

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

FRIDAY, THE 4TH DAY OF SEPTEMBER 2015/13RD BHADRA, 1937

Bail Appl..No. 5186 of 2015 ()

CRIME NO. 47/2012 OF SASTHAMCOTTA POLICE STATION, KOLLAM

PETITIONER/ACCUSED NO. 4 :

**ANEESH
AGED 32 YEARS, S/O.SALIM,
CHARUVILA, KAMBALADI MURI
PORUVHAZHI VILLAGE.**

**BY ADVS.SRI.V.JAYAPRADEEP
SRI.V.JAYADHAR**

RESPONDENT/COMPLAINANT :

**STATE OF KERALA
REP. BY THE C.I OF POLICE, SASTHAMCOTTA
THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA**

BY PUBLIC PROSECUTOR SRI. RAJESH VIJAYAN

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04-09-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

A.HARIPRASAD, J.

B.A. No.5186 of 2015

Dated this the 4th day of September, 2015

ORDER

Petitioner seeks pre-arrest bail under Section 438 of the Code of Criminal Procedure apprehending arrest in Crime No.47 of 2012 of Sasthamcotta Police Station. He is involved in offences punishable under Sections 341, 324, 326, 452, 307, 323 and 427 read with Section 34 of the Indian Penal Code. Prosecution case, in short, is that the accused persons with the common intention of attacking the defacto complainant, armed with iron rods, caused injury to the defacto complainant.

After hearing the learned counsel for the petitioner and the Public Prosecutor and also on perusal of the order passed by this Court in B.A.No.1113 of 2015, I am of the view that the petitioner is not entitled to get anticipatory bail. However, petitioner shall surrender before the Magistrate having jurisdiction and move for regular bail. In that event, the learned Magistrate shall consider the application as expeditiously as possible on merits.

The application is disposed of.

A. HARIPRASAD, JUDGE.

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