

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 3RD DAY OF JUNE 2015/13TH JYAISHTA, 1937

Bail Appl..No. 1756 of 2015 ()

CRIME NO. 678/2014 OF KALPETTA POLICE STATION, WAYANAD DISTRICT

PETITIONER/1ST ACCUSED :

**V.M.MUJEEB RAHMAN,
AGED 39 YEARS, S/O.MOOSA,
VELUTHAPARAMBATHU (HOUSE), KANIYAMBETTA
KAMBALAKKAD (P.O), VYTHIRI, WAYANADU DISTRICT.**

**BY ADVS.SRI.JESWIN P. VARGHESE
SMT.G.VIDYA**

RESPONDENT/COMPLAINANT :

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

BY PUBLIC PROSECUTOR SRI. V.S. SREEJITH

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

Mn

K.ABRAHAM MATHEW, J.

B.A.No.1756 of 2015

Dated this the 3rd day of June, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. The petitioner is the accused in Crime No.678 of 2014 of Kalpetta Police Station alleged to have committed the offence under Section 304 IPC.

3. According to the prosecution he was conducting a poultry farm, unauthorizedly he erect an electric fence around it, a person came into contact with the fence and died.

4. Heard.

5. Learned counsel submits that the petitioner had nothing to do with the poultry farm. But the statement of Jameela to whom the property belongs shows that she gave the property to the petitioner for five years to conduct a poultry farm. That transaction took place in 2011. The petitioner has produced Annexure-A1 to prove that he gave the property to the co-accused for conducting the poultry farm. A perusal of the document proves that it is only a part of a document. The other part has been suppressed. Prima facie, the petitioner is involved in the commission of the offence he is not entitled to anticipatory bail.

In the result, this application is dismissed.

Sd/-
K.ABRAHAM MATHEW,
JUDGE

cms

/True copy/

P.S.to Judge