

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 29TH DAY OF JULY 2015/7TH SRAVANA, 1937

Bail Appl..No. 4276 of 2015 ()

CRIME NO. 448/2015 OF KADAKKAVOOR POLICE STATION, THIRUVANANTHAPURAM

PETITIONER/ACCUSED :

**AJU @ KUTTAPPAN
S/O. SUGATHAN, AGED 30 YEARS
NANDANAM VEEDU, THEKKUMBHAGAM
KADAKKAVOOR DESOM, KADAKKAVOOR VILLAGE.**

**BY ADVS.SRI.K.SIJU
SMT.S.SEETHA**

RESPONDENT :

**STATE OF KERALA
THROUGH THE SUB INSPECTOR OF POLICE
KADAKKAVOOR
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI. C. RASHEED

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29-07-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

K. ABRAHAM MATHEW, J.

B.A. No.4276 of 2015

Dated this the 29th day of July, 2015

ORDER

Petition filed under Section 439 Cr.P.C.

2. Petitioner is said to have committed the offences under Sections 447, 323, 324, 326 & 302 of the Indian Penal Code.

3. The prosecution case is that he pelted stones at the victim and beat him with the midrib of a coconut palm, which resulted in the death of the victim.

4. Heard.

5. The petitioner has been in custody since 09.05.2015. His further detention is not necessary for completion of the investigation.

In the result, this application is allowed.

1. The petitioner will be released on bail on his executing a bond for Rs.1,00,000/- (Rupees One lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate concerned.

2. He shall appear before the investigating officer between 10.30 and 11.30 every Wednesday for five

months, or till the final report is filed, whichever is earlier.

3. He shall not threaten or attempt to influence the witnesses, nor shall he while on bail, get himself involved in any criminal case; nor shall he destroy or attempt to destroy the evidence or interfere with the investigation.

4. 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.

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

If the petitioner violates any of the above conditions, the court of enquiry/trial is empowered to cancel the bail in accordance with the law.

sd/-
K. ABRAHAM MATHEW
JUDGE

R.AV

//True Copy//

PA to Judge