



CRL OP(MD). No.11411 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 19/06/2026

CORAM

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.11411 of 2026

Pandian @ Pandiarajan

... Petitioner/Sole Accused

Vs

The State Rep. By,
The Inspector of Police,
Uthamapalayam All Women Police Station,
Theni District.
Crime No. 13/2026.

... Respondent/Complainant

PRAYER :-

For Anticipatory Bail in Crime No.13 of 2026 on the file of the respondent Police.

For Petitioner : Mr.C.Kannathan
Advocate.

For Respondent : Mr.N.Balasubramanian,
Counsel For State of TN (Crl.Side)

ORDER : The Court made the following order :-



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The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Sections 296(b), 76 of BNS, 2023 and Section 11(1) and 12 of POCSO Act, 2012, in Crime No. 13 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the victim girl, who is aged about 16 years. Due to previous enmity, on 10.05.2026, the accused committed the sexual assault upon the victim and made harassment in a public place. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent and he was falsely implicated in this case and he has no way connected in the above said incident. He would further submit that no previous case is pending against the petitioner. Hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Counsel For State of TN (Crl.Side) would submit that the offence committed by the accused is grave in nature and the



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investigation is still pending. Hence, he opposes to grant anticipatory bail to the petitioner. He would further submit that no previous case is pending against the petitioner and the statement of the victim girl under Section 183 of BNSS was already recorded.

5. Heard both sides and perused the materials available on record.

6. Considering the rival submissions on either side and the nature of offences charged against the petitioner, and there is a dispute between the children at that time, there is a scuffle between the parties and already statement of the victim girl was recorded under Section 183 of BNSS and no previous case is pending against the petitioner, I am inclined to grant anticipatory bail to the petitioner, subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned **Principal Special Court for Exclusive Trial of Cases and POCSO Act,**



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Theni, on condition that the petitioner shall 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 concerned and on further conditions that:

[b] the petitioner shall report before the respondent police, every Saturday at 10.30 a.m. for a period of 4 weeks, and thereafter as and when required for the interrogation.

[c] the petitioner shall not commit any offences of similar nature.

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

[e] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[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



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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 B.N.S.

19.06.2026

dss

To

- 1.The Principal Special Court for Exclusive Trial of Cases and POCSO Act, Theni.
- 2.The Inspector of Police,
Uthamapalayam All Women Police Station, Theni District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL,J

DSS

ORDER
IN
CRL OP(MD) No.11411 of 2026

Date : 19/06/2026