

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

FRIDAY, THE 31ST DAY OF JULY 2015/9TH SRAVANA, 1937

Bail Appl..No. 4543 of 2015 ()

CRIME NO. 597/2015 OF VANCHIYOOR POLICE STATION , THIRUVANANDAPURAM

PETITIONER(S)/ACCUSED:

**RAJESH P. AGED 37 YEARS
S/O.PAPPACHAN, RAJESH BHAVAN, KADAPPAKKADA
KOLLAM 691008, PRESENTLY RESIDING AT KEERTHI
CHEMPAKA NAGAR, BAKERY JUNCTION
THIRUVNANTHAPURAM 695001**

**BY ADVS.SRI.T.B.HOOD
SMT.M.ISHA**

RESPONDENT(S)/STATE:

**STATE OF KERALA
REPRESENTED BY THE SUB INSPECTOR OF POLICE
VANCHIYOOR POLICE STATION, THIRUVANANTHAPURAM 695035
THROUGH THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA
KOCHI 682031**

BY SMT.PREMA, PUBLIC PROSECUTOR

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 31-07-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

K. ABRAHAM MATHEW, J.

B.A. No.4543 of 2015

Dated this the 31st day of July, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner is the accused in Crime No.597 of 2015 of Vanchiyoor police station, Thiruvananthapuram District. He is alleged to have committed the offence under Section 420 of the Indian Penal Code.

3. It is alleged that the first informant's daughter was given a certain training by the petitioner in mid brain activation programme. But it did not give her the desired result.

4. Heard.

5. It is doubtful whether Section 420 of the Indian Penal Code is applicable to the facts of the case. So I am inclined to grant the prayer of the petitioner for 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 for interrogation if he is so required by him in writing.

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 or 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