



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.10.2021

CORAM:

THE HON'BLE MR.JUSTICE SATHI KUMAR SUKUMARA KURUP

Crl.O.P.No.19397 of 2021

Ponnal Keepan @ Karthik

... Petitioner

Vs.

The State By
Inspector of Police,
Anti-Vice Squad-I
Chindatripet
Chennai
Crime No.4 of 2021

... Respondent

PRAYER: Criminal Original Petition has been filed under Section 439 of Cr.P.C, prayed to enlarge the petitioner on bail pending investigation in Crime No.4 of 2021 on the file of the respondent police.

For Petitioners: Mr.S.Sasikumar

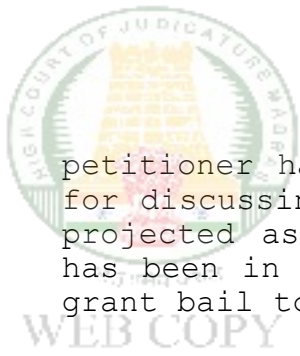
For Respondent : Mr.L.Baskaran
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 20.09.2021 for the alleged offences under Sections 3(2)(a), 4(1), 5(1)(a), 5(1)(d) of ITP Act r/w 370-A(2) IPC, in Crime No.4 of 2021 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that A1 is running a beauty parlour in the name of "Chennai Wellness Centre" and on 20.09.2021, based on the secret information, the respondent police conducted raid in the said parlour and during their search, they found that A1 is doing prostitution. Thereafter, the respondent police secured six victims and arrested A1 and this petitioner. Hence, the complaint.

3. The learned counsel for the petitioner would submit that the petitioner has nothing to do with the alleged offence and he has been falsely implicated in this case. He would further submit the



petitioner had gone to the beauty parlour only on the request of A1 for discussing the digital advertisement in a social media and he was projected as accused. He would further submit that the petitioner has been in judicial custody from 20.09.2021. Therefore, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent would submit that six victims have been secured and there is no previous case pending against the petitioner. However, he vehemently opposed for grant of bail to the petitioner.

5. Considering the period of incarceration suffered by the petitioner and there is no previous case pending against the petitioner, this Court is inclined to grant bail to the petitioner with certain conditions:

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, out of which one surety shall be a blood relative, each for a like sum to the satisfaction of the Judicial Magistrate No.I, Poonamallee, and on further condition that:

(a) the sureties shall affix their photographs and left thumb impression in the surety bond and the learned Judicial / Metropolitan Magistrate may obtain a copy of their Aadhar card or voter identity card or driving license or PAN card or Bank pass Book with photo affixed and attested by Bank Manager to ensure their identity;

(b) the petitioner shall co-operate with the pending investigation and shall report before the respondent police, daily at 10.00 a.m., until further orders.

(c) the petitioner shall not influence, threaten or coerce the witness either during investigation or trial;

(d) the petitioner shall not abscond either during investigation or trial;

(e) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and;



(f) if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

WEB COPY

-sd/-

12/10/2021

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 JUDICIAL MAGISTRATE,
NO.I, POONAMALLEE.

2 THE CHIEF JUDICIAL MAGISTRATE
THIRUVALLUR DISTRICT. [FOR INFORMATION]

3 THE SUPERINTENDENT,
CENTRAL PRISON, PUZHAL, CHENNAI.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 THE INSPECTOR OF POLICE,
ANTI VICE SQUAD-I,
CHINDATRIPET, CHENNAI .

+1 CC to M/S S.SASIKUMAR Advocate on payment of necessary charges SR.NO.11401

CRL OP.19397/2021

Date :12/10/2021

RW 13/10/2021