

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.BHAVADASAN

TUESDAY, THE 30TH DAY OF DECEMBER 2014/9TH POUSHA, 1936

Cr1.MC.No. 7336 of 2014 ()

CRIME NO. 726/2014 OF NEYYARDAM POLICE STATION, THIRUVANANDAPURAM

PETITIONER(S)/ACCUSED :-

SHANAVAS, AGED 35 YEARS
S/O. M.ALIYARUKUNJU, M.A.K HOUSE, MANNOORKARA VILLAGE
KOTTOR P.O., THIRUVANANTHAPURAM.

BY ADV. SMT.V.P.SATHI

RESPONDENT(S)/STATE/COMPLAINANT :-

STATE OF KERALA
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.C.K.JAYAKUMAR

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON
30-12-2014, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

jvt

Crl.MC.No. 7336 of 2014 ()

APPENDIX

PETITIONER(S) ' EXHIBITS :-

ANNEXURE I - A TRUE COPY OF THE FIR DT. 20.10.14.

ANNEXURE II - A TRUE COPY OF THE COMPLAINT BEFORE THE DEPUTY
SUPEINTENDENT OF POLICE, NEDUMANGAD DT. 22.10.14.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

P.BHAVADASAN, J.

Crl.M.C. No.7336 of 2014

Dated this the 30th day of December 2014

O R D E R

The only prayer in this petition is for a direction to the court concerned to consider the bail application to be moved by the petitioner on the date of his surrender in view of the principle laid down in **Shanu v. State of Kerala** [2000 (3) KLT 452].

2. The petitioner stands accused of the offences punishable under Secs.342, 354 and 506(i) r/w Sec.34 of IPC and Sec.3(1)(xi) of SC/ST (POA) Act, 1989 and Secs.12 & 17 of Protection of Children from Sexual Offence Act of Neyyadom Police Station.

3. The petitioner heavily relies on Annexure-II in support of the plea that he is innocent and that he is falsely implicated in the case. Whatever that be, this Court cannot go into the question of veracity in the nature of allegations at this point of time and in view of the limited prayer made in this petition.

Hence, this petition is disposed of directing the court

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concerned to consider the bail application to be filed by the petitioner in case he surrenders before the court in view of the principle laid down in **Shanu v. State of Kerala** [2000 (3) KLT 452] and also in the light of Annexure-II produced along with this petition.

Sd/-
P.BHAVADASAN, JUDGE.

Jvt