

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Thursday, the Fifteenth day of November Two Thousand Eighteen

PRESENT

The Hon`ble Mr Justice G.K. ILANTHIRAIYAN

CRIMINAL ORIGINAL PETITION No.26435 of 2018

VENGATESH @ POONGA VENGATESH @
KATHIRESAN,

[PETITIONER / ACCUSED]

Vs

STATE REP.BY,
INSPECTOR OF POLICE,
ANTI VICE SQUAD,
CHINTADRI PET, CHENNAI-2.
CRIME NO.104 OF 2014

[RESPONDENT]

For Petitioner : M/S.J.WILLIAM SHAKESPIERE Advocate

For Respondent : MRS.M.PRABHAVATHI, ADDITIONAL PUBLIC PROSECUTOR

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 3(2)a, 4(1), 5(1)a, 6(1), 7(1) of Immoral Traffic Prevention Act @ 3(2)a, 4(1) of Immoral Traffic Prevention Act in Crime No.104 of 2014, seeks anticipatory bail.

2.The learned counsel appearing for the petitioner would submit that on 30.08.2018, he fell ill due to jaundice and taking nativity treatment, the petitioner was not able to appear before the learned IV Metropolitan Magistrate, Saidapet, Chennai-15, in respect of the case in C.C.No.5479 of 2015 and hence, non bailable warrant has been issued against the petitioner. He would further submit that the said absence is neither willful nor wanton and he undertakes that the petitioner shall appear before the Court below regularly on all future hearing dates without fail.

3.Heard the learned Additional Public Prosecutor appearing for the respondent.

4.Considering the undertaking given by the learned counsel for the petitioner, the petitioner is directed to appear before the learned IV Metropolitan Magistrate, Saidapet, Chennai-15 within a period of 2 weeks from today and to file a petition to recall NBW already issued against him. On filing of such petition, the concerned learned IV Metropolitan Magistrate is directed to consider the same on merits in accordance with law and pass orders on the same day.

5.This criminal original petition is disposed of accordingly.

-sd/-

15/11/2018

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE IV METROPOLITAN MAGISTRATE
SAIDAPET, CHENNAI - 15

2 THE CHIEF METROPOLITAN MAGISTRATE,
EGMORE, CHENNAI [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE, सत्यमेव जयते
ANTI VICE SQUAD, CHITADRI PET,
CHENNAI-2.

CC to M/S.J.WILLIAM SHAKESPHERE Advocate on payment of
necessary charges

CRL OP.26435/2018

Date :15/11/2018

cm 23/11/2018