

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. 3651 of 2015 ()

CRIME NO. 458/2015 OF KONNI POLICE STATION,PATHANAMTHITTA DISTRICT

PETITIONER/ACCUSED:

**MAHESH, AGED 20 YEARS,
S/O.MADHU, MAHESH BHAVAN, THOPPIL MICHABHOOMI,
ARUVAPPULAM VILLAGE, KONNI TALUK,
PATHANAMTHITTA DISTRICT.**

**BY ADVS.SRI.S.RAJEEV
SRI.K.K.DHEERENDRAKRISHNAN
SRI.V.VINAY**

RESPONDENT/& STATE:

**STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM- 682 031
(CRIME NO.458/2015 OF KONNI POLICE STATION,
PATHANAMTHITTA DISTRICT).**

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:**

sts

K. ABRAHAM MATHEW, J.

=====

B.A.No. 3651 of 2015

Dated this the 26th day of June, 2015

ORDER

Petition filed under Section 439 Cr.P.C.

2. The petitioner is alleged to have committed the offences under Section 376 of IPC and Section 4 of the Protection of Children from Sexual Offences Act, 2012. The prosecution case is that he had sexual intercourse with a minor girl.

3. Heard.

4. It appears that the petitioner and the victim girl were in love. The girl was on the verge of attaining majority. The petitioner has been in custody since 02.05.2015. His further detention is not necessary for completion of the investigation.

In the result, this application is allowed.

1)The petitioner will be released on bail on his executing a bond for Rs.25,000/- (Rupees twenty five thousand only)with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate concerned.

2) The petitioner shall appear before the investigating officer between 10 a.m and 11 a.m. on every

Wednesday for three months, or till the final report is filed, whichever is earlier.

3)The petitioner shall surrender his passport before the lower concerned or if he does not have one, he shall file an affidavit to that effect within five days of his release.

4)The petitioner shall not leave India without the previous permission of the court of enquiry or trial court as the case may be.

5)He shall not intimidate or attempt to influence the witnesses, nor shall he get himself involved in any other criminal case.

6)He shall not attempt to contact or communicate with the victim.

If the petitioner violates any of the above conditions, the court of enquiry/trial is empowered to cancel the bail in accordance with the law.

Sd/-
K. ABRAHAM MATHEW,
JUDGE

DST

//True copy//

P.A. To Judge