

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.SUDHEENDRA KUMAR

FRIDAY, THE 25TH DAY OF SEPTEMBER 2015/3RD ASWINA, 1937

Bail Appl..No. 5675 of 2015 ()

CRIME NO. 801/2011 OF VADAKKANCHERY POLICE STATION , TRISSUR

PETITIONER/2ND ACCUSED:

RAMACHANDRAN @ APPU AGED 41 YEARS
S/O.SHANKARANKUTTY, THRIKOVIL WARIYAM, WADAKANCHERY
TRICHUR.

BY ADVS.SRI.VINAY RAMDAS
SRI.VISHNUPRASAD NAIR

RESPONDENT/STATE AND DE-FACTOR COMPLAINANT:

STATE OF KERALA
REPRESENTED BY SUB INSPECTOR OF POLICE
WADAKKANCHERY POLICE STATION THOROUGH THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM

R BY PUBLIC PROSECUTOR SRI.C.RASHEED

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
25-09-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

SCL.

B. SUDHEENDRA KUMAR, J.

B.A. No. 5675 of 2015

Dated this the 25th day of September, 2015.

ORDER

When this matter has been taken up for hearing, the learned Public Prosecutor has submitted that the final report had been already filed before the court and the matter is now pending as C.C.No.1388/2012 before the court of the Judicial Magistrate of First Class, Wadakanchery. It has been submitted by the learned counsel for the petitioner that a non-bailable warrant, issued against the petitioner by the court below, is still pending. Since the non-bailable warrant issued against the petitioner is pending, an order under Section 438 Cr.P.C in favour of the petitioner will not be justified.

In the result, this application stands dismissed. However, the petitioner shall be at liberty to surrender before the court concerned and apply for regular bail, if so advised. If the petitioner surrenders before the court and files any application for regular bail after serving the copy of the application in

advance to the learned Assistant Public Prosecutor, the court below shall consider and dispose of the application strictly in accordance with law, as expeditiously as possible, preferably on the date of filing itself.

Sd/-
B. SUDHEENDRA KUMAR
JUDGE

Scl.

True Copy

PA to Judge