

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. 4979 of 2015

CRIME NO. 909/2015 OF ANCHAL POLICE STATION, KOLLAM
.....

PETITIONER(S)/ACCUSED NO.5:

**JITHIN DEV, AGED 32,
S/O VASUDEVA KURUP, PALLUTHURUTHIL HOUSE,
IRAVICHIRA WEST, SOORANADU SOUTH, KUNNATHUR,
KOLLAM.**

**BY ADVS.SRI.K.R.VINOD
MS.JENCY SUSAN JOSE
SRI.V.SRI NATH**

RESPONDENT(S):

**STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM - 682 031.**

BY PUBLIC PROSECUTOR SMT.T.Y.LALIZA

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

msv/

A. HARIPRASAD, J.

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B.A.No.4979 of 2015

Dated this the 7th day of September, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioner is the 5th accused in Crime No. 909 of 2015 of Anchal Police Station, registered for offences punishable under Sections 120(b), 468, 471, 380, 506(i) and 420 read with Section 34 of the Indian Penal Code.

3. It is alleged that accused 1 to 8 with an intention to cheat the *de facto* complainant conspired together and created forged bills causing loss to the *de facto* complainant by taking away articles in the shop belonging to the *de facto* complainant.

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

5. According to the learned counsel for the petitioner, this is a false case registered against the petitioner on previous enmity. It is also submitted that a civil case and offences under Section 138 of N.I.Act are pending between parties.

Considering the nature of allegations and the stage of investigation, I find that following directions will meet the ends of

justice.

In the result, this application is allowed.

- (a)The petitioner shall surrender before the Investigating Officer within a period of 'two weeks' from today and submit himself for interrogation and thereafter, he shall be released on bail on executing a bond for Rs.25,000/- (Rupees Twenty Five Thousand Only) with two solvent sureties each for the like sum to the satisfaction of the Investigating Officer. In that event, he shall be released on bail in Crime No.909 of 2015 of Anchal Police Station.*
- (b)The petitioner shall appear before the Investigating Officer as and when required for the purpose of interrogation.*
- (c)He shall not intimidate or influence the witnesses.*
- (d)He shall not get himself involved in any other criminal case while he is on bail.*

In case any of the above conditions is violated, bail granted hereby is liable to be cancelled for which the investigating officer may move application before the jurisdictional Magistrate.

Sd/-
A. HARIPRASAD,
JUDGE

DST

//True copy//

P.A. To Judge