

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

THURSDAY, THE 11TH DAY OF JUNE 2015/21ST JYAISHTA, 1937

Bail Appl..No. 2278 of 2015 ()

CRIME NO. 421/2015 OF IRINJALAKUDA POLICE STATION, THRISSUR DISTRICT.

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PETITIONER/FIRST ACCUSED:

**ROOPAK, AGED 19 YEARS,
S/O. SUBRAMANIAN, INIKATTIL HOUSE,
NELLAYI, THRISSUR DISTRICT.**

**BY DR.K.P.SATHEESAN, SENIOR ADVOCATE.
ADVS. SRI.M.R.JAYAPRASAD,
SRI.P.MOHANDAS (ERNAKULAM),
SRI.ANOOP.V.NAIR,
SRI.S.VIBHEESHANAN,
SRI.N.MANU THAMPI.**

RESPONDENT/STATE & COMPLAINANT:

- 1. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM, KOCHI-682 031.**
- 2. THE SUB INSPECTOR OF POLICE,
IRINJALAKUDA POLICE STATION,
THRISSUR DISTRICT, PIN- 680 121.**

BY PUBLIC PROSECUTOR SRI.DHANESH MATHEW MANJOORAN.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 11-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

rs.

K. ABRAHAM MATHEW, J.

B.A. No.2278 of 2015

Dated this the 11th day of June, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner along with the co-accused is alleged to have committed the offences under Sections 143, 147, 148, 452, 506 (ii), 323, 427 and 308 read with 149 of Indian Penal Code.

3. The prosecution case is that the accused trespassed into the house of the first informant and threatened to cause his death and his sister's death and assaulted them.

4. Heard.

5. The first informant or any one is sustained injuries. The learned Public Prosecutor submits that the weapons have to be recovered. But that alone cannot be a ground to deny anticipatory bail to the petitioners. Having regard to the nature of the allegations I think detention of the petitioner is not necessary.

6. It is made clear that if any weapon is to be recovered pursuant to the information that may be given

by the petitioner this order is not an impediment for it.

In the result, this application is allowed.

1. The petitioner shall be released on bail after interrogation on his executing a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties for the like sum each if he is arrested by the police in connection with this case.

2. He shall appear before the investigating officer for interrogation if he is so required by him in writing.

3. He shall not get himself involved in any other criminal case while he is on bail.

4. He shall not intimidate or attempt to influence the witnesses.

5. He shall not destroy or tamper with evidence.

In case of violation of any of the above conditions, the learned Magistrate is empowered to cancel the bail in accordance with law.

sd/-

K. ABRAHAM MATHEW
JUDGE

R.AV

//True Copy//

PA to Judge