

CRL OP(MD). No.12351 of 2026

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25/06/2026

PRESENT

The HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.12351 of 2026

Pandikumar

... Petitioner/Accused

Vs

The State of Tamilnadu Rep.,
By, the Inspector of Police,
Town All Women Police Station,
Madurai City
(Crime No. 8 of 2025).

... Respondent/Complainant

For Petitioner : M/s.Premkumar.P.,

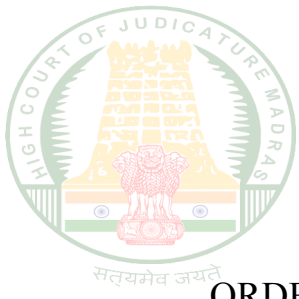
For Respondent : Mr.G.Ganesh Kumar,
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

To enlarge the petitioner on bail in Spl.S.C.No. 183 of 2025 on the file of the Principal Special Court of Exclusive Trial of Cases under POCSO Act, Madurai.

1/6



CRL OP(MD), No.12351 of 2026

WEB COPY

ORDER : The Court made the following order :-

The petitioner/accused, who was arrested and remanded to judicial custody on 04.03.2025 for the offences punishable under Sections 5(m) r/w 6 of POCSO Act, 2012, in Crime No.08 of 2025, on the file of the respondent police, seeks bail.

2.The case of the prosecution is that on 03.03.2025, the petitioner, who was 51 years old at the time of occurrence had made the victim, who was four years old at the time of occurrence, to apply her mouth to his private part and also licked her mouth. Hence, the complaint.

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 04.03.2025. Therefore, prayed to grant bail for the petitioner.



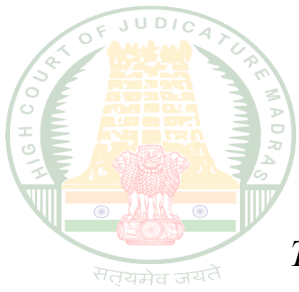
CRL OP(MD). No.12351 of 2026

4. The learned Government Advocate (Crl.Side) appearing for the respondent would submit that based on the complaint lodged by the defacto complainant, the case has been registered. He would further submit that though the investigation has been completed and charge sheet filed, 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 the period of incarceration undergone by the petitioner as well as the stage of completion of investigation, this Court is inclined to grant bail to the petitioner subject to the following conditions:

[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



CRL OP(MD), No.12351 of 2026

WEB COPY

*Ten Thousand only) with two sureties each for a like sum to the satisfaction of the **learned Sessions Judge, POCSO Court, Madurai**, and on further conditions that:*

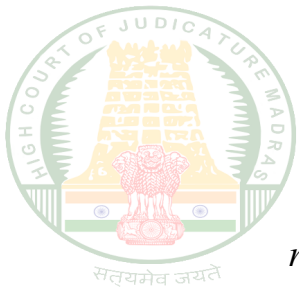
*[b] the petitioner shall report before the **POCSO Court, Madurai daily at 10.30 a.m., until further orders;***

[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;

[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



CRL OP(MD). No.12351 of 2026

WEB COPY

*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)
25.06.2026

PNM

TO

1. The Sessions Judge, POCSO Court, Madurai
2. The Superintendent, Central Prison, Madurai
3. The Inspector of Police,
Town All Women Police Station,
Madurai City
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



CRL OP(MD). No.12351 of 2026

P. DHANABAL,J

PNM

ORDER
IN
CRL OP(MD) No.12351 of 2026

Date : 25/06/2026