

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

MONDAY, THE 28TH DAY OF SEPTEMBER 2015/6TH ASWINA, 1937

Bail Appl..No. 5752 of 2015 ()

CRIME NO. 771/2015 OF KUTTIPURAM POLICE STATION, MALAPPURAM DISTRICT

PETITIONER/ACCUSED NO.1 :

**VINOD KUMAR, AGED 42 YEARS
S/O. UNNIKRISHNAN NAIR, EDASSERI HOUSE, KUTTIPPURAM
MALAPPURAM DISTRICT.**

**BY ADVS.SRI.K.B.ARUNKUMAR
SMT.AMBIKA NAIR
SRI.HARIDAS**

RESPONDENT :

**THE STATE OF KERALA
REPRESENTED THROUGH THE SUB INSPECTOR OF POLICE
KUTTIPPURAM POLICE STATION, MALAPPURAM DISTRICT
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM,
PIN-682 031.**

BY PUBLIC PROSECUTOR SMT. REMA R.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28-09-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

A. HARIPRASAD, J.

Bail Appl. No.5752 of 2015

Dated this the 28th day of September 2015

O R D E R

Petition filed under Sec.439 Cr.P.C.

2. Petitioner is the 1st accused in Crime No.771 of 2015 of Kuttipuram Police station registered for the offence under Sec.420A read with Sec.34 of the Indian Penal Code. The prosecution allegation is that, on 18.07.2014 and 15.06.2015, the accused dishonestly obtained Rs.9,53,247/- (Rupees nine lakhs fifty three thousand two hundred and forty seven only) from the Federal bank, Kuttipuram by pledging low quality gold ornaments and thereby alleged to have committed the above offence.

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

4. Learned counsel for the petitioner submitted that the formal arrest of the petitioner in this case was on 04.09.2015 but he was in actual custody 10.07.2015.

Considering the stage of investigation, bail is granted to the petitioner with the following conditions.

i. The petitioner shall be released on bail on his executing a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate having jurisdiction.

ii. The sureties shall be the persons permanently residing in the State of Kerala and shall produce documents to establish their identity and solvency.

iii. The petitioner shall appear before the Investigating Officer between 10.00 a.m. and 11.00 a.m. on every Monday and Thursday until final report is filed.

iv. The petitioner shall not intimidate or attempt to influence the witnesses, nor shall he tamper with the evidence.

v. The petitioner shall not involve in

any other offence during the period of bail.

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

Sd/-
A. HARIPRASAD
JUDGE

/ True Copy /

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P.A. To Judge