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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.10.2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL.O.P.No.29589 of 2026

CNR: {HCMA012370402026}

Anbumani

..Petitioner

Vs

The State Rep by The Inspector of Police,
All Women Police Station,
Jayankondam,
Ariyalur District.
Crime No.44 of 2026.

..Respondent

PRAYER: To enlarge the petitioner on bail in connection with Crime No.44 of 2026 on the file of the Respondent Police and pass such order or further order as this Court may deem fit and proper in the circumstances of the case.

For Petitioner : Mr.D.Padmanabhan

For Respondent : Mr.M.M.I.Khaleel,
Government Advocate (Crl.side).

ORDER

The petitioner, who was arrested and remanded to judicial custody on **23.06.2026** for the alleged offences punishable under **Sections 11(i), 11(iv), 5(l) r/w Section 6 and Section 12 of the Protection of Children from Sexual Offences (POCSO) Act, 2012, and Section 351(2) of the Bharatiya Nyaya Sanhita (BNS), 2023** in Crime No.44 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that the petitioner and the victim girl were in a relationship and the petitioner committed penetrative sexual assault on the victim. Subsequently, when the victim girl avoided the petitioner's contact, he allegedly threatened her that he would post her photographs on social media and thereby ruin her life. Hence the case. At the time of the occurrence, the victim was aged about 15 years and the accused was aged about 18 years.

3. The learned counsel appearing for the petitioner submits that the petitioner is innocent and that the case stems from a love affair between two adolescents. He further submits that the investigation is completed and the charge sheet has already been filed on 23.08.2026. It is also submitted that since both were in a love affair, the petitioner is genuinely willing to marry the victim girl and has expressed his intention to file a supporting affidavit along with his parents to that effect. Considering the period of custody since 23.06.2026, he prays for the grant of bail.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police opposes the grant of bail, noting the serious nature of the allegations and the minor status of the victim. On instructions, he further represents that the marriage proposal made by the petitioner has been categorically rejected on behalf of the victim girl and her family.

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5. Heard both sides and perused the materials available on record, including the FIR and the statement of the victim.

6. On a perusal of the FIR and the statement of the victim, it appears that the relationship between the parties arose out of a love affair, given that the petitioner was just 18 years old and the victim was 15 years old at the time of the occurrence. Taking note of the fact that the investigation is fully completed and the charge sheet has already been filed as early as 23.08.2026, the necessity for further custodial interrogation does not arise. Although the marriage proposal put forth by the petitioner was rejected on behalf of the victim girl, considering the youthful age of the petitioner, the overall circumstances of the case, and the period of judicial custody already undergone by him since 23.06.2026, this Court is inclined to grant bail to the petitioner.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties, each for a like sum to the satisfaction of the learned **Fast Track Mahila Court, Ariyalur,** and on further conditions that:

> [a] the sureties shall affix his 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 his identity;

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[b] the petitioner shall appear before the trial court on all working days 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 the evidence or witness either during investigation or trial, and shall not maintain any contact with the witnesses to the occurrence, the officials dealing with the case, or any other person who might be connected to the occurrence;

[e] 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];**

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

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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 Fast Track Mahila Court, Ariyalur.

2. The Superintendent, Central Prison, Trichirappalli.

3. The Inspector of Police,
All Women Police Station,
Jayankondam,
Ariyalur District.

4. The Public Prosecutor,
High Court of Madras.

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