



CRL OP(MD). No.11473 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/06/2026

PRESENT

The HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.11473 of 2026

Mayakrishnan

... Petitioner/Accused

Vs

State of Tamilnadu Rep by
Inspector of Police, AWPS-Manamadurai,
Sivagangai District- 630 606.
(Crime No. 05/2026).

... Respondent/Complainant

For Petitioner : Mr.R.Senthilkumar,

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No. 05 of 2026 on the file of the respondent Police.



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ORDER : The Court made the following order :-

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The petitioner, who was arrested and remanded to judicial custody on 17.03.2026 for the offences punishable under Sections 5(l), 5(j)(ii) r/w. Section 6 of Protection of Children from Sexual Offence Act, 2012 and Section 137(2) BNS, 2023, in Crime No.5 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner had committed penetrative sexual assault on the victim girl, who is a minor on several times, thereby, the victim got pregnant. 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 he has been arrested and remanded to judicial custody on 17.03.2026. Therefore, prayed to grant bail for the petitioner.



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4. The learned Government Advocate (Crl.Side) appearing

for the respondent would submit that though the petitioner has no previous case and charge sheet has been filed before the concerned Court after the completion of investigation, considering the grave nature of offence, he strongly opposed to grant bail to the petitioner.

5. This Court heard both sides and perused the materials

available on record.

6. Considering the rival submissions made by the learned

counsel on either side, nature of offence, and considering the facts that the statement of victim under Section 183 of BNSS was recorded; that after completion of investigation, charge sheet has also been filed before the concerned Court; that the petitioner has no previous case as well as taking into account of the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions:



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*[a] Accordingly, this Criminal Original Petition is allowed and 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 Sessions Judge, POCSO Court, Sivagangai**, and on further conditions that:*

*[b] the petitioner shall report before the **POCSO Court, Sivagangai** 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 him from disclosing such facts to the Court or to any police officer or tamper 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)
18.06.2026

PNM

TO

1. The Sessions Judge, POCSO Court, Sivagangai
2. Do-Through The Chief Judicial Magistrate,
Sivagangai District.
3. The Superintendent, District Jail, Ramanathapuram.
4. The Inspector of Police, AWPS-Manamadurai,
Sivagangai District- 630 606.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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P. DHANABAL,J

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ORDER
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