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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 33325 of 2026

CNR: {HCMA012578772026}

Shameel Ahmed
S/o Malik Basha,
No.8, Barnakar 4th Street,
Ambur, Tirupattur District,
Tamil Nadu.

Case QR

..Petitioner(s)

Vs

The State Represented By, The Inspector of Police
Ambur Town Police Station,
Tirupathur District.
Tamilnadu.
Cr.No. 323 of 2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in connection with the Crime No.323 of 2026 on the file of the Respondent Police and thus render justice.

For Petitioner(s): Mr.T.Saravanan

For Respondent(s): Mr.Durai Gunasekaran,
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 29.08.2026 for the alleged offence under Section 78 of BNS, 7 & 8 of POCSO Act, 2012 in Crime No.323 of 2026 on the file of the respondent police, seeks bail.

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2. The allegation against the petitioner is that the petitioner sexually assaulted the minor victim boy, by touching him inappropriately. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and has been falsely implicated in the present case and that he has not committed any offence as alleged by the prosecution. Hence, he prays for grant of bail to the Petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that the victim is aged 7 years, whereas the petitioner is aged 50 years. He also produced the statement of the victim recorded under Section 183 of BNSS. Hence, he opposed the grant of bail to the petitioner.

5. I have given my anxious consideration to either side submissions and perused the materials available on record.

6. It is a case under POCSO. The petitioner is a college professor in which the victim boy is studying. This Court has perused the statement of the victim recorded under Section 183 of BNSS. It is a case of sexual assault. The

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petitioner is in judicial custody since 29.08.2026. Considering the above facts and circumstances of the case, statement of the victim child and the period of incarceration already undergone by the petitioner, 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 each** for a like sum to the satisfaction of the **learned District and Sessions Judge, Tirupattur,** and on further conditions that:

[a] the sureties shall affix their 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 their identity;

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of 15 days and thereafter as and when required for interrogation;

[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;

[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

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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.

18-11-2026

DRL

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 District and Sessions Judge,
Tirupattur.

2. The Inspector of Police
Ambur Town Police Station,
Tirupathur District.
Tamilnadu.

3.The Superintendent, Central Prison,
Vellore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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