

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. 3286 of 2015 ()

CRIME NO. 222/2013 OF CHAVARA POLICE STATION, KOLLAM DISTRICT

PETITIONER/ACCUSED :

**SURENDRAN, AGED 70 YEARS
S/O. VELAYUDHAN, AMBADIYIL, THAMARAKULAM
ALAPPUZHA - 690 530.**

BY ADV. SRI.D.AJITHKUMAR

RESPONDENT :

**STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI. C. RASHEED

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15-06-2015,
ALONG WITH BA. NO. 3287/2015 & CONNECTED CASES, THE COURT ON THE
SAME DAY PASSED THE FOLLOWING:**

Mn

K. ABRAHAM MATHEW, J.

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**B.A.Nos. 3286, 3287,3309
3312&3313 of 2015**

Dated this the 15th day of June, 2015

COMMON ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioners apprehend that they will be arrested by the police in these cases in which the son of the petitioner in Bail Application Nos. 3287 and 3286 and husband of the petitioner in the other three cases is an accused. The allegation is that the accused committed the offence under Section 392 IPC. The prosecution case is that riding on a motor cycle, he snatched gold chains of the victims.

3. Heard.

4.Learned Public Prosecutor submits that the petitioners are not accused in the above cases. But, the accused is involved in 26 similar cases. He is in custody. His confession statement has revealed that he used to entrust the stolen articles in the cases under consideration with the petitioners. But, so far they have not been arrayed as accused. It appears that interrogation of the petitioners is necessary if the Investigating Officer is satisfied that

they are involved in the commission of the offences. A direction to the Investigating Officer to comply with Section 41A Cr.P.C. if the petitioners are arrested is sufficient.

In the result, these applications are dismissed. The Investigating Officer shall comply with Section 41A Cr.P.C. if he satisfied that the petitioners are involved in the commission of the offences.

Sd/-
K. ABRAHAM MATHEW,
JUDGE

DST

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P.A. To Judge