Order QR

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31212 of 2026

Kaliyappan @ Kaliappan,
S/o.Sundararesan Cettiyar,
Residing at Omakuppam,
VTC Marimanikuppam,
Tirupathur Taluk, Tirupathur District. ...Petitioner/Accused

Vs

The State Rep.by
The Inspector of Police,
All Women Police Station,
Tirupathur,
Tirupathur District, Tamil Nadu. ...Respondent/Respondent
Crime No.60 of 2026.

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner/accused on bail in Crime No.60 of 2026 on the file of the respondent police station.

For Petitioner(s): Mr.Reegan Ujakar A

For Respondent(s): Mr.M.M.I.Khaleel,
Govt.Advocate (Crl.Side)

O R D E R

The petitioner, who was arrested and remanded to judicial custody on 19.08.2026 for the alleged offences under Sections 9(m) and 10 of the Protection of Children from Sexual Offences Act, 2012, in Crime No.60 of 2026 on the file of the respondent police, seeks bail.

https://www.mhc.tn.gov.in/judis

WEB COPY

2. The case of the prosecution is that, on 08.08.2026, at about 3.00p.m., the minor victim went to the petitioner's house to drink water after picking fruits near the Kaliyamman Temple. While she was leaving the house, the petitioner allegedly hugged, kissed, and touched her. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in the present case and that he has not committed any offence as alleged by the prosecution. He further submitted that the alleged occurrence taken place on 08.08.2026, whereas the complaint was lodged on 18.08.2026. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for grant of bail to the petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and submitted that the petitioner is aged 50 years and the victim is aged 8 years. He also produced the statement of the victim recorded under Section 183 of BNSS. He further submitted that the investigation is completed and hence 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.

https://www.mhc.tn.gov.in/judis

WEB COPY

6. Considering the nature of the allegations, the period of incarceration undergone by the petitioner, and the fact that the charge sheet has been filed, this Court is inclined to grant bail to the petitioner, 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 for a like sum each to the satisfaction of the **learned Judicial Magistrate Tirupathur, Tirupathur,** and subject to the following conditions:

> [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 10.30a.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;
>
> [e] on breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions had been imposed and the petitioners released on bail by the learned Magistrate/Trial Court itself, as laid down

https://www.mhc.tn.gov.in/judis

WEB COPY

by the Hon'ble Supreme Court in ***P.K.Shaji vs. State of Kerala [(2005)13 SCC 283];***

[f] if the petitioner thereafter abscond, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

28-10-2026

nvi

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 Judicial Magistrate Tirupathur,
Tirupathur.

2. TheInspector of Police,
All Women Police Station,
Tirupathur,
Tirupathur District, Tamil Nadu.

3.The Superintendent,
Central Jail, Vellore.

4.The Public Prosecutor,
High Court, Madras.

https://www.mhc.tn.gov.in/judis

WEB COPY

N.RAMESH, J.

nvi

CRL OP No. 31212 of 2026

28-10-2026

https://www.mhc.tn.gov.in/judis