

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 22ND DAY OF JULY 2015/31ST ASHADHA, 1937

Bail Appl..No. 3814 of 2015 ()

CRIME NO. 565/2015 OF CHENGANNUR POLICE STATION,ALAPPUZHA DISTRICT

PETITIONER/ACCUSED:

**ANILKUMAR K.G., AGED 32 YEARS,
S/O.GOPALAKRISHNA PILLAI, KOCHUKALIKKAL HOUSE,
THIRUVANVANDOOR, THIRUVALLA, PIN - 689 109.**

**BY ADVS.SRI.R.BINDU (SASTHAMANGALAM)
SRI.PRASANTH M.P**

RESPONDENT(S)/COMPLAINANT & STATE:

- 1. THE SUB INSPECTOR OF POLICE,
CHENGANNUR POLICE STATION, CHENGANNUR,
ALAPPUZHA DISTRICT, PIN - 689 121.**
- 2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM, KOCHI - 682 031.**

BY PUBLIC PROSECUTOR SRI.V.S.SREEJITH

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 22-07-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

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K. ABRAHAM MATHEW, J.

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B.A.No. 3814 of 2015

Dated this the 22nd day of July, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner is alleged to have committed the offence under Section 420 of the Indian Penal Code, 1860. He is an employee of a Co-Operative Society. The prosecution case is that in the name of fictitious persons he obtained loans from the society and caused it a loss of Rs.3,00,00,000/-

3. Heard.

4. The petitioner was only a class-IV employee. It is very difficult to believe that without the involvement of other officers he would have committed the offence alleged against him. Having regard to these facts, I am inclined to grant his prayer.

In the result, this application is allowed.

1)The petitioner shall be released on bail on his executing a bond for Rs.50,000/- (Rupees fifty thousand only)with two solvent sureties each for the like sum if he is arrested by the Police in connection with this case.

- 2) *The petitioner shall surrender his passport before the lower court concerned or if he does not have one, he shall file an affidavit to that effect within five days of his release.*
- 3) *He shall not leave India without the previous permission of the court of enquiry or trial court as the case may be.*
- 4) *He shall appear before the Investigating Officer between 10 a.m. and 11 a.m. every Friday for four months or till the final report is filed, whichever is earlier.*
- 5) *He shall not intimidate or attempt to influence the witnesses.*
- 6) *He shall not destroy or tamper with evidence.*
- 7) *He shall not get himself involved in any other criminal case while he is on bail.*

If the petitioner surrenders 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