

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

FRIDAY, THE 6TH DAY OF MARCH 2015/15TH PHALGUNA, 1936

Bail Appl..No. 1186 of 2015

CRIME NO. 208/2015 OF MALAPPURAM POLICE STATION , MALAPPURAM

PETITIONER/ACCUSED:

**PRAVIRAJ, AGED 29 YEARS
S/O. VASU, MOONNAMPADIYAN HOUSE, PARAYARANGADI
CHATTIPARAMBU P.O., MALAPPURAM DISTRICT.**

BY ADV. SRI.T.PRASAD

RESPONDENT/COMPLAINANT & STATE:

**STATE OF KERALA
REPRESENTED BY THE STATION HOUSE OFFICER
MALAPPURAM THROUGH THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI.SREEJITH V.S.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06-03-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

B. KEMAL PASHA, J.

.....
B.A. No.1186 of 2015
.....

Dated this the 6th day of March, 2015

ORDER

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Petition filed under Section 439 Cr.P.C.

2. Petitioner is the accused in Crime No.208/2015 of Malappuram Police Station registered for the offences punishable under Section 377 IPC and Sections 7 and 8 of the Protection of Children from Sexual Offences Act, 2012.

3. The allegation against the petitioner is that on 24.01.2015 at about 9.15 p.m., he subjected two boys aged 16 and 15 to carnal intercourse against the order of nature, in a lodge at Malappuram. The petitioner has been in custody for the period from 17.01.2015 onwards.

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

5. No criminal antecedents have been reported against the petitioner. The allegations against the petitioner

are very grave and serious. At the same time, having regard to the period undergone by the petitioner in custody, the present stage of investigation and the absence of any criminal antecedents on his part, I am of the view that the petitioner can be enlarged on bail on strict conditions.

6. In the result, this Bail Application is allowed and the petitioner shall be enlarged on bail on his executing a bond for ₹1,00,000/- (Rupees one lakh only) with two solvent sureties for the like sum each to the satisfaction of the court below, and subject to the following terms and conditions:-

(i) The petitioner shall report before the Investigating Officer in between 9 a.m. and 11 a.m. on all Fridays and Tuesdays commencing from 13.03.2015 for a period of six months.

(ii) Except for observing condition No.(i) above and for appearing before the courts, the petitioner shall not enter Malappuram district for a period of six months from today.

(iii) The petitioner shall neither contact the boys or their family members nor make any attempt for the same, either directly or indirectly.

(iv) The petitioner shall not tamper with the evidence or influence witnesses.

(v) The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

(vi) The petitioner shall not involve in any offence while on bail.

It is made clear that the violation of any of the conditions stipulated above will result in the cancellation of bail.

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/06/03

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PA to Judge