

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

TUESDAY, THE 16TH DAY OF JUNE 2015/26TH JYAISHTA, 1937

Bail Appl..No. 2781 of 2015

**CRIME NO. 886/2014 OF PATHANAMTHITTA POLICE STATION,
PATHANAMTHITTA DISTRICT**

PETITIONER(S)/1 & 2 ACCUSED :

- 1. VINOD, S/O.SUKUMARAN, AGED 50 YEARS,
PONNUS VILLA, KARIMPALLOOR, KOLLAM DISTRICT.**
- 2. BAIJU, S/O.NAKULAN, AGED 42 YEARS,
PADMALAYAM, THALAKULAM PUTHENKULAM,
KOLLAM DISTRICT.**

BY ADV. SMT.G.VIDYA

RESPONDENT(S)/COMPLAINANT :

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

BY PUBLIC PROSECUTOR SMT.R.REMA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 16-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd

K. ABRAHAM MATHEW, J.

Bail Appl. No.2781 of 2015

Dated this the 16th day of June 2015

ORDER

Petition filed under Sec.438 Cr.P.C.

2. The petitioners are accused in Crime No.886 of 2014 of Pathanamthitta Police station. They are alleged to have committed the offence under Sec.420 and 406 read with Sec.34 of Indian Penal Code. The prosecution case is that the petitioners collected various amounts from several people and stopped the business without paying back the amounts to the subscribers.

3. Heard both sides.

4. Learned counsel for the petitioners submits that the petitioners have already paid back the amounts to several subscribers and is ready to pay the amount due to the first informant in this case also.

5. So I am inclined to grant them anticipatory bail.

In the result, the bail application is allowed.

1) The petitioners shall be released on

bail after interrogation on their executing a bond for Rs.25,000/- (Rupees Twenty five thousand only) each with two solvent sureties each for the like sum if they are arrested by the Police in connection with this case.

2) The petitioners shall appear before the Investigating Officer for interrogation if they are so required by him in writing.

3) The petitioners shall furnish a bank guarantee in the court of the learned Magistrate concerned for Rs.13,15,000/- (Rupees thirteen lakhs and fifteen thousand only) within two weeks failing which, the learned Magistrate shall authorise to cancel the bail.

4) The petitioners shall not leave India without the previous permission of the court of enquiry or the trial court as the case may be.

5) The petitioners shall not destroy or tamper with evidence.

6) The petitioners shall not get themselves

involved in any other criminal case.

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

/ True Copy /

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P.A. To Judge