

**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. 5779 of 2015 ()**

**CRIME NO. 344/2015 OF VAGAMON POLICE STATION, IDUKKI DISTRICT**

**PETITIONER/ACCUSED :**

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**RAMESAN,  
AGED 49 YEARS, S/O.CHACKO,  
THORANAPLACKAL HOUSE, NEAR CSI CHURCH  
PASUPARA KARA, VAGAMON VILLAGE,  
IDUKKI DISTRICT.**

**BY ADVS.SRI.T.A.UNNIKRIISHNAN  
SRI.K.K.AKHIL**

**RESPONDENT/COMPLAINANT :**

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**STATE OF KERALA,  
REPRESENTED BY THE PUBLIC PROSECUTOR  
HIGH COURT OF KERALA, ERNAKULAM.**

**BY PUBLIC PROSECUTOR SMT.LALIZA T.Y.**

**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.**

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**B.A.No.5779 of 2015**  
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Dated this the 28<sup>th</sup> day of September, 2015

**ORDER**

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

2. Petitioner is the accused in Crime No.344 of 2015 of Vagamon Police Station registered for the offences punishable under Sections 55(a) & (i) of the Abkari Act.

3. Prosecution case is that on 12.09.2015 at 07.45 p.m., the petitioner was found in possession of 1.800 litres of Indian Made Foreign Liquor.

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

5. Learned counsel for the petitioner submitted that the petitioner is not involved in any other offence of a like nature.

6. Considering the facts and circumstances of the case, including the quantity of the contraband seized and the period of detention, I am inclined to grant bail to the

petitioner with the following conditions:

- (a) The petitioner shall be released on bail on his 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 petitioner shall appear before the Investigating Officer on all Mondays between 10.00 a.m and 11.00 a.m. until the final report is filed.
- (d) The petitioner shall not intimidate or attempt to influence the witnesses.
- (e) The petitioner shall not in any manner interfere or meddle with the investigation.

- (f) Petitioner 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