

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 15TH DAY OF JULY 2015/24TH ASHADHA, 1937

Bail Appl..No. 3980 of 2015

CRIME NO. 891/2015 OF KUTHUPARAMBA POLICE STATION, KANNUR DISTRICT.
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PETITIONER(S)/ACCUSED:

1. SHAKKEER, AGED 32 YEARS,
S/O. ABDULLAKUTTY, PADAYANPOIL HOUSE,
KUTHUPARAMBA, KANNUR DISTRICT.
2. RASHEED, AGED 32 YEARS,
S/O. MOOSA, SHARADALAYAM,
KUTHUPARAMBA AMSOM,
NARAVOOR, KANNUR DISTRICT.
3. RIYAS, AGED 32 YEARS, S/O.HAMSA,
EDAVALATH HOUSE, KUTHUPARAMBA AMSOM,
MOORIYAD DESOM, KANNUR DISTRICT.

**BY ADVS.SRI.M.SASINDRAN
SRI.A.ARUNKUMAR**

RESPONDENT(S)/COMPLAINANT & STATE:

1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM - 682 031.
2. THE STATION HOUSE OFFICER,
CRIME NO 891/2015 OF KUTHUPARAMBA POLICE STATION,
KANNUR DISTRICT - 670 001.

BY PUBLIC PROSECUTOR SRI.V.S.SREEJITH

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 15-07-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

mbr/

K. ABRAHAM MATHEW, J.

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B.A.No.3980 of 2015

Dated this the 15th day of July, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioners are alleged to have committed the offences under Sections 143, 147, 148, 341, 323, 324, 308 read with Section 149 IPC. The prosecution case is that they assaulted the victim with iron rod and stones.

3. Heard.

4. The victim sustained a lacerated injury of small size on both lips. No other injury he sustained, apart from an abrasion. These facts incline me to grant the prayer for anticipatory bail.

In the result, this application is allowed.

1)The petitioners shall be released on bail on their executing a bond for Rs.25,000/- (Rupees twenty five thousand only) each with two solvent sureties each for the like sum if they are arrested by the Police in connection with this case.

2)The petitioners shall surrender their passports before the lower court concerned or if they do not have one, they shall file affidavits to that effect within five days of their release.

- 3) *They shall not leave India without the previous permission of the court of enquiry or trial court, as the case may be.*
- 4) *They shall appear before the Investigating Officer between 10 a.m. and 11 a.m. every alternate Wednesday for three months or till the final report is filed, whichever is earlier.*
- 5) *They shall not intimidate or attempt to influence the witnesses.*
- 6) *They shall not destroy or tamper with evidence.*
- 7) *They shall not get themselves involved in any other criminal case while they are on bail.*

If the petitioners surrender 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