

**IN THE COURT OF DISTRICT AND SESSIONS JUDGE,
MAYILADUTHURAI.**

Present: Dr. L.S. Sathiyamurthy, M.A., M.L., Ph.D.,
District and Sessions Judge, Mayiladuthurai.
State of Tamil Nadu.

Thursday, this the 26th day of March 2026.

Crl.M.P. No. 406/2026

Chandrakumar, S/o. Uthirapathy

...Petitioner/Accused.

Vs

State through the Inspector of Police,
AWPS., Sirkazhi in Cr. No. 53/2025

...Respondent/Complainant.

U/s. 4 r/w 3(a) of POCSO Act 2012.

This petition came up today for the hearing before in the presence of Thiru. K.R. Santhosh, Advocate for the petitioner and Tmt. A. Aruna on behalf of the Public Prosecutor for the State and after careful consideration of the materials available on record and the submissions made on behalf of the parties, this court passed the following:

ORDER

1. This is a petition filed U/s. 483 of BNSS, 2023.

2. Heard, the learned counsel for the petitioner and the learned Public Prosecutor.

3. The learned counsel for the petitioner/accused would submit that the respondent police has originally registered a case against the petitioner for the offences U/s. 4 r/w 3(a) of POCSO Act 2012. The petitioner was subsequently arrested on suspicion and remanded to judicial custody on 31.12.2025 and is in judicial custody for the past 84 days. This is the 3rd bail application. The petitioner is innocent and he did not commit any offences as alleged by the prosecution. The petitioner is ready to abide by any conditions that would be imposed by this Court and prayed to grant bail to the petitioner.

4. The learned Public Prosecutor submitted that the petitioner is the step father of victim girl namely Jerusha, aged about 10 years. As per the case of prosecution, on

30.12.2025 at 08.00 PM, when the defacto complainant who is the mother of the victim girl was away from the home on her way to Cancer Institute, Adayar, the petitioner took his step daughter in a private room and made her nude and also sexually abused her. The mother of the victim girl appeared before this court and objected to grant bail to the petitioner. Offence committed by the petitioner is grave in nature. Investigation is pending and objected to grant bail to the petitioner.

5. This court carefully considered the submission made by either side. This is the 3rd bail application filed by the petitioner. This court carefully considered the submissions made by the learned counsel for petitioner and the oral objections raised by the learned public prosecutor. The petitioner claimed to be a Pastor, said to have legally remarried the de facto complainant as his 2nd wife. The averments in the complaint would go to show that the petitioner being a step father of a victim girl namely Jerusha, aged about 10 years had allegedly sexually abused her. The alleged occurrence was took place, when the de facto complainant was away from her home and went to the Cancer Institute, Adayar. The learned counsel for petitioner submitted that a false complaint lodged by the defacto complainant against the petitioner to tarnish his image. This court is of the view that it is very rare that a mother would make her minor child as a game-piece and lodge such complaint. Considering the peculiar facts and circumstances of the case this court is holding that the investigation is in the preliminary stage and it is not appropriate to enlarge him on bail at this stage.

In the result, this petition is dismissed.

Pronounced by me in the Open Court on the 26th day of March 2026.

District and Sessions Judge,
Mayiladuthurai.

Copy to

1. The Inspector of Police, A.W.P.S. Sirkazhi.
2. The Petitioner through his counsel.