

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

TUESDAY, THE 21ST DAY OF JULY 2015/30TH ASHADHA, 1937

Bail Appl..No. 4215 of 2015

CRIME NO. 485/2015 OF VAZHAKKAD POLICE STATION, MALAPPURAM DISTRICT.
.....

PETITIONER/ACCUSED:

**ABDUL RASAKH P.M., AGED 38 YEARS,
S/O.MAMMAD, PULPARAMBIL HOUSE,
CHERUVAYOOR P.O., VAZHAKKAD,
MALAPPURAM, PIN - 673 645.**

BY ADV. SRI.R.ABDUL AHAD

RESPONDENT/COMPLAINANT:

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

BY PUBLIC PROSECUTOR SMT.REMA.R

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 21-07-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

mbr/

K.ABRAHAM MATHEW, J.

B.A.No.4215 of 2015

Dated this the 21st day of July, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner is the accused in Crime No.485 of 2015 of Vazhakkad Police Station, Malappuram District. He is alleged to have committed the offences under Section 379 IPC and Section 12 read with Section 20 and 23 of the Kerala Protection of River Banks and Regulation of Removal of Sand Act.

3. The prosecution case is that he was found transporting river sand in a lorry without any permit.

4. Heard.

5. The petitioner was the owner-cum-driver of the vehicle involved in the incident. There is a prima facie case against him.

6. Having regard to the nature of the offences, it is not proper to grant him anticipatory bail.

In the result, this application is dismissed.

Sd/-

**K.ABRAHAM MATHEW
JUDGE**

cms

/True copy/

P.S.to Judge