

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

FRIDAY, THE 24TH DAY OF JULY 2015/2ND SRAVANA, 1937

Bail Appl.No. 4381 of 2015

CRIME NO. 43/2015 OF CHATHANNUR EXCISE RANGE OFFICE, KOLLAM
.....

PETITIONER(S)/ACCUSED:

**SUNITHA @ MOLI, AGED 40 YEARS,
D/O.GOPALAKRISHNAN, VAYALIL VEEDU, PUTHENKULAM DESOM,
PUTHAKULAM VILLAGE, KOLLAM-691 302.**

**BY ADVS.SRI.SHABU SREEDHARAN
SRI.S.VIJAYAN
SRI.K.P.UNNIKRISHNAN (ELOOR)
SRI.T.S.PRASANNAKUMAR
SRI.K.V.PREMSANKAR
SMT.RESHMA ABDUL RASHEED**

RESPONDENT(S)/COMPLAINANT:

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

BY PUBLIC PROSECUTOR SMT.REM R.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
24-07-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

msv/

K. ABRAHAM MATHEW, J.

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B.A.No. 4381 of 2015

Dated this the 24th day of July, 2015

ORDER

Petition filed under Section 439 Cr.P.C.

2. Petitioner is alleged to have committed the offence under Section 55(i) of the Kerala Abkari Act. He was found to be in possession of 800 ml. of Indian Made Foreign Liquor which according to the prosecution he had kept for sale.

3. Heard.

4. Petitioner is not involved in any other case. The quantity of liquor seized is only 800 ml. He has been in custody since 09.07.2015. 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.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate concerned.

2) The petitioner shall appear before the investigating officer between 10 a.m and 11 a.m. every Thursday for four months, or till the final report is filed, whichever is earlier.

- 3)He shall surrender his passport before the lower court concerned or if he does not have one, he shall file an affidavit to that effect within five days of his release.*
- 4)He shall not leave India without the previous permission of the court of enquiry or trial court, as the case may be.*
- 5)He shall not intimidate or attempt to influence the witnesses, nor shall he get himself involved in any other criminal case.*

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

DST

//True copy//

P.A. To Judge