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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30636 of 2026

CNR: {HCMA012513352026}

R.Tamilarasi
W/o Ragupathy,
14/37, Manickam Nagar,
Sulur Taluk, Irugur,
Coimbatore.

..Petitioner(s)

Vs

The State Rep by, The Inspector of Police
E1 Singanallur Police Station,
Coimbatore.
Crime No.462 of 2025.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner on bail in Cr.No.462 of 2025 on the file of the Respondent Police and thus render justice.

For Petitioner(s): Mr.A.Nirmal Kumar

For Respondent(s): Mr.M.M.I.KHALEEL,
GOVERNMENT ADVOCATE (CRL.SIDE)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 26.07.2025 for the alleged offence under Sections 194(3)(iv) of BNSS Act @ Sections 103(1), 61(2)(a), 238(a) and 49 of BNS, Act 2023 in Crime No.462 of 2025 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 defacto complainant, being husband and wife, were living separately due to family dispute. Their daughter died on 25.07.2025 under suspicious circumstances. During investigation, it was alleged that the petitioner was in a relationship with A2 and that the child was subjected to cruelty. Initially, the case was registered under Section 194(3)(iv) of BNSS Act and subsequently altered for the offences under Sections 103(1), 61(2)(a), 238(a) and 49 of BNS, 2023. Hence, the case.

3. The learned counsel for the petitioner submitted that this is the second bail application filed by the petitioner. He further submitted that the petitioner is innocent and has been falsely implicated in this case. He further submitted that the petitioner was detained under Act 14, which was subsequently revoked. He further submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court. Hence, he prays for the grant of bail to the petitioner

4. The learned Government Advocate appearing for the respondent strongly objection for the bail application and submitted that the petitioner had strangulated her own four-year-old child to death. He further submitted that the trial has already commenced and P.W.1 to 6 have been examined. The earlier bail was dismissed on 24.09.2026, and there is no change in circumstances. He further submitted that the case is now posted for cross examination of LWs.11,

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12 and 13. Hence, he opposed the grant of bail to the petitioner.

5. I have given my anxious consideration to either side submissions and perused the materials available on record.

6. Considering the nature of the allegation, the long period of incarceration already undergone by the petitioner and the fact that a substantial portion of the trial has already been completed, this Court is inclined to enlarge the petitioner on bail subject to certain conditions.

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 Sessions Judge, Mahila/Additional Special Court for Exclusive Trial Cases under POCSO Act, Coimbatore,** 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] the petitioner shall report before the Trial Court daily at 10.30 a.m., until further orders;**
>
> [c] the petitioner shall not abscond either during

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investigation or trial;

[d] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[e] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in acc 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.

23-10-2026

DRL

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.

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To

1. The Sessions Judge, Mahila/Additional Special Court for Exclusive Trial Cases under POCSO Act, Coimbatore.

2. The Inspector of Police
E1 Singanallur Police Station,
Coimbatore.

3.The Superintendent,
Central Prison, Coimbatore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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