

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW**

**TUESDAY, THE 12TH DAY OF MAY 2015/22ND VAISAKHA, 1937**

**Bail Appl..No. 2565 of 2015 ()**

**CRIME NO. 376/2014 OF VYTHIRI POLICE STATION, WAYANAD DISTRICT.**

**.....**

**PETITIONER/ACCUSED NO.6:**

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**SAJID MACHINGAL, AGED 34 YEARS,  
S/O.MARAKKAR, MACHINGAL HOUSE,  
ACHOORANAM POST, ACHOORANAM VILLAGE,  
VYTHIRI TALUK, WAYANAD DISTRICT.**

**BY ADV. SRI.V.S.SHIRAZ BAVA.**

**RESPONDENT/STATE:**

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**STATE OF KERALA,  
REPRESENTED BY PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM.**

**BY SR. PUBLIC PROSECUTOR SRI.RASHEED.**

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION  
ON 12-05-2015, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:**

**rs.**

**K. ABRAHAM MATHEW, J.**

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**B.A. No.2565 of 2015**  
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**Dated this the 12<sup>th</sup> day of May, 2015**

**O R D E R**

The petitioner is the 6<sup>th</sup> accused in Crime No.376 of 2014 of Vythiri Police Station, registered for the offences under Sections 306, 323 and 451 IPC.

2. The allegation is that he along with the co-accused assaulted the deceased and manhandled him and abetted him to suicide.

3. Heard.

4. There is no specific allegation against the petitioner. The accused Nos.1 to 5 have already been arrested. The nature of the incident also compels me to take the view that it is only proper that the petitioner is granted bail under Section 438 Cr.P.C.

5. In the result, this application is allowed.

i) 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 if he is arrested by the Police in connection with this case.

ii) He shall appear before the Investigating Officer for interrogation if he is so required by him in writing.

iii) He shall not destroy or tamper with evidence.

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

Sd/-

**K. ABRAHAM MATHEW,  
JUDGE**

sp