

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

THURSDAY, THE 11TH DAY OF JUNE 2015/21ST JYAISHTA, 1937

Bail Appl..No. 3243 of 2015

CRIME NO. 530/2015 OF KOLLAM EAST POLICE STATION, KOLLAM DISTRICT

PETITIONER(S)/4TH ACCUSED :

**POTHEN KANNAN @ KANNAN, AGED 24 YEARS,
S/O.RAVEENDRAN, SREE RANGAM MUNICIPAL COLONY,
ULIYAKKOVIL CHERRY, KOLLAM EAST VILLAGE,
KOLLAM DISTRICT.**

**BY ADVS.SRI.C.RAJENDRAN
SRI.K.R.RANJITH**

RESPONDENT(S)/COMPLAINANT :

**STATE OF KERALA,
REPRESENTED BY THE EXCISE CIRCLE INSPECTOR,
KOLLAM.**

BY PUBLIC PROSECUTOR SMT.R.REMA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 11-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

K. ABRAHAM MATHEW, J.

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B.A.No. 3243 of 2015

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Dated this the 11th day of June, 2015

ORDER

Petition filed u/s.439 Cr.P.C.

2. Petitioner is the fourth accused in Crime No. 530 of 2015 of Kollam East Police Station registered for the offence under sections 143, 147, 148, 294(b), 323, 324, 308 read with 149 IPC. The prosecution case is that at 7 p.m. on 07.03.2005 armed with deadly weapons like swords, he along with the co-accused assaulted the victim brutally.

3. Heard.

4. Learned counsel submits that the petitioner was not armed with any weapon. That will not mitigate the situation. He knew very well that the co-accused were armed with swords. He took part in the assault. The co-accused attacked the victim on head and other parts of his body with swords, causing him very serious injuries. The petitioner is involved in four other criminal cases. Granting him bail at this stage is not in public interest.

In the result, this application is dismissed.

Sd/-

**K. ABRAHAM MATHEW,
JUDGE**

DST

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P.A. To Judge