

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

WEDNESDAY, THE 2ND DAY OF SEPTEMBER 2015/11TH BHADRA, 1937

Bail Appl..No. 5048 of 2015 ()

CRIME NO. 921/2015 OF KILIMANOOR POLICE STATION, THIRUVANANTHAPURAM

PETITIONER/ACCUSED :

**RATHEESH
S/O.RAGHUNATHAN, AGED 24 YEARS
THADATHARIKATHU VEEDU, KINDAPPARA
KATTUMPURAM, MANJAPPARA, PULIMATH VILLAGE
THIRUVANANTHAPURAM.**

**BY ADVS.SRI.K.SIJU
SMT.S.SEETHA**

RESPONDENT/STATE :

**STATE OF KERALA
THROUGH THE SUB INSPECTOR OF POLICE
KILIMANOOR POLICE STATION
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA AT ERNAKULAM**

BY PUBLIC PROSECUTOR SRI. SHIBU JOSEPH

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02-09-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

A.HARIPRASAD, J.

B.A No.5048 of 2015

Dated this the 2nd day of September, 2015.

ORDER

Application for bail under Section 439 Cr.P.C.

2. Petitioner is the accused in crime No.921/2015 of Kilimanoor Police Station registered for offences punishable under Sections 376 I.P.C and Section 3(2)(5) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and Sections 3 and 4 of Protection of Children from Sexual Offences Act, 2012.

3. Prosecution case is that the petitioner committed rape on a minor girl aged 15 years belonging to a community falling under the Schedule Caste.

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

5. Learned counsel for the petitioner submitted that the petitioner was arrested on 09-07-2015 and no further detention is required.

6. Learned Public Prosecutor opposed the bail application contending that the investigation has not been advanced to a considerable extent. Considering the nature of allegations, I find that the petitioner is not entitled to get bail at present. Hence, the bail application is dismissed.

amk

Sd/-
A.HARIPRASAD,
JUDGE.

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P.A to Judge