

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 22ND DAY OF JUNE 2015/1ST ASHADHA, 1937

Bail Appl..No. 3429 of 2015 ()

CRIME NO. 30/2015 OF EDACHERY POLICE STATION, KOZHIKODE DISTRICT

PETITIONERS/ACCUSED 2 TO 5 :

- 1. LIJITH, AGED 27 YEARS
S/O.RAGHAVAN, KALLULLA PARAMBATH HOUSE
PONMERI PARAMBIL P.O., KOZHIKODE DISTRICT.**
- 2. BYJU, AGED 33 YEARS
S/O.KUNHIKANNAN, KOLLOTH KANDI MEETHAL HOUSE
PONMERI PARAMBIL P.O., KOZHIKODE DISTRICT.**
- 3. SHANOOP K.M., AGED 26 YEARS
S/O.ANANDHAN, KOLLOTH KANDI MEETHAL HOUSE
PONMERI PARAMBIL P.O., KOZHIKODE DISTRICT.**
- 4. ABHIN K.T., AGED 22 YEARS
S/O.BALAN, KAREKKUNIYIL THAZHA HOUSE
VILLIAPPALLY AMSOM, KOZHIKODE DISTRICT.**

**BY ADVS.SRI.K.S.ARUN KUMAR
SMT.RESMI THOMAS**

RESPONDENT/STATE/COMPLAINANT :

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

BY PUBLIC PROSECUTOR SRI. DHANESH MATHEW MANJOORAN

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22-06-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

K. ABRAHAM MATHEW, J.

Bail Appl. No.3429 of 2015

Dated this the 22nd day of June 2015

ORDER

Petition filed under Sec.438 Cr.P.C.

2. Petitioners are accused in Crime No.30 of 2015 of Edacherry Police station registered for the offence under Secs.143, 147,148, 427, 436 and 448 read with Sec.149 of Indian Penal Code. The prosecution case is that, at 10.30 p.m. on 23.01.2015 they set fire to a relief centre after trespassing into it causing damages to the tune of Rs.70,000/-

3. Heard both sides.

4. Learned counsel submits that there is nothing to show that the petitioners are involved in the incident.

5. It is true that their names do not find any place in the First Information Statement. But in the statement recorded under Sec.161 Cr.P.C. their names are disclosed. So it cannot be said that there is no prima

facie case against the petitioners. The offences alleged against them are very serious. Granting anticipatory bail to them will frustrate the investigation.

In the result, the bail application is dismissed.

Learned counsel submits that the petitioners will surrender before the investigating officer. They may do so if they are so advised.

K. ABRAHAM MATHEW
JUDGE

NS