



CRL OP(MD). No. 6438 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 01.04.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No. 6438 of 2026

Akilesh

...Petitioner/Accused

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
AWPS Virudhunagar
Virudhunagar District.
(Crime No. 14 of 2026)

...Respondent/Complainant

For Petitioner : Mr.R.Jagadeeshwaran
Advocate.

For Respondent : Mr.B.Nambi Selvan
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Cr.No. 14 of 2026 on the file of the respondent police.

ORDER : The Court made the following order :-



CRL OP(MD). No. 6438 of 2026

The petitioner / Accused, who was arrested and remanded to judicial custody on 17.03.2026 for the offences punishable under Sections 69, 296(b) of BNS, 2023 r/w Section 4 of TNPHW Act in Crime No. 14 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner and the victim are relatives and due to love affair, the petitioner has sexual relationship with the victim on the false pretext of marriage. Hence the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he was falsely implicated in this case and he has not committed any offence as alleged by the prosecution. He would further submit that the petitioner married the victim on 15.02.2026. He would further submit that he has been arrested and remanded to judicial custody on 17.03.2026. Therefore, prayed to grant bail for the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent would submit that no previous case is pending against the



CRL OP(MD). No. 6438 of 2026

petitioner and already statement of the victim was recorded under Section 183 of BNSS. Hence, he strongly opposed to grant bail to the petitioner.

5. This Court heard both sides and perused the materials available on record, including the statement recorded from the victim under Section 183 of BNSS.

6. Considering the rival submissions made by the learned counsel on either side, nature of offence and the relationship between the parties and considering the fact that already statement of the victim was recorded under Section 183 of BNSS and also considering the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on bail on condition to execute 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 Judicial Magistrate-II, Virudhunagar, and on further conditions that:



CRL OP(MD). No. 6438 of 2026

WEB COPY

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;

[c] the petitioner shall not commit any offence similar to the offence of which he/she is accused, or suspected, or of the commission of which he/she is suspected;

[d] the petitioner shall not abscond either during investigation or trial;

[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] On breach of any of the aforesaid conditions, the learned Judicial 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 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].



CRL OP(MD). No. 6438 of 2026

[g] If the accused thereafter absconds, a fresh FIR can

WEB COPY be registered under Section 269 BNS.

(P D B J)
01.04.2026

apd

To

- 1.The Judicial Magistrate-II, Virudhunagar.
- 2.The Inspector of Police,
AWPS Virudhunagar
Virudhunagar District.
3. The Superintendent, Sub Jail, Virudhunagar.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



CRL OP(MD). No. 6438 of 2026

P. DHANABAL, J

apd

ORDER
IN
CRL OP(MD) No. 6438 of 2026

Date : 01.04.2026