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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.30951 of 2026

CNR: {HCMA012566432026}

Viswanathan ..Petitioner(s)

Vs

The State rep by,
The Inspector of Police
Ulundurpet Police Station,
Kallakurichi District.

Crime No.456 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 the Crime no.456 of 2026 on the file of the Respondent Police.

For Petitioner(s) : Mr. B.Abdul Samath

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 09.09.2026 for the alleged offences punishable under Sections 3(d) r/w 4(2) of the Protection of Children from Sexual Offences (POCSO) Act, 2012, in Crime No.456 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 aged about 32 years and the victim is a minor boy, who is mentally ill. It is alleged that when the victim went to attend his nature call, the petitioner committed penetrative sexual assault on the him. 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 09.09.2026. 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.

5. Considering the nature and gravity of the offence involved in this case and taking note of the fact that the investigation in this case is still pending, 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 Principal District and Sessions Judge,
   Kallakurichi District.

2. The Inspector of Police,
   Ulundurpet Police Station,
   Kallakurichi District.

3. The Superintendent,
   District Jail,
   Vedampattu, Villupuram.

4. The Public Prosecutor,
   High Court of Madras.

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N.RAMESH, J.

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