

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

FRIDAY, THE 30TH DAY OF JANUARY 2015/10TH MAGHA, 1936

Bail Appl..No. 527 of 2015 ()

Crl.MP 473/2015 of J.M.F.C.,VARKALA
CRIME NO. 94/2015 OF VARKALA POLICE STATION , THIRUVANANTHAPURAM

PETITIONERS/ACCUSED NO. 1 TO 4:

1. JYOTHI, AGED 30 YEARS
D/O.RAJESWARI, DOOR NO. 114, THOOTHUKUDI
KANYAKUMARI.
2. KASTHOORI, AGED 27 YEARS
D/O.VELLAYAMMA, KUMARAPALAYAM, DOOR NO. 14
THOOTHUKUDI, KANYAKUMARI.
3. NANDINI, AGED 25 YEARS
D/O.REJESWARI, DOOR NO. 114, THOOTHUKUDI
KANYAKUMARI.
4. MARI, AGED 24 YEARS
D/O.VELLAYAMMA, KUMARAPALAYAM, DOOR NO. 14
THOOTHUKUDI, KANYAKUMARI.

BY ADVS.SRI.K.S.ARUN KUMAR
SMT.RESMI THOMAS

RESPONDENT/COMPLAINANT:

STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

R BY PUBLIC PROSECUTOR, SMT.LALIZA T.Y.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
30-01-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

B.KEMAL PASHA, J.

B.A.No.527 of 2015

Dated this the 30th day of January 2015

ORDER

Petition filed under Section 439 Cr.P.C.

2. Petitioners are the accused in Crime No.94/2015 of Varkala Police Station, Thiruvananthapuram district registered for the offence punishable under Section 379 of the Indian Penal Code.

3. The allegation against the petitioners is that on 13.1.2015 at 12.30 p.m., while the de-facto complainant was travelling by a bus, the petitioners were also present in the bus with the intention of committing pick pocketing and they committed theft of an amount of Rs.2,000/- from the shoulder bag of the de-facto complainant, after creating a false rush in the bus. The petitioners have been in custody for the period from 13.1.2015 onwards.

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

5. The learned Public Prosecutor has pointed out that the petitioners are the accused in two other crimes; namely, crime No.36/2015 of Attingal police station registered for the offence under Section 379 read with Section 34 of the Indian Penal Code and crime No.103/2015 of the same police station registered for the same offence. The petitioners, being persons hailing from Tamil Nadu, who are the habitual offenders involved in a series of theft cases, I am of the view that the petitioners cannot be enlarged on bail.

6. In the result, this Bail Application is dismissed.

Sd/-
B.KEMAL PASHA,
JUDGE

dl

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PA to Judge