Order QR

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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. 30726 of 2026

CNR: {HCMA012560782026}

Jeevanatham,
S/o.Subramanian,
3, Sedar Palayam,
Vellodu Via,
Kangapuram,
Erode-638 112.

..Petitioner(s)

Vs

The State Rep by its
The Inspector of Police,
AWPS-Erode Police Station,
Erode District.
Crime No.17 of 2026

..Respondent(s)

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, praying to enlarge the petitioner on bail by allowing this Bail petition in Spl.SC.No.128/2026 on the file of the learned Sessions Judge, Magalir Neethimandram, (FTMC), Erode.

For Petitioner(s): Mr.Deepan Uday

For Respondent(s): Mrs.R.S.Indira,
Additional Government Pleader

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The petitioner, who was arrested and remanded to judicial custody on 12.05.2026 for the alleged offences under Sections 87 and 65 of the Bharatiya Nyaya Sanhita, 2023, and Section 5(k) read with Section 6 of the Protection of Children from Sexual Offences Act, 2012, in Crime No.17 of 2026 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner kidnapped a 14-year-old child with intellectual disability and committed aggravated penetrative sexual assault. Hence, the complaint.

3.The learned counsel for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case. He further submitted that the petitioner has been in judicial custody since 12.05.2026 and that his further custodial interrogation is not required. He also submitted that the petitioner is ready to cooperate with the investigation and abide by any stringent conditions imposed by this Court. Hence, he prayed for grant of bail.

4.The learned Additional Public Prosecutor appearing for the respondent police produced the statement recorded under Section 183(6)(a) of the BNSS

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and further submitted that the petitioner is detained under the Goondas Act. She also submitted that the investigation has been completed and the charge sheet has been filed, and that the case is posted for framing of charges on 27.10.2026. Hence, she prayed for dismissal of the bail petition.

5.Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondent police and perused the materials available on record.

6.Considering the nature and gravity of the allegations, the age and vulnerability of the victim, and the statement recorded under Section 183(6)(a) of the BNSS, this Court is of the view that the petitioner is not entitled to bail at this stage. Hence, this Court is not inclined to grant bail to the petitioner.

7.Accordingly, this Criminal Original Petition is dismissed.

23-10-2026

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

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N.RAMESH, J.

CDA

To

1.The Sessions Judge, Magalir Neethimandram, (FTMC), Erode.

2.The Inspector of Police,
AWPS-Erode Police Station,
Erode District.

3.The Public Prosecutor,
High Court of Madras.

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