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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20.11.2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.20070 of 2024

Manju @ Anthonyammal,
W/o.Arokkiyaraj

... Petitioner/ Accused No.3

Vs

State of Tamil Nadu,
Rep By,
The Inspector of Police,
Thirunagar Taluk Police Station,
Madurai District.
Crime No.425/2024.

... Respondent/ Complainant

For Petitioner : Mr.P.Suresh Kumar,
Advocate.

For Respondent : Mr.S.Ravi,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No.425/2024 on the file of the respondent Police.



ORDER : The Court made the following order :-

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The petitioner / Sole Accused, who was arrested and remanded to judicial custody on 03.09.2024 for the alleged offence under Sections 3(2)(a), 4(2)(c), 5(1)(d), 6(1)(b), 4(1) and 8(a) of the Immoral Trafficking (Prevention Act), Sections 144(1) and 98 of BNS, 2023 and Sections 3, 4(2) and 17 of the Protection of Children from Sexual Offences Act, 2012, in Crime No.425 of 2024, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the accused persons had forced the victim girl, who was a minor, into prostitution. There are totally 8 accused persons in this case and the petitioner has been arrayed as A6.

3. Heard the learned counsel on either side and perused the material records of the case.

4. Taking into consideration the facts and circumstances of the case and considering the fact that the petitioner has suffered incarceration from 23.08.2024 and already A1, A4 and A8 were granted bail by this Court in CrI.OP(MD). Nos. 18928 and 18507 of 2024 dated 30.10.2024 and CrI.OP(MD). No. 16100 of 2024 dated



Court in CrI.M.P. No. 5489 of 2024 dated 04.11.2024, this Court is inclined to grant bail to the petitioner subject to the following conditions:

5. 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 Special Court for Exclusive Trial of Cases under POCSO Act, Madurai, and on further conditions 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. for a period of three weeks and thereafter, as and when required for interrogation.

[c] the petitioner shall not tamper with evidence or 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 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 269 of BNS, 2023.

sd/-

20/11/2024

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/11/2024

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

TO

- 1 THE SPECIAL JUDGE FOR EXCLUSIVE TRAIL OF
CASES UNDER POCSO ACT,MADURAI.
- 2 THE INSPECTOR OF POLICE,
THIRUNAGAR TALUK POLICE STATION,
MADURAI DISTRICT.
- 3 THE SUPERINTENDENT,
CENTRAL PRISON,
MADURAI.



4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.20070 of 2024
Date :20/11/2024

MGJ(20.11.2024) 5P 5C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17.07.2023