



CRL OP(MD). No.8773 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/06/2026

PRESENT

The HONOURABLE **MR. JUSTICE P. DHANABAL**

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Kumar,
S/o.Thoondilkalai,
No.2/89b, Indhira Colony,
Vellalankulam,
Tirunelveli.

... Petitioner/Sole Accused
Vs

State of Tamilnadu Rep by,
The Inspector of Police,
All Women Police Station,
Puliyangudi,
Tenkasi District,
Crime No.11/2024.

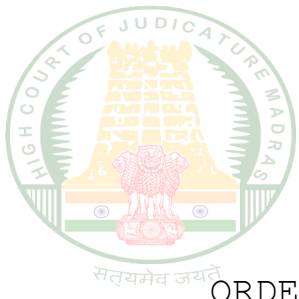
... Respondent/Complainant

For Petitioner : Mr.M.Perumal,
Advocate.

For Respondent : Mr.G.Ganesh Kumar,
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- C-58B To enlarge the Petitioners on bail in Spl.S.C.No.257 of 2025 on the file fo Special POCSO Court, Tenkasi connection with Cr.No.11 of 2024 on the file of the respondent Police and thus render justice



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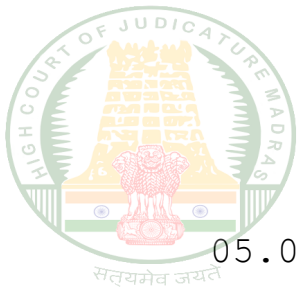
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ORDER : The Court made the following order :-

The petitioner/Sole accused, who was arrested and remanded to judicial custody on 05.08.2024 for the offences punishable under Section 137(2) of BNS, 2023, and Section 6 r/w 5(m) and 5(n) of POCSO Act, 2012 in Crime No.11 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner had kidnapped the victim girl, who is aged about 3 years and committed sexual assault. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent person and he was falsely implicated in this case. He has not committed any offence as alleged by the prosecution. The petitioner has been arrested and remanded to judicial custody on



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05.08.2024. Hence, he prays to grant bail to the petitioner.

4.The learned Government Advocate (Crl. Side) appearing for the respondent Police would submit that the investigation has been completed and the final report has been filed and the same was taken on file in Spl.S.C.No.257 of 2025 by the learned Special POCSO Court, Tenkasi, and L.W.1 to L.W.5 were examined and the statement of the victim was recorded under Section 183 of BNSS, 2023. He would further submit that the petitioner has no previous case. However, he opposed to grant bail to the petitioner.

5. This Court heard both sides and perused the materials available on record, including the statement of the victim recorded under Section 183 of BNSS, 2023.

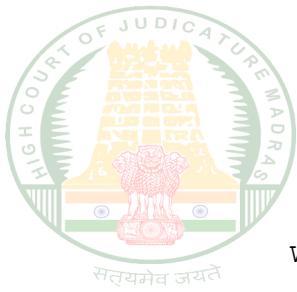


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6. Considering the rival submissions made by the learned counsel on either side, nature of the allegations levelled as against the petitioner and considering the facts that the investigation has been completed and the final report has already been filed and the same was taken on file in Spl.S.C.No.257 of 2025 by the learned Special POCSO Court, Tenkasi and the material witnesses have already been examined and the statement of the victim was recorded under Section 183 of BNSS, 2023, and the petitioner has no previous cases and also considering the period of incarceration undergone by the petitioner from 05.08.2024, 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)



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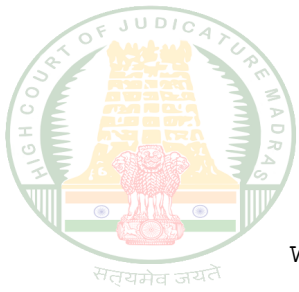
with two sureties each for a like sum to the satisfaction of the Special POCSO Court, Tenkasi, and on further conditions that:

[b] the petitioner shall report before the Special POCSO Court, Tenkasi, on all working days at 10.30 a.m., until further orders.

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



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with the evidence;

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[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].

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

(P D B J)
04.06.2026

VSG



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TO

- 1.The Special POCSO Court, Tenkasi.
2. The Superintendent, Central Prison,
Palayamkottai.
- 3.The Inspector of Police,
All Women Police Station,
Puliyangudi,
Tenkasi District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL, J.,

vsg

ORDER
IN
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