

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 5TH DAY OF AUGUST 2015/14TH SRAVANA, 1937

Bail Appl..No. 4216 of 2015

CRIME NO. 1252/2015 OF KOLLAM EAST POLICE STATION , KOLLAM

PETITIONER(S)/1ST ACCUSED:

**RAKESH K.SYAMALAN, AGED 37 YEARS
S/O SYAMALAN K., VADASSERIKKARA, PERINDADU,
PATHANAMTHITTA.**

BY ADV. SRI.SAJU J PANICKER

RESPONDENT(S)/COMPLAINANT:

**STATE OF KERALA,
(SUB INSPECTOR OF POLICE,
CRIME NO. 1252/2015 OF KOLLAM EAST POLICE STATION,
KOLLAM DISTRICT),
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI.V.S.SREEJITH

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05-08-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

K. ABRAHAM MATHEW, J.

B.A. No.4216 of 2015

Dated this the 5th day of August, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner is the first accused in Crime No.1252 of 2015 of Kollam East Police Station, Kollam District. He is alleged to have committed the offences under Sections 451, 294(b), 506(1), 323, 354 & 34 of the Indian Penal Code.

3. The prosecution case is that he assaulted the victim's house, uttered obscene words, threatened and assaulted her and outraged her modesty.

4. Heard.

5. It appears that custodial interrogation of the petitioner is not necessary for effective investigation. So I am inclined to grant the prayer of the petitioner anticipatory bail.

In the result, this application is allowed.

1. The petitioner shall be released on bail after interrogation on his executing a bond for Rs.25,000/-

(Rupees Twenty five thousand only) with two solvent sureties each for the like sum if he is arrested by the police in connection with this case.

2. He shall appear before the investigating officer between 10 a.m to 11 a.m alternate Wednesday for two months or till the final report is filed whichever is earlier.

3. He shall not get himself involved in any other criminal case while he is on bail.

4. He shall not intimidate or attempt to influence the witnesses.

5. He shall not destroy or tamper with the evidence.

6. He shall surrender his passport before the lower court concerned of if he does not have one, he shall file an affidavit to that effect within five days of his release.

7. He shall not leave India without the previous permission of the court of enquiry or trial court as the case may be.

In case of violation of any of the above conditions, the learned Magistrate is empowered to cancel the bail in accordance with law.

If the petitioner surrenders before the Magistrate this order is not applicable and the learned Magistrate may pass appropriate orders.

sd/-
K. ABRAHAM MATHEW
JUDGE

R.AV

//True Copy//

PA to Judge