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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31535 of 2026

Santhosh,
S/o.Senthil,
Door No.107-A, Moorandamman Koil Street,
Ganesapuram, Podanur, Coimbatore South,
Coimbatore-641 023. ...Petitioner/Accused A1

Vs

The State Represented by,
The Inspector of Police,
All Women Police Station,
South, Coimbatore City. ...Respondent/Complainant
Crime No.48 of 2026

PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner/Accused A1 on bail in connection with the Crime No.48 of 2026, on the file of Respondent Police.

For Petitioner(s): M/s.S.Diviya,
(Through Video Conferencing)

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 13.09.2026 for the alleged offence under Section 5(1), 5(g) r/w 6 of the Protection of Children from Sexual Offences Act, 2012, and sections 126, 127(2), 137(2), 140(2), 351(3) of BNS, in Crime No.48 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that the accused abducted the victim girl and, along with the other accused, committed penetrative sexual assault on her. Thereafter, the victim was threatened and wrongfully confined by them. Subsequently, the victim lodged a complaint before the respondent police, based on which an F.I.R was registered.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent and has been falsely implicated in this case. He further submitted that the petitioner has been in judicial custody since 13.09.2026. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed for grant of bail to the Petitioner.

4. The learned Government Advocate (Criminal Side) strongly opposed the bail petition, stating that the victim is a 15-year-old minor girl and that the case involves abduction and penetrative sexual assault. He further submitted that the petitioner had allegedly abducted the victim and committed penetrative sexual assault on her along with the other accused, besides threatening and wrongfully confining her. The victim's statement recorded under Section 183 of the BNSS supports the prosecution case. He further submitted that the investigation is still pending. Hence, he sought dismissal of the bail petition.

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5. At this stage, considering the age of the victim, the gravity of the allegations and the fact that the investigation is still pending, this Court is not inclined to grant bail to the petitioner.

6. Hence, this Criminal Original Petition is dismissed.

30-10-2026

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To

1.The Inspector of Police,
All Women Police Station,
South, Coimbatore City.

2.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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