

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.ABRAHAM MATHEW

TUESDAY, THE 9TH DAY OF JUNE 2015/19TH JYAISHTA, 1937

Bail Appl..No.2920 of 2015

CRIME NO.2888/2013 OF ALUVA POLICE STATION,ERNAKULAM.

...

PETITIONER/PETITIONER:

**SAJI,S/O.BABYCHAN,JATHIKKAPARAMBIL HOUSE,
ELIZABETH PARK,KEEZHMADU,ALUVA EAST VILLAGE,
ALUVA P.O.,ALUVA TALUK,ERNAKULAM.**

**BY ADVS.SRI.MANJU ANTONEY
SRI.JOSEPH CHACKO
SRI.R.ANAS MUHAMMED SHAMNAD**

RESPONDENT/RESPONDENT:

**STATE OF KERALA,
REPRESENTED BY THE SUB INSPECTOR OF POLICE,
ALUVA,THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,ERNAKULAM - 682 031.**

BY PUBLIC PROSECUTOR SRI.DHANESH MATHEW MANJOORAN.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 09-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

pk

K. ABRAHAM MATHEW, J.

B.A. No.2920 of 2015

Dated this the 9th day of June, 2015

ORDER

Petition filed under Section 439 Cr.P.C.

2. The petitioner has been in custody since 19.03.2015. His prayer is to release him on bail as the evidence for the prosecution has already been recorded.

3. Heard.

4. A report was called for from the learned Sessions Court concerned. His report shows that the prosecution evidence was closed by the middle of December 2014. The case was posted for defence evidence to 09.01.2015. Thereafter, the court adjourned the case on several occasions at the request of the defence counsel. It means that only because of the delay caused by the accused the Sessions Judge is not able to dispose of the case. So the petitioner is not entitled to claim bail on the sole ground that there is delay in the disposal of the case. The petitioner shall cooperate with the court for an early disposal.

In the result, this application is dismissed.

sd/-
K. ABRAHAM MATHEW
JUDGE

R.AV

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PA to Judge