

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 15TH DAY OF JUNE 2015/25TH JYAISHTA, 1937

Bail Appl.No. 3285 of 2015

CRIME NO. 232/2015 OF PARASSALA POLICE STATION, THIRUVANANDAPURAM
.....

PETITIONER(S)/ACCUSED:

**RAJAN, AGED 44,
S/O. BHASKARAN, R.B. NIVAS, PULLUVILA,
ADUMAMKADU, PARASUVAIKKAL VILLAGE, PARASSALA,
THIRUVANANTHAPURAM.**

BY ADV. SRI.SHAJIN S.HAMEED

RESPONDENT(S)/STATE:

**STATE OF KERALA,
THROUGH THE SUB INSPECTOR OF POLICE,
PARASSALA POLICE STATION,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI.DHANESH MATHEW MANJOORAN

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
15-06-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

msv/

K. ABRAHAM MATHEW, J.

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B.A.No. 3285 of 2015

Dated this the 15th day of June, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner is alleged to have committed the offences under Sections 323, 341, 354 and 506 IPC. The prosecution case is that he wrongfully restrained the victim, threatened and assaulted her and outraged her modesty.

3. Heard.

4. Admittedly, no weapon was used. Having regard to the nature of the allegations, it is doubtful whether Section 354 IPC is attracted. So, I am inclined to grant the prayer.

In the result, this application is allowed.

1) The petitioner shall be released on bail after interrogation on his executing a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum if he is arrested by the Police in connection with this case.

2) He shall appear before the Investigating Officer for interrogation if he is so required by him in writing.

- 3) He shall not destroy or tamper with evidence.
- 4) He shall appear before the Investigating Officer between 10 a.m. to 11a.m. on every Wednesday for four months or till the final report is filed whichever is earlier.
- 5) He shall not get himself involved in any other criminal case while he is on bail.
- 6) He shall not intimidate or attempt to influence the witnesses.
- 7) He shall not harass the *de facto* complainant or her relatives.

In case of violation of any of the above conditions, the learned Magistrate is empowered to cancel the bail in accordance with the law.

Sd/-
K. ABRAHAM MATHEW,
JUDGE

DST

//True copy//

P.A. To Judge