

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

THURSDAY, THE 3RD DAY OF SEPTEMBER 2015/12TH BHADRA, 1937

Bail Appl..No. 5156 of 2015 ()

CRIME NO. 29/2015 OF KASARGOD RAILWAY POLICE STATION, KASARGOD DISTRICT

PETITIONER/ACCUSED :

**AGIL RAJ
AGED 21 YEARS, S/O.RAJKUMAR,
S.R.NIVAS, M.P.COMPOUND
KUMBLE, KASARGOD DISTRICT.**

BY ADV. SRI. V. BINOY RAM

RESPONDENT/COMPLAINANT :

**STATE OF KERALA
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA
ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI. RAJESH VIJAYAN

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03-09-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

A. HARIPRASAD, J.

Bail Appl. No.5156 of 2015

Dated this the 3rd day of September 2015

O R D E R

Petition filed under Sec.438 Cr.P.C.

2. Petitioner is the accused in Crime No.29 of 2015 of Kassargod Railway Police station registered for the offences under Secs.308, 323, 324 and 341 read with Sec.34 of the Indian Penal Code. The prosecution case is that on 02.03.2015 at about 17.15 hours the petitioner along with the co-accused manhandled the defacto complainant while he was travelling in a passenger train. The accused persons also attempted to push the defacto complainant out of the train and thereby, they have committed the offence of culpable homicide as well.

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

4. The petitioner had moved an application earlier for anticipatory bail as B.A. No.1900 of 2015. This court considered the matter and dismissed the application finding no reason to invoke the jurisdiction

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under Sec.438 Cr.P.C. I do not find any change of
circumstances in this matter.

Therefore the bail application is dismissed.

Sd/-
A. HARIPRASAD
JUDGE

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P.A. To Judge