

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

THURSDAY, THE 20TH DAY OF AUGUST 2015/29TH SRAVANA, 1937

Bail Appl..No. 4917 of 2015 ()

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CRIME NO. 325/2015 OF MARAYAMUTTOM POLICE STATION,
THIRUVANANTHAPURAM DISTRICT.**

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PETITIONERS/A1 TO A3:

- 1. JAYAKUMAR, AGED 25 YEARS,
S/O.VENU, USHAS, MANNAMTHOTTAM, MARAYAMUTTOM,
PERUMKADAVILA VILLAGE, NEYYATTINKARA,
THIRUVANANTHAPURAM.**
- 2. SREEKUMAR @ ANIKUTTAN, AGED 29 YEARS,
S/O.SASIDHARAN NAIR, SREEKUMAR SADHANAM,
PERUVANMOOLA, MARAYAMUTTOM,
PERUMKADAVILA VILLAGE, NEYYATTINKARA,
THIRUVANANTHAPURAM.**
- 3. SHINE, AGED 27 YEARS,
S/O.SATHYADAS, S.L. COTTAGE, IDAVAZHIKARA,
VADAKARA, PERUMKADAVILA VILLAGE,
NEYYATTINKARA, THIRUVANANTHAPURAM.**

BY ADV. SRI.SHAJIN S.HAMEED.

RESPONDENT/STATE:

**STATE OF KERALA,
REPRESENTED THROUGH THE SUB- INSPECTOR OF POLICE,
MARAYAMUTTOM POLICE STATION,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SMT.LALIZA. T.Y.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 20-08-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

rs.

K. ABRAHAM MATHEW, J.

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B.A.No. 4917 of 2015

Dated this the 20th day of August, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioners are accused 1 to 3 in Crime No.325 of 2015 of Marayamuttom Police Station.

3. They are accused of having committed the offences under Sections 294(b), 323, 324, 452, 379, 427, 308 read with Section 34 of the Indian Penal Code.

4. According to the prosecution, they trespassed into a tea shop, uttered obscene words, assaulted the victim with a chopper and committed theft of Rs.7,000/- and caused damage to the tea shop to the tune of Rs.2,000/-.

5. Heard.

6. The victim did not sustain any visible external injuries. 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. 700/- (Rupees seven hundred 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. third Saturdays for three 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

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P.A. To Judge