila Court), Tiruppur** and on further conditions that:

[b] the petitioner shall report before the POCSO Court on all working days at 10.30 a.m. until further orders.

[c] the petitioner shall not commit any offence similar to the offence of which he is accused, or suspected, or of the commission of which he is suspected;

[d] the petitioner shall not abscond either during investigation or trial;

[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] On breach of any of the aforesaid conditions, the learned Judicial 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].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

14-05-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
SSR

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

1.The Sessions Judge, Magalir Neethi Mandram
(Fast Track Mahila Court), Tiruppur.

2.The Inspector of Police
Mangalam Police Station,
Tiruppur District.

3.The Public Prosecutor,
High Court, Madras.

4.The Superintendent,
Central Prison, Tiruppur.



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P.DHANABAL, J.

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