

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

SATURDAY, THE 21ST DAY OF NOVEMBER 2015/30TH KARTHIKA, 1937

Bail Appl. No. 5497 of 2015 ()

CRIME NO. 1064/2015 OF CHATHANNOOR POLICE STATION, KOLLAM

PETITIONER(S)/ACCUSED (STATUS NOT KNOWN):

NISHAD, AGED 24 YEARS,
(STATUS NOT KNOWN),
S/O. SALAHUDEEN, KOCHUVILA VEEDU
MEENADU EAST, CHATHANNOOR, KOLLAM DISTRICT.

BY ADVS.SRI.BINU GEORGE
SMT.HEMALATHA

RESPONDENT(S)/STATE:

STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA-682031.

BY PUBLIC PROSECUTOR T.Y. LALIZA

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
21-11-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

NS

A. HARIPRASAD, J.

Bail Appl. No.5497 of 2015

Dated this the 21st day of November 2015

O R D E R

Bail application filed under Sec.438 Cr.P.C.

2. Petitioner is the 2nd accused in Crime No.1064 of 2015 of Chathannoor Police station registered for the offences punishable under Secs.143, 147, 148, 294 (b), 323, 324 and 307 read with Sec.149 of the Indian Penal Code. Prosecution case is that on 16.06.2015 at about 9.50 p.m., the petitioner along with five others formed themselves into an unlawful assembly with dangerous weapons and attacked the defacto complainant with an intention to commit murder in front of a Beverages Corporation shop. The 1st accused used sword and other accused used iron pipe and other lethal weapons.

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

4. Learned counsel for the petitioner submitted that the name of the petitioner was not mentioned in the

First Information Statement.

5. Learned Public Prosecutor opposed the bail application. It is submitted that the petitioner is involved in three other crimes.

6. I have perused the Case Diary. The materials in the case diary prima facie indicate the involvement of the petitioner in the above crime.

Considering the antecedents of the petitioner and the nature of involvement of the petitioner in other crimes, I am not inclined to grant pre arrest bail to the petitioner.

In the result, the bail application is dismissed.

Sd/-
A. HARIPRASAD
JUDGE

/ True Copy /

NS/21/11/2015

P.A. To Judge