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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-10-2026

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THE HON'BLE MR.JUSTICE N.RAMESH

Crl.O.P.No.30861 of 2026

CNR: {HCMA012565692026}

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..Petitioner(s)

Vs

The State Rep. by,
The Inspector of Police,
Tirukoilur All Women Police Station,
Kallakurichi District.

Crime No.47 of 2026.

..Respondent(s)

PRAYER: Criminal Original Petition is filed petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner on bail in Cr.No.47 of 2026 on the file of the Respondent and thus render justice.

For Petitioner(s) : Mr. T.Balachandran

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 03.10.2026 for the alleged offences punishable under Sections 5(n), 5(l), 5(j)(ii) and 6 of the Protection of Children from Sexual Offences (POCSO) Act, 2012, in Crime No.47 of 2026, on the file of the respondent police, seeks regular bail.

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

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2. The case of the prosecution is that the petitioner is the relative of the victim girl, who is aged about 13 years. It is alleged that the petitioner committed aggravated penetrative sexual assault on the victim girl on several occasions, due to which she became pregnant. Consequently, the present case was registered against the petitioner.

3. Learned counsel appearing for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. He further undertakes that the petitioner will strictly abide by any stringent conditions imposed by this Court and will co-operate in the investigation. He further submits that the petitioner has been incarcerated in judicial custody since 03.10.2026. Hence, he prays that the petitioner may be granted bail.

4. On the other hand, the learned Additional Public Prosecutor appearing for the respondent strongly opposes the grant of bail to the petitioner. She also submits that the investigation in this case is still pending and the fetus of the victim was removed and sent for DNA analysis, the report for which is awaited.

5. Considering the facts and circumstances of the case and taking note of the fact that the investigation in this case is still pending and DNA report is awaited, this Court is not inclined to grant bail to the petitioner at this stage.

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6. Accordingly, this Criminal Original Petition stands dismissed.

23-10-2026

Neutral Citation: Yes/No

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Note:

1. Registry is directed to forthwith upload this order on the Official Website of this Court.

2. All concerned to act on this order being uploaded on Official Website of this Court without insisting on certified hard copies. To be noted, this order, when uploaded on the official website of this Court, will be watermarked and will also have a QR code.

To

1. The Judge,
   POCSO Court,
   Kallakurichi District.

2. The Inspector of Police,
   Tirukoilur All Women Police Station,
   Kallakurichi District.

3. The Superintendent,
   District Prison, Villupuram.

4. The Public Prosecutor,
   High Court of Madras.

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N.RAMESH, J.

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