

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 8TH DAY OF APRIL 2015/18TH CHAITHRA, 1937

Bail Appl..No. 1952 of 2015 ()

(CRIME NO. 76/2015 OF PADINJARETHARA POLICE STATION, WAYANAD DISTRICT)

PETITIONER/ACCUSED:

**ANIL N.A.,
S/O.AYYAPPAN, AGED 33 YEARS, NARIKKUNNIL HOUSE,
KAPPIKKALAM VARAMPATTA.P.O., PADINJARETHARA AMSOM,
WAYANAD DISTRICT.**

BY ADV. SRI.V.SHYAM

RESPONDENT/COMPLAINANT:

**STATE OF KERALA,
REPRESENTED BY S.I. OF POLICE, PADINJARETHARA POLICE STATION-
CRIME NO.76/2015) REPRESENTED BY STATE PROSECUTOR,
HIGH COURT OF KERALA.**

R BY PUBLIC PROSECUTOR SRI.V.S.SREEJITH

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 08-04-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

vmr

B.KEMAL PASHA, J.

.....
B.A. No.1952 of 2015
.....

Dated this the 8th day of April, 2015

ORDER

Petition filed under Section 439 Cr.P.C.

2. Petitioner is the accused in Crime No.76/2015 of the Padinjarethara Police Station, Wayanad registered for the offence punishable under Section 55(i) of the Abkari Act.

3. The allegation against the petitioner is that on 11.03.2015, he was found engaged in selling Indian Made Foreign Liquor, in contravention of the provisions of the Abkari Act, and a quantity of 1.700 litres of IMFL was seized from his possession. The petitioner has been in custody for the period from 11.03.2015 onwards.

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

5. The learned Public Prosecutor has pointed out that the petitioner is also involved in four other criminal cases. At the same time, he has no criminal antecedent of similar nature as the one in this case. Investigation of this case is practically over. Having regard to the period undergone by the petitioner in custody and the present stage of investigation, I am of the view that the petitioner can be enlarged on bail.

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 concerned Judicial First Class Magistrate's Court, 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 Wednesdays and Saturdays commencing from 15.04.2015 for a period of six months.

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

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

(iv) 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

ul/-

[True copy]

P.S. to Judge