



CRL OP(MD). No.2012 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/02/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.2012 of 2026

1. Senthilkumar
2. Rajalakshmi
3. Mala

... Petitioners/Accused

Vs

The State of Tamil Nadu,
Rep By,
The Inspector of Police,
All Women Police Station,
Pudukkottai,
Pudukkottai District.
Cr.No.25 of 2025.

... Respondent/Complainant

For Petitioners : Mr.D.Rameshkumar,
Advocate.

For Respondent : Mr.S.S.Manoj,
Government Advocate (Crl.Side)



CRL OP(MD), No.2012 of 2026

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Cr.No.25 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

_The petitioners/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 9 and 10 of Child Marriage Act and Sections 9(L) r/w. 5(1), 6(1) of POCSO Act, in Crime No. 25 of 2025, seek anticipatory bail.

2. The case of the prosecution is that the petitioner and victim girl were in a love affair and that he married her, who is a minor. The petitioner had sexual intercourse with her. Hence, the case.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioners.



CRL OP(MD), No.2012 of 2026

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submitted that it is a case of child marriage and that the victim is pregnant.

5. Taking into consideration of the facts and circumstances of the case and also considering the fact that the victim is pregnant, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, this Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Mahila Court/Special Cour for the Exclusive Trial of Cases, POCSO Act, Pudukottai, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions that:



CRL OP(MD), No.2012 of 2026

WEB COPY

(a) the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioners shall report before the respondent police as and when required for interrogation;

(c) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioners shall not abscond either during investigation or trial;

(e) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioners 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) AIR SCW 5560]*; and;

(f) if the accused thereafter abscond, a fresh FIR can be registered under Section 269 of BNS 2023.

(S S Y J)
03.02.2026

jbr



CRL OP(MD), No.2012 of 2026

To
WEB COPY

1. The Mahila Court/Special Court
for the Exclusive Trial of Cases, POCSO Act, Pudukottai.
2. The Inspector of Police,
All Women Police Station,
Pudukkottai,
Pudukkottai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



CRL OP(MD), No.2012 of 2026

S.SRIMATHY,J

jbr

ORDER
IN
CRL OP(MD) No.2012 of 2026

Date : 03/02/2026