

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, SIVAGANGAI.

PRESENT: Tmt. K.Arivoli., M.A., M.L.,

Principal Sessions Judge, Sivagangai.

Monday, the 06th day of July - 2026

Cr.M.P.No.1492/2026

(CNR No.TNSV01002311-2026)

Harishraja, (Age 21), S/o.Kaleeswaran,
Chithalangudi, Padamathur, Sivagangai Taluk, Sivagangai District.

... Petitioner/Accused

Vs.

State Rep. by
The Inspector of Police,
All Women Police station, Sivagangai.

(Cr.No.15/2026)

... Respondent/Complainant

The petition coming on this day for final hearing before me in the presence of Thiru.C.Ilangovan, Advocate for the petitioner and of Thiru.Thiru.R.Balamuruganantham, Public Prosecutor for the State and after hearing the both side and perusing the petition, written reply and records, this Court delivers the following ...

ORDER:-

1. The petitioner, who is in judicial custody for the offences charged u/s.70(1), 55, 351(2) of B.N.S Act in Crime No.15/2026 of the respondent police since 13.06.2026 is seeking for his release on bail u/s.483 of B.N.S.S.

2. According to the petitioner, the petitioner is the 3rd accused in the present case and there are totally three accused in the crime number and as against him, allegations have been levelled by the *defacto* complainant alleging that the petitioner

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along with the other accused persons have committed gang rape the *defacto* complainant and also threatened her with dire consequences. According to the petitioner, this is the 2nd bail application filed by the petitioner and he is innocent and he has not committed any offence as alleged by the prosecution and the petitioner is a college student. The Petitioner had given undertaking that he ready to abide by any condition imposed by the Court and willing to produce sufficient solvent sureties to the satisfaction of the Judicial Magistrate. Hence, the Petitioner prays for considering his bail application.

3. The respondent filed his detailed objections in writing and the learned Public Prosecutor had submitted that the investigation is still pending. In the event, if the petitioner is released on bail, he would abscond and may not appear before the court by abiding the condition. He may threaten the *defacto* complainant and hence the Public Prosecutor strongly opposed the grant of bail application to the petitioner.

4. By considering the submissions of the parties and the fact that this is the 2nd bail application filed by the petitioner and earlier bail application was dismissed on the ground that the investigation was not completed. Now, considering the fact that the investigation is still pending and the petitioner along with the other accused is alleged to have committed gang rape of the *defacto* complainant, who is a Police and there is no change in circumstances to consider the bail application and also the alleged offences are in grave nature, this Court is not inclined to consider the bail of the petitioner as the investigation is still pending.

.3.

In the result, *the petition is dismissed.*

Given by me, this the 06th day of July – 2026.

S/d.K.Arivoli
Principal Sessions Judge,
Sivagangai.

/t.c.f.b.o./


Sherishtadar,
Principal District Court,
Sivagangai.

Copy to :

1. The Judicial Magistrate, Additional Mahila Court, Sivagangai.
2. The Public Prosecutor, Sivagangai.
3. The Inspector of Police, All Women Police Station, Sivagangai.
4. Counsel for the Petitioner.

Doc: 21608
6.7.2026

