

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. 5248 of 2015 ()

**CRIME NO. 582/2015 OF FEROKE POLICE STATION,
KOZHIKODE DISTRICT**

PETITIONER/ACCUSED :

**SAIDALAVI, AGED 45 YEARS,
S/O. AHAMMED KOYA, AACHAPARAMBIL HOUSE,
THENHIPALAM AMSOM DESOM, TIRURRANGADI TALUK,
MALAPPURAM DISTRICT.**

BY ADV. SRI.P.K.MOHAMED JAMEEL

RESPONDENTS/COMPLAINANTS :

- 1. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM-682 031.**
- 2. THE SUB INSPECTOR OF POLICE,
FEROKE POLICE STATION, KOZHIKODE DISTRICT.**

R1 & R2 BY PUBLIC PROSECUTOR MR. RAJESH VIJAYAN

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

bp

A.HARIPRASAD, J.

B.A. No.5248 of 2015

Dated this the 4th day of September, 2015

ORDER

Petition under Section 438 of the Code of Criminal Procedure.

2. Petitioner is the accused in Crime No.582 of 2015 of Feroke Police Station registered under Sections 498A and 406 of the Indian Penal Code. Petitioner is the husband of the defacto complainant.

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

4. Considering the nature of allegations, I do not feel that custodial interrogation is necessary in this matter. In the result, the petition is allowed with the following directions:

i. Petitioner shall appear before the investigating officer within a period of two weeks and submit himself for interrogation. Thereafter he shall execute a bond for ₹25,000/- (Rupees twentyfive 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.582 of 2015 of Feroke Police Station.

ii. Petitioner shall appear before the Investigating Officer as and when directed for the purpose of investigation in the matter.

iii. He shall not influence or intimidate the witnesses.

In case of violation of any of the above conditions, the learned Magistrate having jurisdiction is empowered to cancel the bail in accordance with law without referring the matter to this Court.

A. HARIPRASAD, JUDGE.

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