

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW**

**WEDNESDAY, THE 27TH DAY OF MAY 2015/6TH JYAISHTA, 1937**

**Bail Appl..No. 851 of 2015**  
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**CRIME NO. 58/2015 OF RAJAKKAD POLICE STATION , IDUKKI**  
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**PETITIONER(S)/ACCUSED:**  
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**MANI, S/O CHELLAPPANDI, AGED 31 YEARS,  
KARTHIK BHAVAN, 40 ACRE, BISONVALLEY P.O.  
IDUKKI DISTRICT.**

**BY ADV. SRI.S.JIJI**

**RESPONDENT(S)/STATE:**  
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**STATE OF KERALA,  
REPRESENTED BY PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM.**

**BY PUBLIC PROSECUTOR SMT.R.REMA**

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 27-05-2015,  
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

**PJ**

**K. ABRAHAM MATHEW, J.**

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**B.A.No. 851 of 2015(B)**

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Dated this the 27<sup>th</sup> day of May, 2015

**ORDER**

Petition filed under Section 438 Cr.P.C.

2. Petitioner is alleged to have committed the offences under sections 294(b), 324 and 326 of IPC.

3. The prosecution case is that he uttered obscene words and assaulted the victim with a stone causing loosening of teeth.

4. Heard .

5. The prosecution documents *prima facie*, reveal commission of the offences by the petitioner. Some teeth of the victim were found loose as a result of the attack. Moreover, learned Public Prosecutor submits that the victim lost one tooth. This is not a fit case to invoke the jurisdiction of this Court under section 438 Cr.P.C.

In the result, this application is dismissed.

Sd/-

**K. ABRAHAM MATHEW  
JUDGE**

DST

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P.A. To Judge