

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

MONDAY, THE 7TH DAY OF SEPTEMBER 2015/16TH BHADRA, 1937

Bail Appl..No. 4964 of 2015 ()

CRIME NO. 1565/2015 OF THIRUVALLA POLICE STATION,PATHANAMTHITTA DISTRICT

PETITIONER(S)/ACCUSED 1 TO 3:

1. JAMESMON JACOB @ ALOTTY, AGED 22 YEARS,
S/O. SUNNY JACOB, KAPRAYIL HOUSE, VILLUNNI MURI,
ARAPPUKARA VILLAGE,
NOW RESIDING AT VITHALA VADAKKEPURAYIL HOUSE,
THAMARAL, MEPRAL MURI, PEIRNGARA.
2. MITHUN THOMAS, AGED 27 YEARS,S/O. THOMAS MATHEW,
VADAKKEKUTTU HOUSE, PONPUZHA, ITHITHANAM MURI,
KURICHI VILLAGE, NOW RESIDING AT VADAKKEPURAYIL HOUSE,
THAMARAL, MEPRAL MURI, PEIRNGARA.
3. ROJAN MATHEW, AGED 29 YEARS,S/O. THOMAS MATHEW,
VADAKKEKUTTU HOUSE, PONPUZHA, ITHITHANAM MURI,
KURICHI VILLAGE, NOW RESIDING AT VADAKKEPURAYIL HOUSE,
THAMARAL, MEPRAL MURI, PEIRNGARA.

**BY ADVS.SRI.K.SHAJ
SRI.SAJJU.S**

RESPONDENT(S)/STATE :

1. STATE OF KERALA,
REPRESENTED BY ITS PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM-31
2. SUB INSPECTOR OF POLICE,
THIRUVALLA POLICE STATION,
PATHANAMTHITTA DISTRICT - 689 645.

BY PUBLIC PROSECUTOR SRI.RAJESH VIJAYAN

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 07-09-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

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A. HARIPRASAD, J.

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B.A.No.4964 of 2015

Dated this the 7th day of September, 2015

ORDER

Petition filed under Section 439 Cr.P.C.

2. Petitioners are accused 1 to 3 in Crime No. 1565 of 2015 of Thiruvalla Police Station, registered for offences punishable under Sections 323, 341 and 308 read with Section 34 of the Indian Penal Code. They were arrested on 13.07.2015.

3. The allegation against them is that on 08.07.2015, at about 3.00 am, the first accused hit the *de facto* complainant on the left eye, the third accused forcefully restrained him and at that time the second accused stabbed him causing injuries on cheek and jaw.

4. Heard the learned counsel for the petitioner and the learned Public Prosecutor.

5. Learned Public Prosecutor opposed the bail application contending that the petitioners are involved in grave offences and in KAAPA also.

6. Considering the stage of investigation, I am not inclined to grant bail to the petitioners.

In the result, this application is dismissed.

Sd/-

**A. HARIPRASAD,
JUDGE**

DST

//True copy//

P.A. To Judge