

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

MONDAY, THE 31ST DAY OF AUGUST 2015/9TH BHADRA, 1937

Bail Appl..No. 5058 of 2015 ()

**CRIME NO. 1386/2015 OF SASTHAMCOTTA POLICE STATION,
KOLLAM DISTRICT**

PETITIONERS/ACCUSED 1 TO 3 :

- 1. ARUN BABU, AGED 33 YEARS,
S/O.VIJAYAKUMAR, PINNATTU PUTHEN VEEDU, IVERKALA WEST,
KUNNATHUR VILLAGE, PUTHENAMBALAM P.O., KOLLAM-691552.**
- 2. LALU @ LALKUMAR, S/O.PONNAPPAN,
LAL BHAVANAM IVERKALA WEST, IVERKALA WEST,
KUNNATHUR VILLAGE, PUTHENAMBALAM P.O.,KOLLAM-691552.**
- 3. RENJITH, AGED 33 YEARS,
S/O.RAMANKUTTY PILLAI, RENJITH BHAVANAM
IVERKALA NORTH, KUNNATHUR VILLAGE,
PUTHENAMBALAM P.O., KOLLAM-691552.**

**BY ADVS.SRI.P.B.SAHASRANAMAN
SRI.T.S.HARIKUMAR**

RESPONDENTS/STATE AND COMPLAINANT :

- 1. STATE OF KERALA
REPRESENTED BY ITS PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM-682031.**
- 2. THE SUB INSPECTOR OF POLICE
SASTHAMCOTTA POLICE STATION, SASTHAMCOTTA P.O.,
KOLLAM-690521.**

BY PUBLIC PROSECUTOR MR. RAJESH VIJAYAN

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 31-08-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

bp

A.HARIPRASAD, J.

B.A.No.5058 of 2015

Dated this the 31st day of August, 2015

O R D E R

Application filed under Section 438 of the Code of Criminal Procedure.

2. Petitioners are accused Nos. 1 to 3 in Crime No.1386 of 2015 of Sasthamcotta Police Station. They apprehend arrest in the above crime at the hands of Police.

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

4. Learned Public Prosecutor submitted that apart from Sections 294(b), 341, 323 and 324 of the Indian Penal Code shown in the bail application, the petitioners are involved in an offence under Section 326 of the Indian Penal Code also. The alleged incident was on 04.08.2015 at about 06.00 p.m., wherein the first accused inflicted an injury on the *de facto* complainant with the key of a Motor bike and the third accused used an iron rod to assault the *de facto* complainant.

Considering the nature of the allegations, I am of the view that the petitioners are not entitled to get anticipatory bail. They can surrender before the concerned court and move for regular bail.

Bail application is dismissed.

Sd/-
A.HARIPRASAD, JUDGE.

AS

/True Copy/

P.A. to Judge