

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

MONDAY, THE 9TH DAY OF MARCH 2015/18TH PHALGUNA, 1936

Bail Appl..No. 1225 of 2015 ()

**CRIME NO. 11/2015 OF KUMBALA EXCISE RANGE OFFICE,
KASARGOD DISTRICT**

PETITIONER/ACCUSED :

**ANI @ANIL KUMAR, AGED 43 YEARS,
S/O.CHANDU B.M., PUSHPA CHANDU NILAYAM VEEDU,
ANGADIPADAVU DESOM, KADAMBAR VILLAGE,
MANJESHWAR TALUK, KASARAGOD.**

**BY ADVS.SRI.K.PRAVEEN KUMAR
SMT.ANN SUSAN GEORGE**

RESPONDENTS/COMPLAINANT/STATE :

**1. STATION HOUSE OFFICER,
KUMBLA EXCISE RANGE, KASARAGOD, PIN - 673 121.**

**2. STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM, PIN - 682 031.**

R1 & R2 BY PUBLIC PROSECUTOR SMT. LALIZA T.Y.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 09-03-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

bp

B.KEMAL PASHA, J.

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B.A. No.1225 of 2015

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Dated this the 9th day of March, 2015

ORDER

Petition filed under Section 439 Cr.P.C.

2. The petitioner is the accused in Crime No.11 of 2015 of the Kumbla Excise Range, registered for the offences punishable under Sections 58 and 67B of the Abkari Act.

3. The allegation against the petitioner is that on 20.02.2015 at 8.15 a.m., he was found transporting 24 bottles each containing 180 ml of Indian Made Foreign Liquor and 24 bottles each containing 500 ml of beer by

Scooter bearing registration No.KA-19-W-7565, in contravention of the provisions of the Abkari Act. The petitioner has been in custody for the period from 20.02.2015 onwards.

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

5. The learned Public Prosecutor has pointed out that the petitioner is involved in another crime of similar nature. Considering his similar criminal antecedent and the quantity of the contraband involved in this case, I am satisfied that he is not entitled to be enlarged on bail.

In the result, this bail application is dismissed.

Sd/-
B.KEMAL PASHA
JUDGE

DSV/9/3/15

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P.A. To Judge