

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

Present: Tmt. R. Sathia Thara, M.A., M.L.,
District and Sessions Judge, Mayiladuthurai.

State of Tamil Nadu.

Tuesday, this the 09th day of June 2026.

2057 Thiruvalluvar Aandu Parapava Varudam on 26th day of Vaikasi Thingal

Crl.M.P. No. 692/2026

Appu @ Rajmohan, S/o. Chinnadurai

...Petitioner/accused.

Vs

The State represented by the Inspector of Police,

AWPS., Sirkali in Cr. No. 22/2026

...Respondent/Complainant.

This bail petition was coming up on 09.06.2026 before me for hearing in the presence of Thiru. V.S. Prabhakaran, the learned counsel for Petitioner/Accused and Tmt. A. Aruna, the learned Junior Counsel for the Additional Public Prosecutor, on behalf of State and upon considering the submissions of both side and on perusal of entire available records and having stood over for consideration till this date, this court delivered the following:-

ORDER

This petition is filed under Section 483 of Bharathiya Nagarik Suraksha Sanhita (BNSS) - 2023 to grant bail to the petitioner / accused person who was remanded to Judicial Custody on 12.05.2026 for the offences alleged under sections U/s. 352, 506 (1) IPC and 6 r/w 5(l) of POCSO Act 2012. The respondent police has registered a case against the petitioner / accused person in Cr. No. 22/2026 of AWPS Sirkali. The complaint was received and FIR was registered on 12.05.2026.

Heard the learned counsel for the petitioner / accused person and learned Junior counsel for the Additional Public Prosecutor and perused the records.

On perusal of FIR, it is noted that on 06.05.2026 the Child Welfare Officer received information from Child Help line and visited the victim girl at her house and on enquiry she stated that on 15.04.2023 at 03.00 PM the victim girl went to took water from the petitioner's house, at that time the petitioner pulled her hand and forcibly had sexual intercourse with her several times and threatened her with dire consequences and therefore FIR was registered against the petitioner/accused under sections U/s. 352, 506 (1) IPC and 6 r/w 5(l) of POCSO Act 2012.

The Learned counsel for the petitioner would submit that the occurrence took place in the year 2023 and the FIR registered on 12.05.2026. This is the 2nd bail application. The petitioner never committed the offences alleged and the petitioner is having permanent residence and he is ready and willing to abide any conditions imposed by this court and willing to furnish substantial sureties and the petitioner will not abscond and no other bail petition is pending in any other court and therefore prays to enlarge him on bail.

The learned Junior Counsel for the Additional Public Prosecutor would submit that the offence committed by the petitioner is serious in nature and the investigation is not yet completed. In such situation, that if the accused is released on bail, he may tamper the witnesses and he may threaten the victim child and her family and strongly objected to release the petitioner / accused on bail. The same objection was submitted in the police reply.

On considering the rival submissions of both parties and on perusal of available material records it is noted that the petitioner / accused aged about 39 years has committed aggravated penetrative sexual assault repeatedly upon the victim child. The Petitioner/accused was remanded on 12.05.2026 and the victim's age is 13 years and the investigation is still pending. Hence on considering the facts and circumstances of this case, the gravity of the offence, objections raised by the learned Junior Counsel for the Additional Public Prosecutor, to avoid hampering investigation and tampering the witnesses and to avoid the possibility of a threat to victim and her family, this court is not inclined to release the petitioner/accused on bail at this stage.

In the result, this petition is dismissed.

Pronounced by me in the Open Court on the 09th day of June 2026.

District and Sessions Judge,
Mayiladuthurai.

Copy to

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