

IN THE COURT OF SESSIONS JUDGE, MAHILA COURT, PERAMBALUR.

**Present: Tmt.P. Indhirani, B.L.,
Sessions Judge,
Mahila Court,
Perambalur.**

Saturday, this the 07th day of March, 2026

CrI.M.P.No.244/2026.

Prabhakaran, Aged 30/2026(A2),
S/o.Ramasamy.

... Petitioner/Accused

-VS-

The State rep. by
The Sub- Inspector of Police,
V.Kalathur Police Station,
Perambalur.
Cr.No.192/2025.

... Respondent/Complainant.

offences punishable u/Ss. Girl missing @ 137(2) of BNS & 5(1) r/w 6 of POCSO Act @ 137(2) of BNS Act & 5(1) r/w 6 & 16 r/w 17 of POCSO Act.

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This petition coming on this day before me for order in the presence of Thiru. A. Dineshkumar Advocate for the petitioner and of the Special Public Prosecutor for the State and upon hearing both sides, perusing the petition and other relevant records, this Court has delivered the following...

ORDER

This petition has been filed by the petitioner to release on bail u/S.483 of BNSS for the punishable Offence U/S. Girl missing @ 137(2) of BNS & 5(1) r/w 6 of POCSO Act @ 137(2) of BNS Act & 5(1) r/w 6 & 16 r/w 17 of POCSO Act on the file of the respondent.

1. On service of notice through Investigation officer, the defacto complainant, who is the mother of the victim present and filed her written objection and objected that her daughter of 14 years old is Tenth standard student and her daughter attend public examination on 11.03.2026 affected her daughter public exam and her daughter future and victim girl is under fear and is unable to go to her school under fear and if the accused released on bail he will affected her daughter public exam and she strongly objected to release the accused.

2. The counsel for the petitioner argued that the date of alleged occurrence took

place on 15.12.2025 and the FIR registered on 15.12.2025 and he is an innocent person and he is not committed an such offece and he is falsely implicated in the above case and he is read to offer adequate sureties before this Hon'ble Court and the earlier bail application was dimsised by this Court in CrI.M.P.No.158/2026 dated on 17.02.2026 and the co-accused was released on anticipatory bail beore the Hon'ble High Court, Chennai in CrI.O.P.No.401/2026 dated on 18.02.2026 he has not committed any such offence and no similar bail petition is pending before the Hon'ble Madras High Court.

3. The Special Public Prosecutor submitted the I.O. reply and strongly objected that the 14 years old victim girl was kidnapped by the petitioner/accused and she was missing when she had gone to her school and already the petitioner/accused had committed the offence of penetrative sexual assault on her by making false sweet words to the victim girl and presently, this victim girl is under fear and is unable to go to her school under fear and the petitioner/accused 1 and 3 have been abscond and the investigation is pending and if he released on bail he may cause endanger of life of the victim girl and her family and he will abscond without appearing before this court and escape to abroad and other state and he strongly objected to grant bail to the petitioner.

4. Both side arguments heard. Case records perused. Considering the alleged offences Girl missing @ 137(2) of BNS & 5(1) r/w 6 of POCSO Act @ 137(2) of BNS Act & 5(1) r/w 6 & 16 r/w 17 of POCSO Act against the accused. On perusal of records and as per the objections made by learned Special Public Prosecutor and IO, it came to know that the earlier bail application was dismissed by this Court in CrI.M.P.No.158/2026 dated on 17.02.2026 and the co-accused (A1) was released on anticipatory bail before the Honb'le High Court at Chennai in CrI.O.P.NO.4017/2026 dated on 18.02.2026 and this Court considered that the alleged offences are grave in nature and also considered the period of judicial custody of the petitioner and hence, the petitioner may be released on bail with following stringent conditions as follows:-

(a) that the petitioner is ordered to be released on bail on his execution of a bond for Rs.10,000/- (Rupees ten thousands only) with two sureties for a like sum to the satisfaction of this Court and one of the surety should be a blood related person or parents

(b) that the petitioner shall stay and appear before the Madurai All Woman Police Station, daily once at 10.00 a.m. until further orders.

(c) the petitioner should produce proof for his permanent address.

(d) that the petitioner shall not threaten the victim or their family and that the petitioner shall not tamper the witnesses

(e) that the petitioner shall not hamper the investigation.

(f) that the petitioner should not leave India without intimation to this Court.

Pronounced by me in open court, this the 07th day of March, 2026.

Sessions Judge,
Mahila Court, Perambalur