

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 3RD DAY OF FEBRUARY 2015/14TH MAGHA, 1936`

Bail Appl..No. 82 of 2015

*** CRIME NO.NOT KNOWN OF RANNI POLICE STATION, PATHANAMTHITTA
THE NAME OF THE POLICE STATION, BEKAL POLICE STATION, KASARAGOD
DISTRICT OCCURING IN THE LOCKET PORTION OF BA.82/2015 IS CORRECTED AND
SUBSTITUTED ON RANNI POLICE STATION, PATHANAMTHITTA DISTRICT AS PER
ORDER DATED 14/1/15 IN CRL.MA.311/2015.**

PETITIONER(S):

**K.JAYAPRAKASH, AGED 44 YEARS
S/O.KUPPUSWAMY, HOUSE NO.120, SURAMYA HOUSE
NANNIYODE EAST, VANDITHAVALAM P.O., PALAKKAD DISTRICT.**

**BY ADVS.SRI.T.MADHU
SMT.RADHIKA P.GOPINATH**

RESPONDENT(S)/STATE:

**THE STATE OF KERALA
THROUGH THE STATION HOUSE OFFICER
RANNI POLICE STATION, PATHANAMTHITTA DISTRICT
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM-682031.**

BY PUBLIC PROSECUTOR SMT.LALIZA T.Y.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03-02-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

B.KEMAL PASHA, J.

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B.A. No. 82 of 2015

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Dated this the 3rd day of February, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. According to the petitioner, he is apprehending arrest in connection with some non bailable offences, by the Ranni Police.

3. Heard the learned counsel for the petitioner and the learned Public Prosecutor.

4. The learned Public Prosecutor has produced a report of the investigating officer, which shows that a complaint has been preferred by a lady leveling serious allegations against the petitioner that he had hacked into her face book account and posted pornographic materials and forwarded the same to her husband and other friends. Even though the petitioner was called upon to reach the Police Station for verifying the allegations, he has not turned up. So far he has not been arraigned as an accused. As he is not made an accused, the application seeking anticipatory bail is not maintainable. In

case the Police want to arrest the petitioner in connection with the offences involved in the crime, he shall be given an opportunity to approach this Court once again under Section 438 Cr.P.C.

With the said observations, this bail application is dismissed.

Sd/-

**B. KEMAL PASHA
JUDGE**

DSV/3/2/15

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P.A. To Judge