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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

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THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No.31541 of 2026

M.Thangapandi,
S/o.Mayi,
No.2/19, East Street,
Pandian Nagar,
Ambattampatti, Thidan, Madurai. ...Petitioner/Sole Accused

Vs

The State Rep by,
The Inspector of Police,
W-13, All Women Police Station,
Washermenpet,
Chennai. ...Respondent/Complainant
Crime No.38 of 2026

PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail pending investigation in Crime No.38 of 2026 on the file of the Inspector of police, W-13 All Women Police Station, Washermenpet, Chennai.

For Petitioner(s): Mr.S.Suresh
For Respondent(s): Mr.M.M.I.Khaleel,
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 21.06.2025 for the alleged offence under Section 5(n), 5(i), 6 of POCSO Act and 351(3) of BNS Act, in Crime No.38 of 2026 on the file of the respondent police, seeks bail.

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2. This is the third bail application. The case of the prosecution is that, the petitioner has committed penetrative sexual assault on the victim girl, aged about 12 years and threatened her not to disclose the incident to anyone. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and has been falsely implicated in the present case. He further submitted that the petitioner has been in judicial custody since 21.06.2025. He also submitted that the petitioner's earlier bail application in Crl.O.P. No. 28855 of 2026 was dismissed on 08.10.2026. He also submitted that it is a matter for trial and the petitioner is also ready and willing to abide by any stringent conditions that may be imposed by this Court. Hence, the learned counsel prayed that the petitioner may be enlarged on bail.

4. The learned Government Advocate (Criminal Side) strongly opposed the bail petition by submitting that petitioner has committed penetrative sexual assault on the victim girl, aged about 12 years and threatened her not to disclose the incident to anyone. He further submitted that the investigation has been completed and charge sheet is filed.

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5.Considering the facts and circumstances of this case, this Court is not inclined to grant bail to the petitioner at this stage.

6. Accordingly, this Criminal Original Petition is dismissed. The trial Court is directed to take the charge sheet on file and expedite the trial.

30-10-2026

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To

1.The Inspector of Police,
W-13, All Women Police Station,
Washermenpet,
Chennai.

2.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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