

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 3RD DAY OF JUNE 2015/13TH JYAISHTA, 1937

Bail Appl..No. 3018 of 2015

CRIME NO. 458/2015 OF HOSDURG POLICE STATION, KASARGOD DISTRICT

PETITIONER(S)/ACCUSED :

**AKHILKUMAR, AGED 24 YEARS,
S/O.ANIL, MADAKKAL, UDUMBULLATHU P.O.,
KASARAGOD DISTRICT.**

BY ADV. SRI.SUNNY MATHEW

RESPONDENT(S)/COMPLAINANTS & STATE :

- 1. SUB INSPECTOR OF POLICE,
HOSDURG POLICE STATION- 673 001.**
- 2. STATE OF KERALA,
(RESPONDENTS 1 AND 2 REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM, COCHIN- 682 031).**

BY PUBLIC PROSECUTOR SRI.DHANESH MATHEW MANJOORAN

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 03-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

K.ABRAHAM MATHEW, J.

B.A.No. 3018 of 2015

Dated this the 3rd day of June, 2015

ORDER

Petition filed under Section 439(1) Cr.P.C.

2. Petitioner is the accused in Crime No.458 of 2015 of Hosdurg Police Station registered for the offences under Sections 376(1), (2) of IPC and Section 4 of the Protection of Children from Sexual Offences Act.

3. The prosecution case is that he committed rape on a 16 year old girl.

4. Heard.

5. The case was registered on the basis of the statement given by the victim girl. Prima facie, the petitioner has committed the offence alleged against him. Merely because he has been in custody for about one month he cannot be granted bail. There is every likelihood of influencing or threatening the witnesses. So I am not inclined to grant his prayer.

In the result, this application is dismissed.

**K.ABRAHAM MATHEW
JUDGE**