

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 17TH DAY OF JUNE 2015/27TH JYASHTA, 1937

Bail Appl..No. 3273 of 2015 ()

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CRIME NO. 340/2015 OF THENHIPALAM POLICE STATION, KOZHIKODE.**

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PETITIONERS/ACCUSED:

- 1. SIYAS BABU T.P, S/O.ABBAS T.P,
KAITHOLIPADANNA, KARUVANTHIRUTHI,
FEROKE.**
- 2. MUJEEB, S/O.ABDUL VAHAB HAJEE,
CMA MANZIL, CHELUPADAM,
CHELAMBRA AMSOM DESOM.**

BY ADV. SRI.T.G.RAJENDRAN.

RESPONDENTS/COMPLAINANT/STATE:

- 1. THE SUB INSPECTOR OF POLICE,
THENHIPALAM POLICE STATION,
KOZHIKODE -676 505.**
- 2. STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM- 682 031.**

BY PUBLIC PROSECUTOR SMT.REMA. R.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 17-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

rs.

K. ABRAHAM MATHEW, J.

B.A. No.3273 of 2015

Dated this the 17th day of June, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioners are alleged to have committed the offences under Sections 341, 323, 325 and 326 read with Section 34 of Indian Penal Code.

3. The prosecution case is that they assaulted the victim with dangerous weapons causing him serious injuries.

4. Heard.

5. The earlier application filed by the Petitioners was dismissed. The second application has been filed on the allegation that in fact the first informant did not sustain any fracture and the dismissal of the earlier application on the ground that there was fracture is wrong. The statement of the doctor who treated the first informant shows that there was a fracture of nasal bone and it could be caused with a weapon. So the ground on which the second application is filed is not actually available.

In the result, this application is dismissed.

sd/-
K. ABRAHAM MATHEW
JUDGE

R.AV

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PA to Judge