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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL ANTICIPATORY BAIL APPLICATION NO.312 OF 2015

Sadashiv Janardan Shetty ... Applicant

V/s.

The State of Maharashtra ... Respondent

Mr.Pankaj J. Das, for the Applicant.

Ms.PP.Shinde, APP for the Respondent – State.

PI – Sawant.

CORAM : REVATI MOHITE DERE, J.

DATED : 11th MARCH, 2015.

PC.

1. Heard learned counsel for the applicant and learned APP for the Respondent – State.

2. By this application, the Applicant seeks pre-arrest bail, in connection with C.R. No.I-32 of 2014 registered with the Tilak Nagar Police Station, Thane, for the alleged offences punishable under Sections 370(2)(3) of the Indian Penal Code and under Section 3, 4, 5 and 6 of the PITA Act.

3. Learned Counsel for the applicant submits that the applicant is neither the owner nor had any concern with the premises, where the raid was conducted. He relied on the Leave and License Agreement in support of his contention to show that the applicant is not the owner of the premises.

4. Learned APP on the other hand relied on the statements of the victim girls, to show that the victim girls had met the applicant and that the applicant along with others had asked the victim girls to go and sit in a room, after which men came there and prostitution took place.

5. It appears that there is prima-facie involvement of the applicant. Apart from the said fact, though charge-sheet has been filed in the present case, the applicant was absconding till date. Considering the fact, that the name of the applicant finds place in the statements of the victim girls, this is not a fit case to grant pre-arrest bail to the applicant.

6. Hence, the Application for bail is rejected and disposed of as such.

7. Needless to observe, that if an application for regular bail is filed by

the applicant, the same shall be decided on its own merits, in accordance with law, uninfluenced by the observations made in this order.

8. Parties to act upon an authenticated copy of this order.

(REVATI MOHITE DERE, J.)