

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW**

**WEDNESDAY, THE 19TH DAY OF AUGUST 2015/28TH SRAVANA, 1937**

**Bail Appl..No. 4783 of 2015 ()**

**NDPS CR. NO.2/2015 OF ERUMELI EXCISE RANGE.**

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**PETITIONER/ACCUSED:**

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**RAJESH, S/O.VELAYUDHAN,  
AGED 38 YEARS, MATTAMMEL NIKARTH VEEDU,  
VADUTHALA JETTY. P.O, CHERTHALA TALUK,  
ALAPPUZHA DISTRICT.**

**BY ADV. SRI.ABDUL JALEEL.A.**

**RESPONDENTS/COMPLAINANT:**

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- 1. STATE OF KERALA,  
REPRESENTED BY THE PUBLIC PROSECUTOR  
HIGH COURT OF KERALA, ERNAKULAM.**
- 2. THE EXCISE INSPECTOR,  
ERUMELI RANGE, KANJIRAPPALLY TALUK,  
KOTTAYAM DISTRICT-686 541.**

**BY PUBLIC PROSECUTOR SMT.LALIZA. T.Y.**

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION  
ON 19-08-2015, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:**

**rs.**

**K. ABRAHAM MATHEW, J.**

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**B.A. No.4783 of 2015**  
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**Dated this the 19<sup>th</sup> day of August 2015**

**ORDER**

Petition filed under Section 439 Cr.P.C.

2. Petitioner is accused in Crime No.2 of 2015 of Erumeli Excise Range registered for the offences under Sec.20(b)(ii)B of the Narcotic Drugs and Psychotropic Substances Act. The prosecution case is that he was found to be in possession of 1.200 Kgms. of ganja.

3. Heard both sides.

4. The petitioner has been in custody since 30.06.2015. His further detention is not necessary for effective investigation.

In the result, the bail 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 10.00 a.m. and 11.00 a.m. every Wednesday for three months and thereafter every 2<sup>nd</sup> Saturday for three months or till the final report is filed, whichever is earlier.

3) The petitioner shall surrender his passport before the lower court concerned or if he does not have the one, file an affidavit to that effect.

4) The petitioner shall not leave India without the previous permission of the court of enquiry or the trial court concerned as the case may be.

5) The petitioner shall not destroy or tamper with evidence nor shall he get himself involved in any other criminal case.

6) The petitioner shall not intimidate or attempt to influence the witnesses.

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

Sd/-  
**K. ABRAHAM MATHEW**  
**JUDGE**  
/ True Copy /

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P.A. To Judge