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Crl.O.P.No.32239 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 02.01.2025

CORAM

THE HONOURABLE Mr. JUSTICE **A.D.JAGADISH CHANDIRA**

Crl.O.P.No.32239 of 2024

Karthikeyan

... Petitioner

Vs

The State rep by
The Inspector of Police,
AVS-1, Chindaripet,
Chennai – 600 002.
Crime No.48 of 2024.

... Respondent

Prayer: Criminal Original Petition is filed under Section 482 of of Bharatiya Nagarik Suraksha Sanhita, 2023, praying to enlarge the petitioner on bail in the event of arrest pending investigation in Crime No.48 of 2024 on the file of the respondent police.

For Petitioner	:	Mr.T.Meganathan
For Respondent	:	Mr.Santhosh Government Advocate (Crl.Side)

ORDER

Apprehending arrest in connection with Crime No.48 of 2024 registered for the offences punishable under Sections 3(2)a, 4(1), 7(2)b of the Immoral Traffic (Prevention) Act, 1956, the present petition has been filed by the petitioner seeking anticipatory bail.

2. The case of the prosecution is that under the guise of massage



centre/spa, the petitioner and other accused had conducted prostitution. Hence, the case.

3. Pleading innocence on the part of the petitioner, false implication in the case, learned counsel for the petitioner seeks indulgence of this Court. Learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He further submits that the petitioner is ready to abide by any stringent condition that may be imposed by this Court.

4. The case of the prosecution as putforth by the learned Government Advocate (Crl. Side) appearing for the respondent Police, opposing for grant of anticipatory bail, is that the petitioner is arrayed as A1. The petitioner, along with other accused, were found to be involved in immoral trafficking activities. He further submitted that the petitioner has no previous cases pending against him.

5. Having heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) for the respondent Police and perused the materials available on record, this Court is inclined to grant anticipatory bail to



the petitioner with certain conditions and 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 of receipt of a copy of this order, before the learned

IV Metropolitan Magistrate, Saidapet, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only), each 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 said Magistrate, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b] the petitioner shall report before the respondent Police daily at 06.30 p.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];



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[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

02.01.2025

Index : Yes/No

Internet : Yes/No

rts



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To

1. The Inspector of Police,
AVS-1, Chindaripet,
Chennai – 600 002.
2. The Public Prosecutor,
High Court, Madras.



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A.D.JAGADISH CHANDIRA, J,

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