

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

TUESDAY, THE 7TH DAY OF JULY 2015/16TH ASHADHA, 1937

Bail Appl..No. 3874 of 2015 ()

CRIME NO. 187/2015 OF NENMARA POLICE STATION , PALAKKAD DISTRICT

APPLICANT(S)/ACCUSED NOS. 5 & 6:

- 1. ABIJITH, AGED 19 YEARS,
S/O.KANNANKUTTY, CHETTIYARKADU VEEDU,
CHERAMANGALAM, MELARKKODE, ALATHUR,
PALAKKAD.**
- 2. SIBIN, AGED 19 YEARS,
S/O.MANI, POONGOTTUPARAMBU HOUSE,
AYILUR, CHITTUR, PALAKKAD.**

BY ADV. SRI.V.A.JOHNSON (VARIKKAPPALLIL)

RESPONDENT/COMPLAINANT:

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

BY PUBLIC PROSECUTOR SRI.V.S.SREEJITH

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

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K. ABRAHAM MATHEW, J.

B.A. Nos.3874 of 2015

Dated this the 7th day of July, 2015

O R D E R

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

2. Petitioners are accused nos.5 and 6 in Crime No.187 of 2015 of the Nenmara Police station registered for the offences under Secs.143, 147, 148, 341, 323, 324, 307, 294(b) and 506(ii) read with Sec.149 of the Indian Penal Code. The prosecution case is that on 05.02.2015 at 2.00 p.m., the petitioners along with the co-accused armed with deadly weapons formed themselves into an unlawful assembly and wrongfully restrained the defacto complainant and assaulted him with dangerous weapons.

3. Heard both sides.

4. The earlier application filed by the petitioners was dismissed by this court. There has been no subsequent development in this case. So this bail application cannot be entertained. The learned magistrate may either allow or dismiss the application that may be filed by the petitioners under Sec.437 Cr.P.C.

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He may take into consideration the tender age of the petitioners.

The bail application is disposed of as above.

Sd/-
K. ABRAHAM MATHEW
JUDGE
/ True Copy /

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P.A. To Judge