

**IN THE COURT OF THE PRINCIPAL DISTRICT AND
SESSIONS JUDGE, ERODE**

Present : Tmt. S. Sameena, B.A., L.L.B.,
Principal Sessions Judge, Erode

Wednesday, the 3rd day of June, 2026

CrI MP No.739/2026

E.Sarathkumar (25),
S/o.Eshwar,
D.No.64, Koshanam,
Vellakovilpalayam,
Nambiyur Taluk,
Erode District – 638 458.

... Petitioner/Accused

Vs

State by Inspector of Police,
Kadathur Police Station.
(Cr. No.112/2026)

... Respondent/Complainant

Petition dated: 01.06.2026 filed U/s.483 BNSS to grant bail.

This petition is coming on this day for hearing before me, in the presence of Thiru.K.Panneerselvam, Advocate for the petitioner and Thiru.M.Arutchelvan, the Public Prosecutor for the respondent and upon hearing both sides arguments, this Court passed the following :

ORDER

The Petitioner/Accused was arrested and remanded to judicial custody on 12.05.2026 for the alleged offences U/s.329(2), 296(b), 75(1)(i) and 351(2) of BNS, registered by respondent police, seeks bail.

The learned counsel for the petitioner has submitted that this is the second bail petition, the petitioner was falsely implicated in the present case and the petitioner has not committed any such offence, the petitioner is ready to abide by any condition as imposed by the court and the petitioner is undergoing incarceration for the past 22 days and prayed to grant bail to the petitioner subject to any conditions.

The learned Public Prosecutor would submit that the petitioner is paternal uncle's son of the defacto complainant and on 11.05.2026 at about 03.00 pm, when the defacto complainant alone at her home, the petitioner made sexual harassment to her and abused her in filthy language and also threatened her with dire consequences. Hence, a case was registered. The victim given a statement under 183 of BNSS against the petitioner.

Both sides heard. Perused the records. On perusal of records, it shows that this is the second bail petition and the date of occurrence took place on 11.05.2026. As per the case of prosecution, when the defacto complainant alone at her home, the petitioner made sexual harassment to her and abused her in filthy language and also threatened her with dire consequences. Further the petitioner is in custody for the past 22 days. In the said circumstances, considering the facts that material part of investigation might have been completed by this time and also considering the period of custody already undergone by him, this Court is inclined to grant bail to the petitioner on the following conditions.

- i) that the petitioner is ordered to be enlarged on bail on executing his bond for **Rs.10,000/- (Rupees Ten Thousand)** with two sureties, for a like sum each to the satisfaction of the learned Judicial Magistrate No.II, Gobichettipalayam;
- ii) that the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or Bank pass book to ensure their identity;
- iii) **that the petitioner shall report and sign before the learned Judicial Magistrate No.II, Gobichettipalayam daily at 10.30 a.m., for 15 working days and then he shall report and sign before the learned Judicial Magistrate No.II, Gobichettipalayam, twice a month i.e. 1st and 15th day of every month at 10.30 a.m., until further orders and further if 1st and 15th day of the month is a holiday, petitioner shall report on the next working day of the court and on further condition that he shall make available himself for interrogation as and when required by the investigation officer;**

- iv) that the petitioner shall not tamper with evidence or witness either during investigation or trial;
- v) that the petitioner shall not abscond either during investigation or trial ;
- vi) that on breach of any of the aforesaid conditions, the learned 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);
- vii) If the accused thereafter absconds, a fresh FIR can be registered U/s 269 BNS.

Pronounced by me in open court, this 3rd day of June, 2026.

Principal Sessions Judge
Erode

Copy to

The Judicial Magistrate No.II, Gobichettipalayam