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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. 30780 of 2026

CNR: {HCMA012563972026}

Kumar,
S/o.Perumalsamy,
No.471, Otteripalayam Village,
Odagathur, Anaicut Taluk,
Vellore District.

..Petitioner(s)

Vs

The State rep by
The Inspector of Police
Veppankuppam Police Station,
Vellore District.
Crime No.231 of 2026

..Respondent(s)

PRAYER: Criminal Original Petition filed under section 483 of BNSS Act, praying to enlarge the petitioner on bail in connection with Crime No.231 of 2026 on the file of the respondent police.

For Petitioner(s): Mr.P.Raman

For Respondent(s): Mrs.R.S.Indira,
Additional Public Prosecutor

ORDER

The petitioner, who was arrested and remanded to judicial custody on 06.09.2026 for the alleged offences under Sections 9(m) and 10 of the POCSO Act, 2012, in Crime No.231 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, aged about 36 years, had committed sexual assault against a 9-year-old girl. Hence, the complaint.

3.The learned counsel for the petitioner submitted that the petitioner has been falsely implicated in this case and that he has not committed any offence as alleged by the prosecution. He further submitted that the petitioner has been in custody since 06.09.2026 and is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed to grant bail to the petitioner.

4.The learned Additional Public Prosecutor appearing for the respondent police produced the statement recorded under Section 183 of the BNSS, wherein there is no serious allegation against the petitioner.

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.Taking into consideration the totality of the circumstances, the fact that no serious allegations have been made against the petitioner in the statement of the victim recorded under Section 183 of the BNSS, and that the petitioner has been in incarceration since 06.09.2026, this Court is of the firm view that

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further incarceration of the petitioner is not required for the purpose of investigation. Hence, 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,** for a like sum to the satisfaction of the **learned Special Court for Exclusive Trial of Cases under POCSO Act, Vellore, Vellore District,** 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;

[b] The petitioner shall report before the respondent police daily 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;

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

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Order QR

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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 Special Court for Exclusive Trial of Cases under POCSO Act, Vellore,
Vellore District.

2.The Inspector of Police
Veppankuppam Police Station,
Vellore District.

3.The Central Prison, Vellore.

4.The Public Prosecutor,
High Court of Madras.

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N.RAMESH, J.

CDA

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