

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

THURSDAY, THE 6TH DAY OF AUGUST 2015/15TH SRAVANA, 1937

Bail Appl..No. 4612 of 2015 ()

CRIME NO. 51/2015 OF KASARAGOD EXCISE RANGE, KASARAGOD DISTRICT

PETITIONER/ACCUSED :

**UDAYAKUMAR D.,
AGED 35 YEARS, S/O. DEVARAJAN
R/AT KAINOTH HOUSE, KALANAD VILLAGE,
KASARAGOD DISTRICT.**

BY ADV. SRI.KODOTH SREEDHARAN

RESPONDENT/COMPLAINANT :

**STATE OF KERALA
THROUGH THE EXCISE INSPECTOR
KASARAGOD EXCISE RANGE
REP. BY ITS PUBLIC PROSECUTOR
HIGH COURT OF KERALA
ERNAKULAM-682 031.**

BY PUBLIC PROSECUTOR SRI. V.S. SREEJITH

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06-08-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

K. ABRAHAM MATHEW, J.

B.A. No.4612 of 2015

Dated this the 6th day of August, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner is the accused in Crime No.51 of 2015 of Kasaragod Excise Range. He is alleged to have committed the offence under Section 55(a) of Abkari Act.

3. The prosecution case is that he was found to be in possession of 45 litres of beer and 5 litres of Indian Made Foreign Liquor.

4. Heard.

5. The incident has been narrated in the mahazar. The allegation is that the petitioner escaped from the place of occurrence on seeing the excise officers. Prima facie he has committed the offence alleged against him. This is not a fit case to grant anticipatory bail.

In the result, this application is dismissed.

sd/-

**K. ABRAHAM MATHEW
JUDGE**

R.AV

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PA to Judge