

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

BAIL APPLICATION NO.611 OF 2020

Shivpratap Laxman Patil ... Applicant
Vs
The State of Maharashtra ... Respondents

**WITH
BAIL APPLICATION NO.612 OF 2020**

Yogesh Vishwas Kalyankar ...Applicant
Vs.
The State of Maharashtra ..Respondent

...

Mr. Satyavrat Joshi i/by Mr. Sunil Shivaji Kamble for the Applicants.
Mr. S.S.Pednekar, APP for the Respondent-State.

CORAM : SANDEEP K. SHINDE J.
DATE : 19th MARCH, 2020

P.C. :

Applicants in the above applications are seeking their enlargement on bail in connection with Crime No.183 of 2019 registered with Bhudargad Police Station for the offences punishable under Sections

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3,4,5,6 of the Immoral Traffic Prevention Act and Section 370 read with Section 34 of the Indian Penal Code, 1860.

2 Applicant in Bail Application No.612 of 2020 was arrested on 9th December, 2019; whereas applicant in Bail Application No.611 of 2020 was arrested on 3rd February, 2020 after rejection of his application for pre-arrest bail by this Court.

3 Applicant in Bail Application No.612 of 2020 was working as Manager in Hotel Atharvaraj; of which applicant Shivpratap was owner thereof, as on the date of the incident, i.e., 9th December, 2019. Premises of hotel were raided on secret information and four 'victims', all major, were rescued. It is alleged, premises of Atharvaraj Hotel were used as brothel.

4 Investigation in this case is over and final report has been filed. I have perused the final report and particularly, statements of victims. Prima-facie, the statements of the victims suggest, they had indulged

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into the prostitution, at their own will.

5 The learned APP on instructions, submits that there are no criminal antecedents against the applicants herein and no offences were registered against the establishment of Shivpratap for allowing his premises to be used as brothel.

6 In view of the facts of the case and additionally, that the trial in this case may not commence or conclude in near future, applications are allowed. Hence, the following order

ORDER

(i) The applicants be enlarged on bail in Crime No.183 of 2019 registered with Bhudargad police station, on executing PR Bond in the sum of Rs. 25,000/- each with one or two sureties in the like amount;

(ii) The applicants shall attend the concerned Police Station on the second Monday of every month between 11:00 a.m. to 1:00 noon commencing from April, 2020 till framing of charge;

(iii) The applicants shall inform their latest place of residence and contact number immediately after being released and/or change of residence or details, if any, from time to time to the Investigating Officer of the concerned Police Station;

(iv) The applicants shall not tamper with the evidence or attempt to influence or contact the complainant, witnesses or any person concerned with the case;

7 The applications are accordingly disposed off.

8 It is made clear that observations made hereinabove be construed as expression of opinion only for the purpose of granting bail and the same shall not in any way influence the trial in other proceedings.

(SANDEEP K. SHINDE, J.)