

IN THE COURT OF THE FAST TRACK SPECIAL JUDGE, HARIPAD

Present: Hareesh G., Special Judge

Friday, the 24th day of October, 2025

CMP No.189/2025 IN S.C No.868/2025

(Crime No.367/2025 of Kanakakkunnu Police Station)

Petitioner/Accused : Arunan, aged 62/25, S/o Divakaran, Arun Nivas, Puthiyavila Muri, Kandallloor Village.

Cr. Petitioner/Complainant : State of Kerala - represented by Inspector SHO, Kanakakkunnu Police Station.

(By Special Public Prosecutor, Haripad)

Proceedings : Application for bail.

Order : ***Allowed.***

This petition having been finally heard on 23/10/2025 and the Court on this day passed the following:

ORDER

(1) This is an application for bail filed by the accused in SC No.868/25, registered against him alleging commission of the offences punishable u/Ss.332(c), 74, 75(1)(i), 75(1)(iv) & 78 of the Bharatiya Nyaya Sanhita, u/Ss.8 r/W 7, 10 r/W 9(k) & 10 r/W 9(l) of the Protection of Children from Sexual Offences Act and u/S.92(b) of Disability Act, 2016.

- (2) The accused has filed the present application through the Superintendent of Special Sub Jail, Mavelikara. The facts stated in the application are as hereunder: For the last three months, the accused has been in judicial custody. The accused has got no one to help him to conduct the case. the accused has also undergone a head surgery. The petitioner is the sole bread-winner of his family. Therefore, the petitioner/accused is to be released on self bond and he is ready to abide by any conditions imposed by the Court.
- (3) As already mentioned hereinabove, the accused has got no counsel of his own choice.
- (4) Gist of the prosecution allegation against the petitioner is that he at 04.45 pm on 21/05/2025, trespassed into the house of the victim, who is having some intelligent disability and pressed her breast. Thereafter at 08.10 am on 22/05/2025, the accused kissed the hand of the victim girl and thereby committed the offences punishable u/Ss.332(c), 74, 75(1)(i), 75(1)(iv) & 78 of the Bharatiya Nyaya Sanhita, u/Ss.8 r/W 7, 10 r/W 9(k) & 10 r/W 9(l) of the Protection of Children from Sexual Offences Act and u/S.92(b) of Disability Act, 2016.

(5) In this case the accused was arrested and he has been in judicial custody and now he has moved this application for bail. It is found that the investigation of this case has been completed and the final report is filed. The case is ripe for trial, no purpose would be served by the further detention of the accused. Therefore, the accused can be enlarged on bail on the following conditions:-

In the result, the application is allowed on the following conditions:-

- (i) The accused shall execute bond for ₹50,000/- with one solvent surety for the like sum.**
- (ii) The accused shall not fail to appear before the Court on all material posting dates.**
- (iii) The accused shall not involve in similar offences while on bail.**
- (iv) The accused shall not contact the victim or his relatives nor shall he intimidate or influence any witness in the case.,**
- (v) If the petitioner violates any of these conditions, the bail will be cancelled and he will be committed to prison.**

Comply conditions. Execute bond. Forward a copy of the order to the Special Sub Jail, Mavelikkara.

Dictated to the Confidential Asst. typed by him directly on the computer corrected and pronounced by me in open court on this the 24th day of October, 2025.

Sd/-
**Special Judge,
Fast Track Special Court, Haripad.**

-//True Copy//-

Special Judge.