

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.ABRAHAM MATHEW

FRIDAY, THE 26TH DAY OF JUNE 2015/5TH ASHADHA, 1937

Bail Appl..No.3366 of 2015

CRIME NO.945/2015 OF ANCHAL POLICE STATION,KOLLAM.

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PETITIONER'S/ACCUSED 1 TO 5:

1. RANEESH,AGED 26 YEARS,S/O.HAMMED,
RANEESH MANZIL,PANNCHAVILA,ANCHAL P.O.,KOLLAM.
2. RAFEEL,AGED 28 YEARS,S/O.HAMMED,
RANEESH MANZIL,PANNCHAVILA,ANCHAL P.O.,KOLLAM.
3. VISHNU PRASAD,AGED 25 YEARS,S/O.PRASAD,
THATTEKATTU VEEDU,PADINJANTINKARA,
ANCHAL P.O.,KOLLAM.
4. CHIKKU,AGED 27 YEARS,S/O.SASIDHARAN,
PAYATTUVILA VEEDU,PANNCHAVILA,
ANCHAL P.O.,KOLLAM.
5. BABUKUTTAN,AGED 23 YEARS,S/O.SOMARAJAN,
CHINCHU BHAVAN,PANNCHAVILAANCHAL P.O.
KOLLAM.

BY ADV.SRI.SEBASTIAN JOSEPH (KURISUMMOOTIL)

RESPONDENT'S/COMPLAINANT/STATE:

1. THE STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,ERNAKULAM,PIN - 682 031.
2. THE SUB INSPECTOR OF POLICE,
ANCHAL POLICE STATION,KOLLAM DISTRICT-691001.
3. THOMAS K.G,ADDITIONAL POLICE SUB INSPECTOR,
ANCHAL POLICE STATION,KOLLAM-691001.

BY PUBLIC PROSECUTOR SRI.V.S.SREEJITH.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 26-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

K. ABRAHAM MATHEW, J.

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B.A.No. 3366 of 2015

Dated this the 26th day of June, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioners are alleged to have committed the offences under Sections 143, 147, 447, 294(b), 323, 324, 354, 149 of IPC. The prosecution case is that armed with deadly weapons like iron rod, they formed themselves into unlawful assembly and assaulted the victim with the iron rod and tore off the nightie of the victim.

3. Heard.

4. Only the second petitioner was armed with iron rod. The weapon has been recovered. The petitioners are not involved in any other case. So, I am inclined to grant their prayer.

In the result, this application is allowed.

1)The petitioners shall be released on bail on their executing a bond for Rs.25,000/- (Rupees twenty five thousand only) each with two solvent sureties each for the like sum if they are arrested by the Police in connection with this case.

2)The petitioners shall surrender their passports before the lower concerned or if they do not have one, they

shall file affidavits to that effect within five days of their release.

3)They shall not leave India without the previous permission of the court of enquiry or trial court as the case may be.

4)They shall appear before the Investigating Officer for interrogation if they are so required by him in writing.

5)They shall not intimidate or attempt to influence the witnesses.

6)They shall not destroy or tamper with evidence.

7)They shall not get themselves involved in any other criminal case while they are on bail.

If the petitioners surrender before the Magistrate this order is not applicable and the learned Magistrate may pass appropriate orders.

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