

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 8TH DAY OF JUNE 2015/18TH JYAISHTA, 1937

Bail Appl..No. 3126 of 2015 ()

CRIME NO. 1229/2015 OF KALADY POLICE STATION, ERNAKULAM DISTRICT

PETITIONER/ACCUSED :

**RAHUL KUMAR
S/O. KUMARAN, AGED 24 YEARS
NIKARTHIL HOUSE, PATTATHARA
CHENGAL P.O., KALADY-683 574.**

**BY ADVS.SRI.SHYAMDEEP S.SHENOY
SMT.C.S.GEETHU
SRI.S.NIKHIL SANKAR
SRI.T.PMOHAN RAJ
SRI.NIKHIL BERNY**

RESPONDENTS/COMPLAINANT/STATE :

**1. STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA-682031.**

**2. STATION HOUSE OFFICER
KALADY POLICE STATION,
ERNAKULAM DISTRICT-683 574.**

R1 & R2 BY PUBLIC PROSECUTOR SRI.V.S. SREEJITH

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08-06-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

K. ABRAHAM MATHEW, J.

Bail Appl. No.3126 of 2015

Dated this the 8th day of June 2015

O R D E R

Petition filed under Section 438 Cr.P.C.

2. Petitioner is accused in Crime No.1229 of 2015 of Kalady Police station. He is alleged to have committed the offence under Secs.452, 323 and 354 of Indian Penal Code. The prosecution case is that he trespassed in to the house of the first informant, assaulted her and outraged her modesty.

3. Heard both sides.

4. The petitioner's case is that he has been in love with the first informant's daughter for three years and the petitioner did not like it that is why this false case has been got registered against him.

5. Learned Public Prosecutor submits that he is involved in a similar case, the number being Crime No.41 of 2015.

6. This is not a fit case to invoke the jurisdiction of this Court under Sec.438 Cr.P.C. .

In the result, this application is dismissed.

**K. ABRAHAM MATHEW
JUDGE**