

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. 4052 of 2015 ()

**CRIME NO. 175/2015 OF ANGAMALI POLICE STATION,
ERNAKULAM DISTRICT**

PETITIONER/2ND ACCUSED :

**JITTO VARGHESE, AGED 35 YEARS,
S/O.VARGHESE, KOMBARAKKARAN HOUSE,
NADAVARAMBA, IRINJALAKUDA, THRISSURDISTRICT.**

BY ADV. SMT.P.RREENA

RESPONDENTS/STATE AND COMPLAINANT :

**1. STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.PIN - 682 031.**

**2. SUB INSPECTOR OF POLICE,
ANGAMALI POLICE STATION,
ERNAKULAM DISTRICT. PIN - 683 573.**

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:**

bp

K. ABRAHAM MATHEW, J.

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B.A.No. 4052 of 2015

Dated this the 15th day of July, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner is alleged to have committed the offences under Sections 409, 419, 420, 468 read with Section 34 IPC. The allegation is that he along with the co-accused made a false promise that they would get a visa for the victim and received from him Rs.2,00,000/- and failed to get a visa for him.

3. Heard.

4. The specific case of the first informant is that the petitioner and the co-accused made a promise that they would get a visa for him and they received Rs.2,00,000/-. The averments in the complaint show that the first informant handed over the amount to the first accused, who handed it over to the petitioner and another co-accused. The petitioner has no case that he or the co-accused were able to obtain a visa for the first informant. The involvement of the petitioner is clear from the averments in the complaint. This is not a fit case to grant

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anticipatory bail.

In the result, this application is dismissed. Learned counsel submits that the petitioner will surrender before the Investigating Officer. He may do so if he is so advised.

Sd/-

**K. ABRAHAM MATHEW,
JUDGE**

DST

//True copy//

P.A. To Judge