



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 03/08/2021
PRESENT

WEB COPY

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD) . No.9960 of 2021

Rajikittu ... Petitioner/Accused No.7

Vs

The State rep.by
The Inspector of Police,
Thillainagar Police Station,
Trichy City
(Crime No.342 of 2021).

... Respondent/Complainant

For Petitioner : Mr.T.LENIN KUMAR, Advocate.
For Respondent : Mr.T.SENTHILKUMAR,
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.342 of 2021 on the file of the
Respondent Police

ORDER : The Court made the following order :-

The petitioner/A7 herein was arrested on 05.07.2021 for the alleged offences under Sections 3(2)(a), 4(1), 4(2)(c) and 6(1)(b) of the Immoral Traffic (Prevention) Act, 1956 in Crime No.342 of 2021 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the accused were running a prostitution home at Thillai Nagar, Trichy. On the complaint of one Manikandan that he was approached and offered for prostitution, the case was registered.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged in the prosecution. The co-accused in this case has been granted bail by this Court in Crl.O.P(MD).No.10101 of 2021 on 29.07.2021 with condition that he shall report before the respondent police at 10.30 a.m until further orders. The petitioner herein is in jail from 05.07.2021 and hence, he seeks bail to the petitioner.



4. The learned Government Advocate (Crl.Side) appearing for the respondent would submit that totally there are eight accused in this case and they were running a massage centre at Thillai Nagar, Trichy. A3 is the owner of the building and accused nos. 4 to 8 are acting as brokers in the said centre. This petitioner is shown as accused no.7.

5. Considering the period of incarceration of the petitioner and considering the fact that the co-accused in this case has been granted bail by this Court, this Court is inclined to grant bail to the petitioner with the same condition.

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, each for a like sum to the satisfaction of the learned Judicial Magistrate No.IV, Trichy and on further condition that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m, until further orders.

[c] the petitioner shall not abscond either during investigation or trial.

[e] the petitioner shall not tamper with evidence or witness either during investigation or trial.

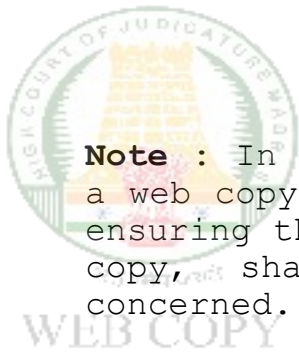
[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down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

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
03/08/2021

/ TRUE COPY /

/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

- 1.JUDICIAL MAGISTRATE NO.IV
TRICHY.
- 2.DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
TRICHY DISTRICT.
- 3.THE SUPERINTENDENT,
CENTRAL PRISON, TRICHY.
- 4.THE INSPECTOR OF POLICE
THILLAINAGAR POLICE STATION,
TRICHY CITY.
- 5.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.9960 of 2021
Date :03/08/2021

SA/JM/SAR.4/03.08.2021/3P/6C