



CRL OP(MD). No.2725 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11/02/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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Kilbert ... Petitioner/Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
All Women Police Station,
Colachel,
Kanyakumari District.
In Crime No.47/2025.

... Respondent/Complainant

For Petitioner : A.Mohamedhaneef,
Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PRAYER :-

C-58 B. For Bail in Crime No.47/2025 on the
file of the respondent police.

ORDER : The Court made the following order :-



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The petitioner, who was arrested and remanded to judicial custody on 08.01.2026 for the offences punishable under Sections 13 & 14 of the Protection of Children from Sexual Offences Act, 2012 and Section 67 of Information Technology Act, 2000, in Crime No.47 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner tried to videograph the defacto complainant's daughter while she was bathing in the bathroom by kept the mobile phone in the bathroom shelf. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is in judicial custody from 08.01.2026. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor



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submitted that the petitioner has no previous cases.

However, he opposed for grant of bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also considering the period of incarceration suffered by the petitioner, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Special Judge for POCSO Offence cases at Kanyakumari District @ Nagercoil, and on further conditions that :-

[a] the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity;



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[b] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders; further the petitioner shall not enter into the Colachel limit and school, college, house or any place normally the victim is available; with these conditions bail is granted;

[c] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[d] the petitioner 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 petitioner is released on bail by the learned Magistrate/Trial Court himself as laid



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down by the Hon'ble Supreme Court in
P.K.Shaji vs. State of Kerala [(2005)AIR
SCW 5560];

[f] If the accused thereafter absconds,
a fresh FIR can be registered under Section
269 BNS.

11.02.2026

PJL

TO

1.Special Judge for POCSO Offence cases at
Kanyakumari District @ Nagercoil.

2.The Superintendent, District Jail, Nagercoil.

3.The Inspector of Police,
All Women Police Station,
Colachel,
Kanyakumari District.

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S.SRIMATHY, J

PJL

ORDER
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