

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 25TH DAY OF MAY 2015/4TH JYAISHTA, 19372

Bail Appl..No. 2358 of 2015

CRIME NO. 573/2014 OF ADHUR POLICE STATION , KASARGOD DISTRICT

PETITIONER(S)/ACCUSED :

**B.NAMADEV SHENOY, AGED ABOUT 93 YEARS,
S/O LATE B. NARAYANA SHENOY, R/AT SARVODAYA SEVAK,
BADIADKA VILLAGE, POST -PERADALA - 671 551,
KASARAGOD TALUK & DISTRICT**

**BY SRI.M.RAMESH CHANDER (SENIOR ADVOCATE)
ADVS. SRI.ANEESH JOSEPH
SMT.DENNIS VARGHESE**

RESPONDENT(S)/COMPLAINANT & STATE :

**STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, KOCHI- 682 031.**

BY PUBLIC PROSECUTOR SMT.R.REMA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 25-05-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

K. ABRAHAM MATHEW, J.

B.A. No.2358 of 2015

Dated this the 25th day of May, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. The petitioner is alleged to have committed the offence under Section 4 of the Protection of Children from Sexual Offences Act and Section 376 (2) of the Indian Penal Code.

3. The allegation is that on 15.08.2014 and on several days subsequent to it, he sexually abused school going girls. The learned counsel submits that the petitioner is aged 93 years and the allegation is false.

4. Heard.

5. The First Information Statement reveals that the petitioner was in the habit of sexually abusing school going girls. Merely because, he is 93 years old it is not proper to grant him anticipatory bail. The allegation is very serious. Prima facie, Section 4 of the Protection of Children from Sexual Offences Act is attracted. So I am not inclined to grant the prayer of the petitioner for anticipatory bail.

In the result, this application is dismissed.

sd/-
K. ABRAHAM MATHEW
JUDGE

R.AV

//True Copy//

PA to Judge