

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

TUESDAY, THE 6TH DAY OF OCTOBER 2015/14TH ASWINA, 1937

Bail Appl..No. 5503 of 2015 ()

**CRIME NO. 1263/2015 OF EZHUKONE POLICE STATION,
KOLLAM DISTRICT**

PETITIONERS/ACCUSED 2,7,8 AND 12 :

- 1. RAHUL, AGED 24 YEARS,
S/O. RADHAKRISHNA PILLAI, RAHUL NIVAS,
MADANTHAKODU MURI, KAREEPRA VILLAGE,
KOTTARAKKARA, KOLLAM.**
- 2. ATHUL MURALI @ KANNAN, AGED 19 YEARS,
S/O. MURALEEDHARAN PILLAI, ATHULYA BHAVAN
MADANTHAKODU MURI, KAREEPRA VILLAGE,
KOTTARAKKARA, KOLLAM.**
- 3. SREYAS @ APPU, AGED 19 YEARS,
S/O. RAGHUNATHAN PILLAI, ILLANJIMELATHIL VEEDU,
MADANTHAKODU MURI, KAREEPRA VILLAGE, KOTTARAKKARA
KOLLAM.**
- 4. SYAM SOORYAN @ SYAM
S/O. SOORYOLBHAVAN, SOORYAMANGALAM VEEDU, PULIYILA
NEDUMPANA VILLAGE, KOTTARAKKARA, KOLLAM.**

BY ADV. SRI.B.MOHANLAL

RESPONDENT/COMPLAINANT & STATE :

**STATE, REPRESENTED BY THE CIRCLE INSPECTOR OF POLICE,
EZHUKONE, EZHUKONE POLICE STATION, KOTTARAKKARA,
KOLLAM DISTRICT, THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SMT. T.Y. LALIZA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 06-10-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

A.HARIPRASAD, J.

B.A.No.5503 of 2015

Dated this the 6th day of October, 2015

O R D E R

Application filed under Section 439 of the Code of Criminal Procedure.

2. Petitioners are accused Nos.2, 7, 8 and 12 in Crime No.1263 of 2015 of Ezhukone Police Station registered for the offences punishable under Sections 143, 147, 148, 294(b), 324, 326, 427 and 307 r/w Section 149 of the Indian Penal Code.

3. Prosecution case is that on 29.08.2015 at about 11.00 p.m., the accused persons as members of an unlawful assembly attacked the *de facto* complainant and his friends due to previous enmity. They were armed with deadly weapons like iron rod, reapers etc.

4. Heard the learned counsel for the petitioners and the learned Public Prosecutor.

5. Some of the petitioners were arrested on 31.08.2015 and others on 02.09.2015. Considering the stage of investigation and nature of offence, bail is

granted to the petitioners with the following conditions:

- (a) Each petitioners shall be released on bail on executing a bond for ₹50,000/- (Rupees fifty thousand only) with two solvent sureties for the like sum to the satisfaction of the learned magistrate having jurisdiction.
- (b) The sureties shall produce documents to establish their identity and solvency. The learned Magistrate need not insist on solvency certificate, but other documents can also be perused to find out whether the sureties are solvent or not.
- (c) The petitioners shall appear before the Investigating Officer on all Mondays and Thursdays between 10.00 a.m and 11.00 a.m. until the final report is filed.
- (d) The petitioners shall not enter the local limits of Ezhukone Police Station for a period of three months except for the purpose of reporting to the Investigating Officer or

attending the court.

- (e) The petitioners shall not intimidate or attempt to influence the witnesses.
- (f) The petitioners shall not in any manner interfere or meddle with the investigation.
- (g) The petitioners shall not, during the period of this bail get involved in any offence.

In case any of the above conditions is violated, bail granted hereby is liable to be cancelled for which the investigating officer may move application before the jurisdictional magistrate.

Sd/-
A.HARIPRASAD, JUDGE.

AS

/True Copy/

P.A. to Judge