

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 29TH DAY OF JUNE 2015/8TH ASHADHA, 1937

Bail Appl..No. 3625 of 2015 ()

CRIME NO. 356/2015 OF OTTAPPALAM POLICE STATION,PALAKKAD DISTRICT

PETITIONER/IST ACCUSED:

**SABARI NATH M.S., AGED 32 YEARS,
S/O M. SIVARAMAN, MANGALATH HOUSE,
NEAR CHEERATTAMANNA SIVA TEMPLE, VALAMBUR POST,
VIA PATTIKKAD, PERINTHALMANNA, MALAPPURAM DISTRICT,
PIN:679 325.**

**BY ADVS.SRI.BIMAL K.NATH
SRI.SREEVALSAN.V
SMT.M.K.SHIMI
SMT.DIVYA C BALAN
SRI.D.SREENATH**

RESPONDNET:

**STATE OF KERALA,
THROUGH SUB INSPECTOR OF POLICE,
OTTAPPALAM POLICE STATION,
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM-31.**

BY PUBLIC PROSECUTOR SRI.V.S.SREEJITH

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 29-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

sts

K.ABRAHAM MATHEW, J

B.A.No.3625 OF 2015

Dated this the 29th day of June, 2015

O R D E R

Petition filed under Section 438 Cr.P.C.

2. Petitioner is alleged to have committed the offences under Sections 406 and 498A of Indian Penal Code.

3. The prosecution case is that he subjected his wife to cruelty and misappropriated her properties.

4. Heard.

5. The petitioner and the first informant have been married for four years. They have no issues. It appears that reunion is not impossible. So I am inclined to grant the prayer of the petitioner.

In the result, this application is allowed.

1. The petitioner will be released on bail after interrogation on his executing a bond for Rs.25,000/- (Rupees Twenty five thousand only) each with two solvent sureties for the like sum each 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 get himself involved in any other criminal case while they are on bail.

4. He shall not intimidate or attempt to influence the witnesses.

5. He shall not destroy or tamper with evidence.

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

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

sd/-
K. ABRAHAM MATHEW
JUDGE

R.AV

//True Copy//

PA to Judge