

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

TUESDAY, THE 26TH DAY OF MAY 2015/5TH JYAISHTA, 1937

Bail Appl..No. 1874 of 2015

CRIME NO. 119/2015 OF EDAVANNA POLICE STATION , MALAPPURAM

PETITIONER(S)/ACCUSED:

**SHAFEEQ.U, AGED 25 YEARS,
S/O. KUNHIMON, ULLADAN HOUSE, PERAKAMANNA P.O.
MALAPPURAM DISTRICT.**

BY ADV. SRI.T.K.AJITH KUMAR

RESPONDENT(S)/COMPLAINANT:

**STATE OF KERALA,
REPRESENTED BY THE SUB INSPECTOR OF POLICE,
EDAVANNA POLICE STATION,
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 26-05-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

K. ABRAHAM MATHEW, J.

Bail Appl. No.1874 of 2015

Dated this the 26th day of May 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner apprehends that he will be arrested by the Police on the allegation that he has committed the offences under Sec.379 of Indian Penal Code and Secs.20 and 23 of the Kerala Protection of River Banks and Regulation of Removal of Sand Act. The allegation against him is that he was found transporting river sand without any permit or other documents.

3. Heard both sides.

4. The material relied on by the prosecution prima facie disclose the involvement of the petitioner in the commission of offences. The offences committed by him is very serious. He was plundering the wealth of the nation. Such a person cannot be favoured with an order under Sec.438 of Cr.P.C.

In the result, the bail application is dismissed.

Sd/-
K. ABRAHAM MATHEW
JUDGE