

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

TUESDAY, THE 21ST DAY OF JULY 2015/30TH ASHADHA, 1937

Bail Appl..No. 2200 of 2015 ()

CRIME NO. 227/2015 OF VARKALA POLICE STATION, THIRUVANANDAPURAM

PETITIONER/ACCUSED NO. 2 :

**SHAMSUDEEN KUNJU, AGED 49 YEARS,
S/O.HAMED KUNJU, WORKING AS SCPO,
AYIROOR POLICE STATION,
NOW RESIDING AT KUNNIL PUTHEN VEEDU, VAVVAKKAVU
VAVVAKKAVU POST, KARUNAGAPPALLY, KOLLAM**

BY ADV. SRI.K.P.SUJESH KUMAR

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 21-07-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

bp

K. ABRAHAM MATHEW, J.

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B.A.No. 2200 of 2015

Dated this the 21st day of July, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner is alleged to have committed the offences under Sections 420, 463, 465, 471, 201 read with Section 34 of the Indian Penal Code and 12(1)(b) of the Indian Passports Act, 1967. The prosecution case is that on the basis of certain false documents, the first accused obtained a passport. The allegation against the petitioner is that he who was working as a Civil Police Officer did the verification and he filed a false report in favour of the petitioner which resulted the issuance of the passport.

3. Heard.

4. But for the false report filed by the petitioner, the Passport Officer would not have issued the passport to the co-accused. *Prima facie*, the petitioner is guilty of the offences alleged against him. This is not a fit case to grant anticipatory bail.

In the result, this application is dismissed.

Sd/-

**K. ABRAHAM MATHEW,
JUDGE**

DST

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P.A. To Judge