



WEB COPY

Crl.O.P.No.9498 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01-04-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO.9498 of 2025

S. Vinothkumar
S/o. Sivakumar

....Petitioner/3rd Accused

Vs

State represented by
The Inspector of Police,
Pollachi Town East Police Station,
Coimbatore District.
(Crime No.55 of 2025)

....Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on anticipatory
bail in the event of his arrest by the respondent police concerned in Crime
No.55 of 2025 on the file of the respondent police.

For Petitioner : M/s. M.Elizabeth

For Respondent : Mr. S.Balaji
Government Advocate (Crl. Side)



ORDER

WEB COPY The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 3(2)(a), 4(2)(c) and 5(1)(d) of Immoral Traffic(Prevention) Act, 1956,in Crime No.55 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner was involved in immoral trafficking along with the other accused and thus committed the aforesaid offence.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent; that the first accused was arrested and released on bail; that the petitioner is implicated on the confession of the co-accused and that the petitioner has no bad antecedents and sought for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police reiterated the prosecution case and submitted that the first accused was arrested and released on bail; that the petitioner has no



bad antecedents and that the investigation is pending.

WEB COPY

5. Considering, the nature of allegations against the petitioner, the aforesaid facts and the fact that the petitioner has no bad antecedents, and that since custodial interrogation of the petitioner is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before **the learned Judicial Magistrate No.I, Pollachi**, on condition that the petitioner shall execute 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioner and 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



WEB COPY

Crl.O.P.No.9498 of 2025



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 tamper with evidence or witness either during investigation or trial.

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

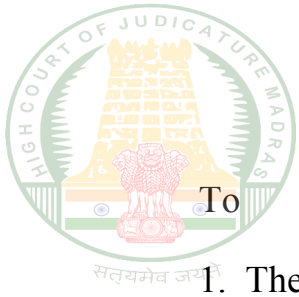
[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down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

[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 269 of B.N.S.

01.04.2025

bga

4/6



Crl.O.P.No.9498 of 202॥

1. The Judicial Magistrate No.I, Pollachi

2. The Inspector of Police,
Pollachi Town East Police Station,
Coimbatore District.

3. The Public Prosecutor,
High Court, Madras.



WEB COPY



Crl.O.P.No.9498 of 2025

SUNDER MOHAN, J.

bga

Crl.O.P. No.9498 of 2025

01.04.2025