

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. 4906 of 2015 ()

**CRIME NO. 668/2015 OF PATATANAKKAD POLICE STATION,
ALAPPUZHA DISTRICT**

PETITIONERS/ACCUSED 1 TO 4 :

- 1. SURESH @ SURA, AGED 37 YEARS,
S/O.PADMANABHAN, KOCHUVELI VEEDU,
PATTANAKKAD POST, ALAPPUZHA.**
- 2. RATEESH, AGED 35 YEARS,
S/O.REMANAN, VELIYIL HOUSE, KURUPPANKULANAGAR POST
ALAPPUZHA.**
- 3. SHAJAN @ KUTTAN, AGED 45 YEARS,
S/O.PADMANABHAN, KOCHUVELI VEEDU,
PATTANAKAD POST, ALAPPUZHA.**
- 4. DICKSON @ SOMAN, AGED 40 YEARS,
S/O.PADMANABHAN, KOCHUVELI VEEDU,
PATTANAKAD POST, ALAPPUZHA.**

**BY ADVS.SRI.K.L.NARASIMHAN
SRI.N.KRISHNA PRASAD**

RESPONDENTS/STATE :

- 1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM-17.**
- 2. SUB INSPECTOR OF POLICE,
PATTANAKAD POLICE STATION, ALAPPUZHA DISTRICT.**

R1 & R2 BY PUBLIC PROSECUTOR SRI.SREEJITH V.S.

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

bp

K. ABRAHAM MATHEW, J.

=====

B.A.No. 4906 of 2015

Dated this the 19th day of August, 2015

O R D E R

Petition filed under Section 438 Cr.P.C.

2. Petitioners are accused 1 to 4 in Crime No. 668 of 2015 of Pattanakad Police Station. They are alleged to have committed the offences under Sections 447, 427, 323, 324, 326, 294(b) read with Section 34 of the Indian Penal Code.

3. The prosecution case is that they assaulted the victims, four in number, with iron rods, sticks and stones.

4. Heard.

5. One of the victims sustained fracture of the right little finger. The injuries of the other victims were contusions and abrasions. It appears that detention of the petitioners is not necessary for effective investigation. Having regard to these facts, I am inclined to grant the prayer of the petitioners.

In the result, this application is allowed.

1)The petitioners shall be released on bail on their executing a bond for Rs.50,000/- (Rupees fifty thousand only) each with two solvent

sureties each for the like sum if they are arrested by the Police in connection with this case.

2)They shall deposit Rs. 250/- (Rupees two hundred and fifty only) each in the trial court within seven days.

3)They shall surrender their passports before the lower court concerned or if they do not have one, they shall file affidavits to that effect within five days of their release.

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

5)They shall appear before the Investigating Officer between 10 a.m. and 11 a.m. every Wednesday for two months or till the final report is filed, whichever is earlier.

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

7)They shall not destroy or tamper with evidence.

8)They shall not get themselves involved in any other criminal case while they are on bail.

If the petitioners surrender before the Magistrate this order is not applicable and the learned Magistrate may pass appropriate orders.

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

DST

//True copy//

P.A. To Judge